



Legislation Details (With Text)

File #: 2010-0109 **Version:** 3

Type: Ordinance **Status:** Passed Finally

File created: 2/2/2010 **In control:** Committee on Public Safety Services

On agenda: **Final action:** 7/27/2010

Enactment date: 7/27/2010 **Enactment #:** 26

Effective date: 8/10/2010

Title: Ordinance amending the Pittsburgh City Code, Title I, Administrative, Article VII: Procedures, Chapter 160, Investigations of Police Conduct, by adding Section 160.02, Applicable Incidents Requiring Paid Administrative Leave.

Sponsors: Reverend Ricky V. Burgess

Indexes: PGH. CODE ORDINANCES TITLE 01 - ADMINISTRATIVE

Code sections:

Attachments: 1. 2010-0109.doc, 2. 2010-0109 VERSION 2.doc, 3. 2010-0109 VERSION 3.doc

Date	Ver.	Action By	Action	Result
8/17/2010	3	Mayor	Signed by the Mayor	
7/27/2010	3	City Council	Passed Finally	Pass
7/21/2010	3	Standing Committee	Affirmatively Recommended as Amended	Pass
7/21/2010	3	Standing Committee	AMENDED BY SUBSTITUTE	Pass
7/14/2010	2	Standing Committee		
7/7/2010	1	Standing Committee	AMENDED	Pass
7/7/2010	2	Standing Committee	Held in Committee	Pass
5/5/2010	1	Standing Committee	Held in Committee	Pass
4/14/2010	1	Standing Committee	Held in Committee	Pass
3/10/2010	1	Committee on Hearings	Public Hearing Held	
2/11/2010	1	Committee on Public Safety Services	Held for Cablecast Public Hearing	Pass
2/11/2010	1	Committee on Public Safety Services	Held for Cablecast Post Agenda	Pass
2/2/2010	1	City Council	Read and referred	
2/2/2010	1	City Council	Passed Finally	Pass

Ordinance amending the Pittsburgh City Code, Title I, Administrative, Article VII: Procedures, Chapter 160, Investigations of Police Conduct, by adding Section 160.02, Applicable Incidents Requiring Paid Administrative Leave.

Whereas, police officers often face contentious, dangerous, and sometimes life-threatening situations during performance of their duties; and

Whereas, such situations require police officers to make split second judgments regarding the use of force and

how much is appropriate under the circumstances; and

Whereas, certain events merit examination of a police officer's judgment regarding the level of force used at the time of the contentious, dangerous, and/or life-threatening incident; and

Whereas, the City of Pittsburgh wants to ensure all of its citizens that in the event that use of force by a police officer is questioned by the Bureau, such officer will be put on paid administrative leave pending the outcome of a thorough investigation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Pittsburgh City Code, Title I, Administrative, Article VII: Procedures, Chapter 160, Investigations of Police Conduct, is hereby amended by adding Section 160.02, Applicable Incidents Requiring Paid Administrative Leave.

Chapter 160: Investigations of Police Conduct

§ 160.02 Applicable Incidents Requiring Paid Administrative Leave

(a) For purposes of this Chapter,

“Applicable Incident” shall be defined as any incident involving the use of force by a Bureau police officer or officer(s) acting in an official law enforcement capacity.

“Bureau” shall be defined as Pittsburgh Bureau of Police.

(b) The Chief of the Bureau shall refer any Applicable Incident to the City's Office of Municipal Investigations (“OMI”) when the corresponding use of force report reasonably indicates a possible violation of a Bureau policy. During the resulting OMI investigation, the officer(s) involved in such Applicable Incident shall, at the discretion of the Chief of Police and the Public Safety Director, be placed on paid administrative leave for a period of time to be determined by the Chief of the Bureau. Such paid administrative leave, in and of itself, shall not be considered a suspension or disciplinary action taken against the officer, but rather shall be deemed an administrative course of action relieving the officer(s) from further performance of field duties while providing the Bureau with time necessary to conduct an objective investigation of the Applicable Incident.