

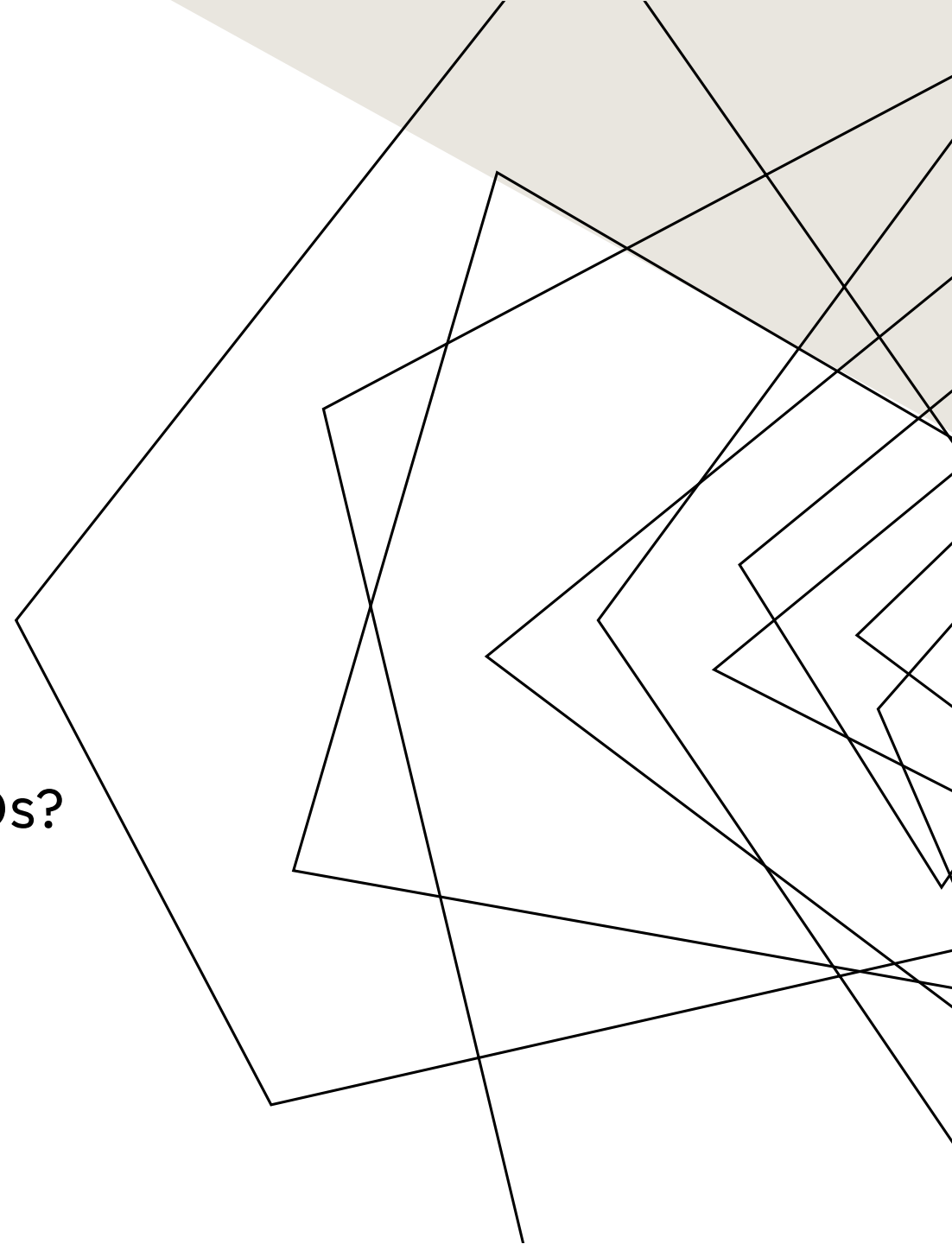


# Extreme Risk Protection Orders

Sgt. Josh Silverman  
Portland Police Bureau

# OVERVIEW

- What is an ERPO?
- When is an ERPO a good idea?
- How do PPB and MCSO handle ERPOs?
- Next steps?





# WHAT IS AN ERPO?

A court order that:

Prohibits a person from possessing deadly weapons such as firearms for one year

when they present a risk of suicide or causing physical injury to another person

in the near future.

# EXAMPLES OF GOOD ERPO CANDIDATES

- A person has threatened or attempted suicide with a firearm.
- A person has made threats to acquire a firearm to harm others.
- A person owns firearms and has made credible threats to harm an individual or group.

