

RULES, ELECTIONS, INTERGOVERNMENTAL RELATIONS, AND NEIGHBORHOODS COMMITTEE REPORT relative to options for a May 2017 ballot measure to amend the City Charter relative to the composition of the Los Angeles Police Department's (LAPD) Board of Rights Panels.

Recommendation for Council action:

1. REQUEST the City Attorney, with the assistance of the Chief Legislative Analyst (CLA), the City Administrative Office (CAO), and the Chair of the Rules, Elections, Intergovernmental Relations, and Neighborhoods (REIRN) Committee, to prepare and transmit the necessary election ordinance and resolutions by Wednesday, January 18, 2017 to place a ballot measure before the voters at the May 16, 2017 general municipal election that would amend City Charter Section 1070 relative the LAPD's Board of Rights panels to enable the City Council to adopt an ordinance to give officers accused of misconduct the option to have their cases heard by an all civilian panel, selected from a list of Hearing Examiners maintained by the Board of Police Commissioners, that would be in place for a minimum of two years, and be evaluated for effectiveness at the end of the two-year period.
2. AUTHORIZE the City Attorney, with the assistance of the CLA, CAO, and the Chair of REIRN Committee, to make modifications and/or legal corrections to the draft election ordinance, draft resolution, draft ordinance requests, and any other related actions listed above in order to further the objectives as described in these recommendations.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

SUMMARY

At a special meeting held on January 10, 2017, the Rules, Elections, Intergovernmental Relations, and Neighborhoods Committee considered a report from the CLA, dated January 6, 2017, relative to options for a May 2017 ballot measure to amend the City Charter relative to the composition of the LAPD's Board of Rights Panels.

Representatives of the CLA provided a brief overview of the CLA's report and responded to related questions from the Committee. Additionally, representatives of the LAPD (the Director of Office of Constitutional Policing and Policy, the Commander of Internal Affairs Group, and the Executive Director of the Los Angeles Police Commission) also addressed the Committee. The LAPD executives reported that LAPD supports civilian oversight on the Board of Rights Panel but expressed concern relative to any proposal that would create an all-civilian Panel inasmuch as civilians face challenges relative to limited training and knowledge of LAPD's procedures, that civilians tend to be more lenient than LAPD staff when recommending disciplinary actions on Board of Rights Panels, and that it would further reduce the ability of the Chief of Police to hold accountable officers accused of misconduct.

The Committee Chair submitted recommendations relative to requesting the City Attorney to prepare and present the necessary ordinance and resolutions to place a ballot measure before the voters to allow LAPD officers accused of misconduct the option to have their cases heard by an all-civilian Board of Rights Panel. The recommendations were read into the record (and subsequently attached to the Council). The Committee Chair discussed civilian oversight on the Board of Rights Panels with the representatives of the LAPD and inquired about the requirements for civilians on the Panel and how they are selected.

After consideration, and after providing an opportunity for public comment, the Committee approved the recommendations submitted by the Committee Chair. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

RULES, ELECTIONS, INTERGOVERNMENTAL RELATIONS, AND NEIGHBORHOODS
COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
WESSON:	YES
HUIZAR:	YES
HARRIS-DAWSON:	YES

REW
1/10/17
FILE NO. 16-1331

-NOT OFFICIAL UNTIL COUNCIL ACTS-