



# Police Oversight Ad Hoc Committee Updates



---

Slide 1

---

Police Oversight  
City Manager's Office  
April 5, 2022

# Timeline



---

Slide 2

---

Police Oversight  
City Manager's Office  
April 5, 2022

- 
- June 16, 2020: councilmember requested item
  - September 15, 2020: informational report (history of police oversight, introduction to models, examples of how oversight is implemented in California)
  - December 15, 2020: informational report (more details on models and mechanics of boards/commissions in California, community feedback survey results)
  - September 7, 2021: informational report (review of Investigation-Focused and Auditor/Monitor models, community feedback survey results)



# Ad Hoc Committee



---

Slide 4

---

Police Oversight  
City Manager's Office  
April 5, 2022

- 
- On September 21, 2022, Mayor Sarmiento appointed Mayor Pro Tem Bacerra, Councilmember Hernandez, and Councilmember Lopez to the Police Oversight Ad Hoc Committee to discuss those details.
  - To date, the Ad Hoc Committee meetings have consisted of the following:
    - Variations in police oversight models
    - Peace Officer Bill of Rights (POBR)
    - Initial recommendations on a police oversight mechanism for Santa Ana



# Initial Recommendations



---

Slide 6

---

Police Oversight  
City Manager's Office  
April 5, 2022

# Model

---

- Hybrid: Investigation-Focused and Auditor/Monitor Focused



# Oversight Functions

---

- Reviewing investigations
- Auditing investigations and/or policy compliance
- Monitoring open investigations
- Independent investigations
- Pattern or trend analysis
- Oversight of the Santa Ana Jail
- Publishes the following reports: annual reports, special reports, complaint information or statistics, and analyses of department practices



# Local Structure

---

- The police oversight mechanism is established by a Charter amendment, to be followed by an ordinance of the City Council with additional policy and procedure that aligns with the provisions of the Charter.
- The police oversight mechanism reports to the City Council.



# Board/Commission

---

- The police oversight mechanism includes a board or commission.
- The Police Oversight Board/Commission is trained on Police Department policies and procedures.
- Members of the Police Oversight Board/Commission receive a stipend for serving on the board/commission.
- Current and former law enforcement officers are not permitted to serve on the Police Oversight Board/Commission.



# Staffing

---

- The police oversight mechanism would include the following staff:
  - Director
  - Attorney from the City Attorney's Office
  - Investigator
  - Auditor
  - Analyst
  - Administrative assistant



# Scope of Authority

---

- Accepts anonymous complaints
  - A complainant would not be required to submit an affidavit or notarized statement
  - o Does not have a mediation program
  - Cannot respond to the scene of critical incidents
  - Can recommend and implement new or revised departmental policies/procedures
  - Can recommend and implement discipline
  - Can recommend investigative findings
  - o Can recommend and implement training or retraining
  - o Can require the Police Department to respond to recommendations



# Information Access: Departmental Records

---

- Computer-aided dispatch records
- Personnel records
- Body-worn / in-car video
- Stop, search, and arrest records
- Use of force reports
- All electronic databases, including, but not limited to, the items listed above



# Information Access: Internal Affairs

---

- Copies of open Internal Affairs files and investigations
  - o Copies of closed Internal Affairs files and investigations
  - o Front-end access to Internal Affairs database
- Back-end access to Internal Affairs database



# Subpoena

---

- Yes



# Enabling Legislation

---

- Charter amendment that requires a police oversight board/commission as defined and with parameters
- City Council ordinance with mechanics/procedure



# Next Steps



---

Slide 17

---

Police Oversight  
City Manager's Office  
April 5, 2022

- 
- If the City Council decides to concur with the Ad Hoc Committee's recommendations, consider which criteria might go into the Charter amendment vs. ordinance.