# WHO CAN APPLY FOR AN ERPO

- Family member
  - Household member
  - Intimate partner
  - Law Enforcement
- 
- What about doctor / social worker/ neighbor?
    - Nope. (Other states allow doctors / MH providers to apply)





# HOW DO I APPLY FOR AN ERPO?

- Complete and print ERPO paperwork (<https://www.courts.oregon.gov/forms/pages/erpo.aspx>, or just google “ERPO Oregon”)

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

In the Matter of: \_\_\_\_\_

Respondent \_\_\_\_\_

Case No: \_\_\_\_\_

**EXTREME RISK  
PROTECTION ORDER  
PETITION  
and AFFIDAVIT IN SUPPORT**  
(Ex Parte if Not Renewal)

☐ I need an interpreter: ☐ Spanish ☐ Russian ☐ other: \_\_\_\_\_

I am the Petitioner named in the Affidavit. I believe Respondent is at risk for suicide or causing harm to another person in the near future. I ask the court to grant an *Extreme Risk Protection Order* to prohibit Respondent from owning, possessing, or acquiring deadly weapons, and to order surrender of deadly weapons to a law enforcement agency.

**PETITION**

*For Renewals only:*  
☐ An *Extreme Risk Protection Order* was issued for this Respondent on \_\_\_\_\_ and is currently in effect. This *Petition* is to renew the existing *Order* for one year, effective immediately upon expiration of the existing *Order*.  
(date, if known): \_\_\_\_\_

**AFFIDAVIT**

**Petitioner's Information:**

Relationship to Respondent: \_\_\_\_\_ Name: \_\_\_\_\_ Enforcement officer (DPSST#): \_\_\_\_\_

**Information about Respondent:**

1. Respondent's Information:

a. Name: \_\_\_\_\_

b. Address: \_\_\_\_\_

c. Phone number: \_\_\_\_\_

d. State ID # (SID) if known: \_\_\_\_\_

e. Name and address of any hospital or other institution where Respondent was admitted on a temporary or permanent basis, or other facility where Respondent is or is known to stay: \_\_\_\_\_

Extreme Risk Protection Order - Petition  
Page 1 of 4  
(Aug 2019)

# HOW DO I APPLY FOR AN ERPO?

- Complete and print ERPO paperwork (<https://www.courts.oregon.gov/forms/pages/erpo.aspx>, or just google “ERPO Oregon”)
- Deliver paperwork to the Multnomah County Courthouse 8am-noon.



3  
Jury Duty  
Case Managers  
Records  
↑

2  
Customer Service  
Payments  
Document Filing  
Traffic/Parking Tickets  
Court Information  
Legal Resource  
Center  
Mediation  
Crane Room  
↑

1  
Child Care  
Multnomah County  
Sheriff  
Civil Process  
←



## HOW DO I APPLY FOR AN ERPO?

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- Deliver paperwork to the Multnomah County Courthouse before noon.
- The judge will call you that afternoon.





# WHO SHOULD APPLY FOR THE ERPO?

## Community Member

First-hand information

Can apply without delay

Sometimes struggle with process

Sometimes struggle to articulate risk

Might not want to be the “bad guy.”

