

AD HOC COMMITTEE ON POLICE REFORM REPORT relative to implementing Charter Amendment C by providing an accused officer the option of having a Board of Rights composed of three civilian members.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an Ordinance to:

- a. Add a new section to Los Angeles Municipal Code (LAMC) Section 22.290 to require an annual audit by the Inspector General of the Police Commission on the Board of Rights proceedings.
- b. Add a new section to LAMC Sec. 22.290 to require the release of Board of Rights decisions to the public as allowable under current law.

Fiscal Impact Statement: None submitted by the City Attorney nor the Board of Police Commissioners. Neither the City Administrative Officer (CAO) nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

On March 20, 2019, your Committee considered February 5, 2019 and March 14, 2019 City Attorney reports, December 11, 2018 Police Commission report, and Ordinance relative to implementing Charter Amendment C by providing an accused officer the option of having a Board of Rights composed of three civilian members. According to the City Attorney, in January 2017, the City Council approved the placement of Charter Amendment Measure C on the May 2017 City ballot. Charter Amendment Measure C was designed to provide police officers accused of misconduct the option of choosing between a Board of Rights panel composed of two police officers with a rank of Captain or higher and one civilian, or a panel of three civilians. Measure C was approved by the voters on May 16, 2017 and with that approval, Council is now authorized to adopt a new ordinance that would provide for the qualifications, selection process, and compensation for civilian board members. Council created an Ad Hoc Committee on Police Reform, which was tasked with finding ways to increase transparency, fairness and accountability in police disciplinary matters.

Subsequently, on November 14, 2018, Council moved to take the following actions:

1. Request the City Attorney to prepare and present a draft Ordinance implementing the provisions of Charter Amendment C, regarding civilian membership on Board of Rights panels.
2. Request the Board of Police Commissioners, with the assistance of the City Attorney, to make changes to the qualifications for civilian hearing examiners, including enhancing diversity, increasing the number of City residents, and allowing for the inclusion of retired command staff police officers which would require a minimum one-

year cooling off period for retired LAPD command staff.

3. Request the City Attorney, with the assistance of the CAO and Los Angeles Police Department (LAPD), to report with recommendations, budget needs, and an implementation plan to have the City Attorney's office act as the LAPD's Advocate for all Board of Rights hearings.
4. Instruct the LAPD, with the assistance of the City Attorney, to report on options to make comprehensive, anonymized reports on police disciplinary matters available to the public on a regular basis.

The above reports submitted by the Board of Police Commissioners and City Attorney are in response to the above instructions.

During the meeting, representatives from the City Attorney and Board of Police Commissioners answered questions from the Committee members. Also, the Committee Chair submitted a series of recommendations which have been attached to the Council file. After consideration and having provided an opportunity for public comment, the Committee moved to request the City Attorney to prepare and present an Ordinance as detailed in the above recommendation. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

AD HOC COMMITTEE ON POLICE REFORM

<u>MEMBER</u>	<u>VOTE</u>
WESSON:	YES
KORETZ:	YES
SMITH:	YES
CEDILLO:	YES
HARRIS-DAWSON:	YES

ARL
3/20/19

-NOT OFFICIAL UNTIL COUNCIL ACTS-