# Options



---

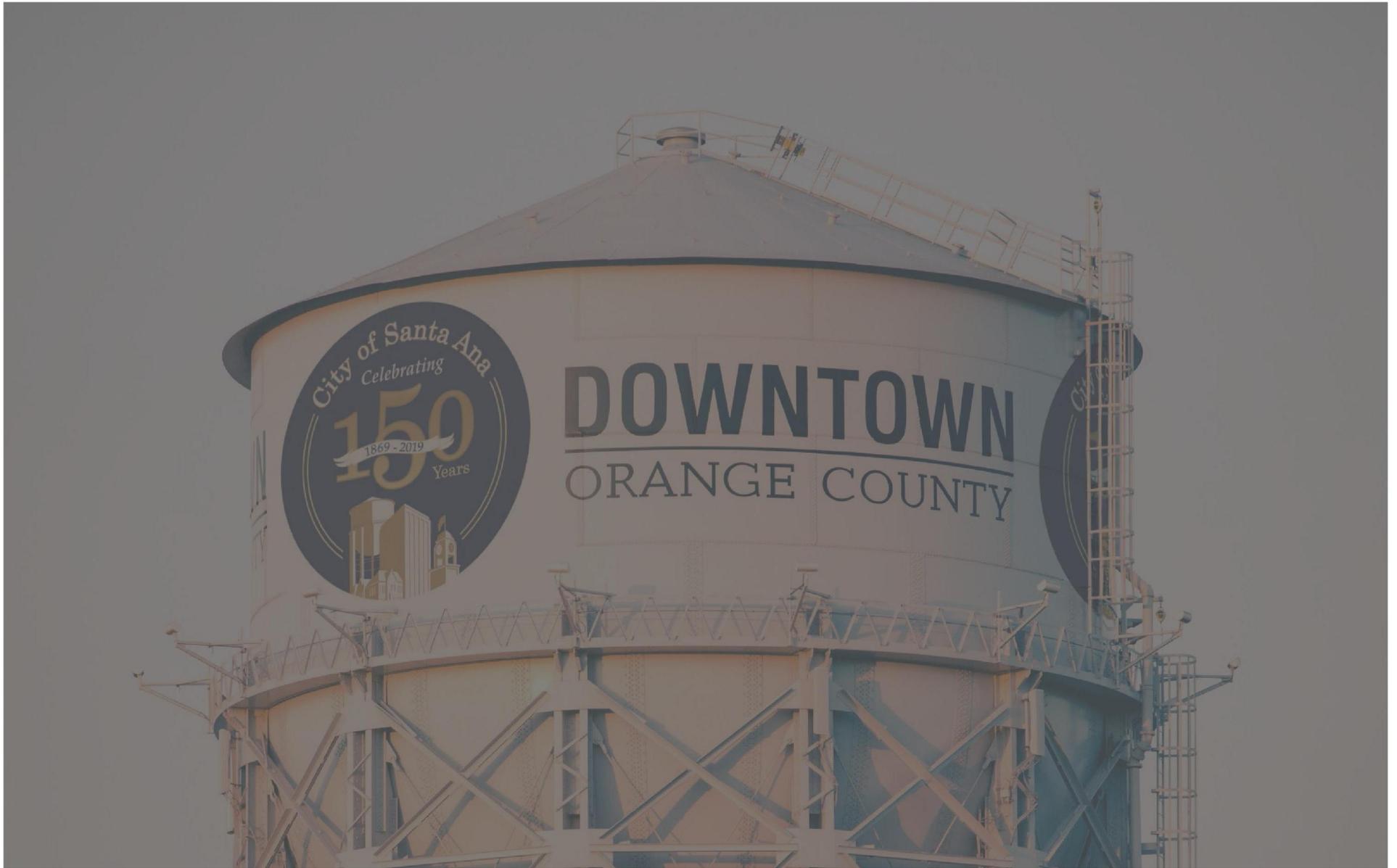
Slide 19

---

Police Oversight  
City Manager's Office  
April 5, 2022

- 
- Concur with the Ad Hoc Committee.
  - Direct staff to return with more information.
  - Take no action.





---

Slide 21

---

Police Oversight  
City Manager's Office  
April 5, 2022