## Law Enforcement

Second-hand information

Juggling caseloads

Familiar with court processes

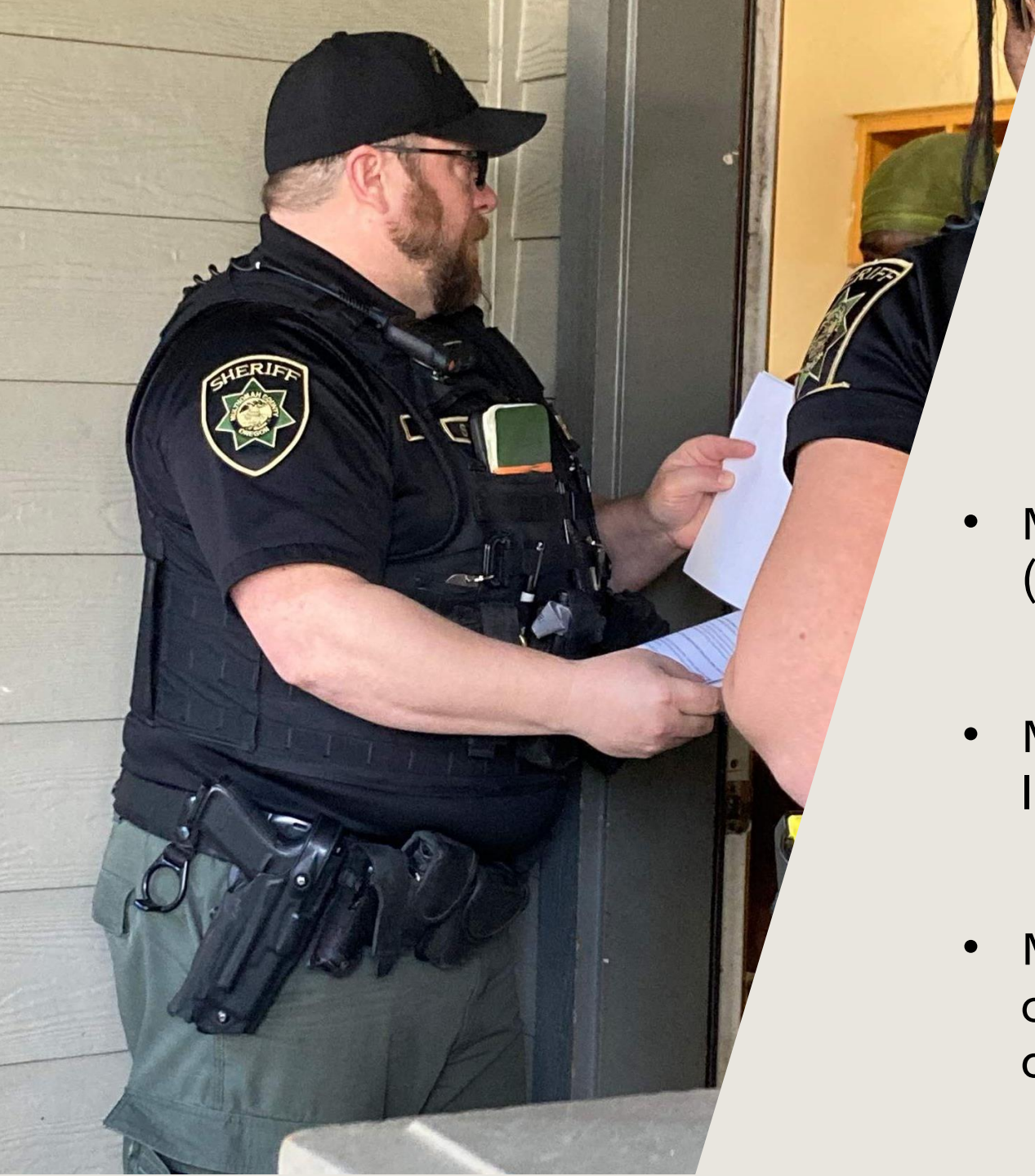
Good at articulating risk

Used to being the “bad guy.”



# ERPO GRANTED

What happens next?



# ERPO SERVICE

- Multnomah County Sheriff's Office (MCSO) serves paperwork.
- MCSO educates respondent on their legal responsibilities.
- MCSO coordinates weapon safekeeping or transfer (respondent has 24 hours to comply)



# ORDER CONTESTED?

- Respondent has the right to contest.
- Hearing typically 21 days out.

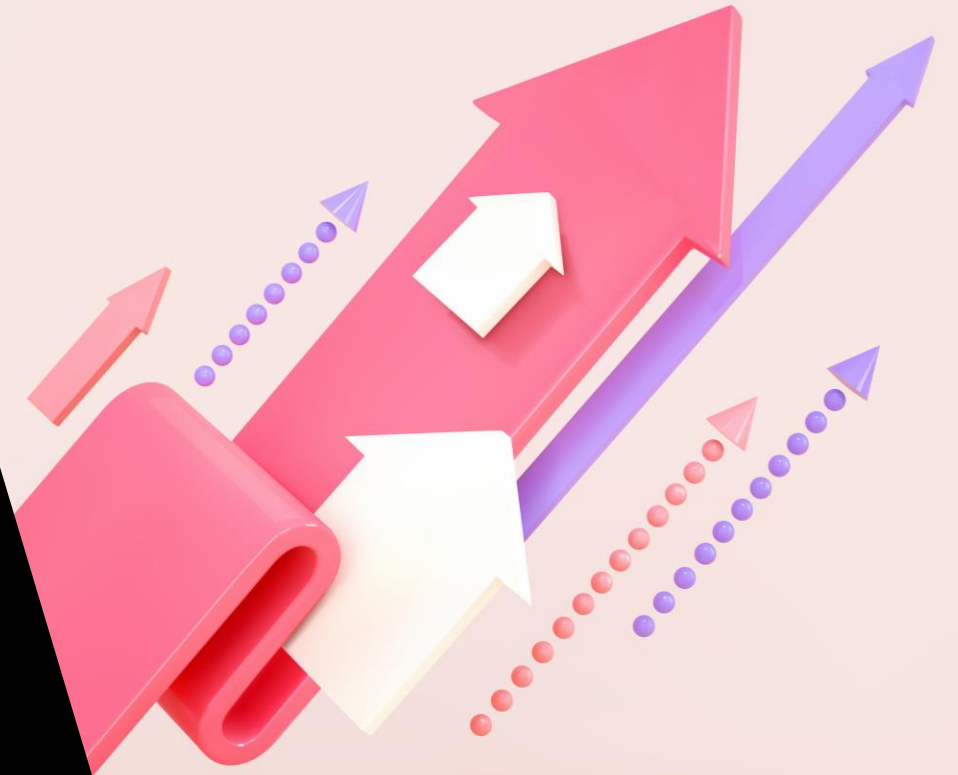




## ERPO VIOLATED?

- Call 911 in an emergency, or the non-emergency line (503-823-3333) depending on the situation
  - Crime ORS 166.543 (Class A misdemeanor)
  - Law Enforcement can arrest / apply for search warrant

# EFFORTS TO INCREASE ERPO USE

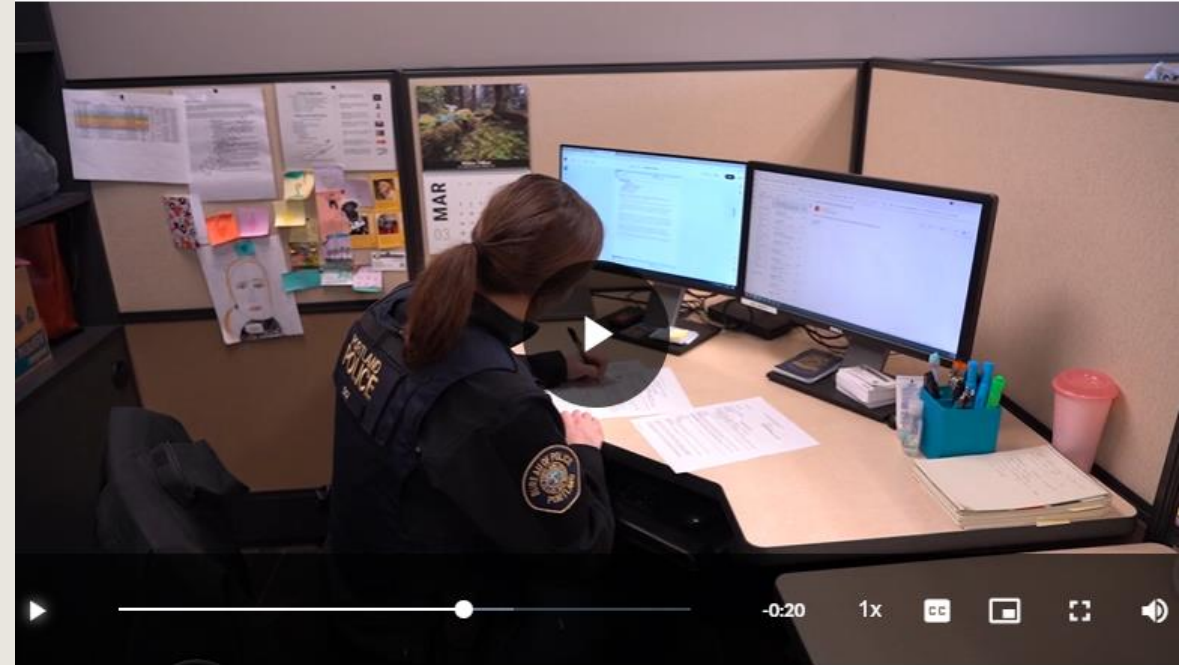




# PORTLAND POLICE'S PROCESS

- Problem:
  - Patrol unfamiliar with process
  - Patrol does not have time/resources
- Solution
  - Patrol emails ERPO inbox.
  - BHU officers complete and submit paperwork.
  - Online training for all officers May 2025

The Behavioral Health Unit (BHU) is now available to assist with Extreme Risk Protection Orders (ERPOs).



How immediate does the risk need to be for an ERPO?

The person must present a risk of suicide or causing physical injury to another person \_\_\_\_\_.

# NEXT STEPS

- BHU providing training for:
  - City Crisis workers (Project Respond, Portland Street Response, Mult Co Call Center/Crisis Line, etc.)
  - Hospital social workers
  - Civil Commitment Investigators
- BHU creating an information sheet for patrol/community.
- BHU available to assist the public with application process
  - [ERPRequests@police.portlandoregon.gov](mailto:ERPRequests@police.portlandoregon.gov)



# NEXT STEPS

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Date Range	Multnomah Circuit Court
	ERPO Filings
2018	16
2019	18
2020	19
2021	14
2022	15
2023	21
2024	19
Jan-June 2025	20
Total	142





# WHAT IF I HAVE MORE QUESTIONS?

[ERPOrequests@police.portlandoregon.gov](mailto:ERPOrequests@police.portlandoregon.gov)

- Note: this is for non-urgent questions or help with ERPO applications.
- You CAN give this email to the public.



# THANK YOU!

Sgt. Josh Silverman

Portland Police Bureau  
Behavioral Health Unit  
Crisis Negotiation Team  
Multnomah County Threat Advisory Team

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503-545-3986 (work cell, don't abuse please)