

Clerk File No. 310387

2009 Report of the Police Intelligence Auditor
 filed pursuant to Ordinance 108333 (Seattle
 Municipal Code 14.12).

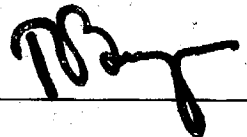
Related Legislation File: _____

Date Introduced and Referred: <u>June 1, 2010</u>	To: (committee): <u>Public Safety and Education</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>7.6.10</u>	Disposition: <u>Filed</u>

January 8, 2010
Date Filed with City Clerk

Janet Pelata
By

The City of Seattle – Legislative Department

Clerk File sponsored by: 

Committee Action:

Date	Recommendation	Vote
<u>6/30/10</u>	<u>MSP to Accept</u>	<u>3-0-0</u> <u>TB, SB, SC</u>

This file is complete and ready for presentation to Full Council.

Full Council Action:

Date	Decision	Vote
<u>7.6.10</u>	<u>Filed</u>	<u>9-0</u>

CF No.310387

Title:2009 Report of the Police Intelligence Auditor,
filed pursuant to Ordinance 108333 (Seattle
Municipal Code 14.12).

Date Filed with City Clerk:20100108



City of Seattle

Gregory J. Nickels, Mayor

Seattle Police Department

R. Gil Kerlikowske, Chief of Police

January 6, 2010

Catherine Moore
Seattle City Clerk
City Hall, 3rd Floor
Seattle, Washington 98104

FILED
CITY OF SEATTLE
2010 JAN -8 PM 2:20
CITY CLERK

Dear Ms. Moore:

Pursuant to Ordinance 108333 and Seattle Municipal Code Section 14.12.330, I have reviewed the Report of Police Intelligence Auditor after receiving it on December 18, 2009.

The Audit Report revealed (a) no violations of the Ordinance and (b) a good faith effort by the Seattle Police Department to comply with the Ordinance in all respects.

I want to assure you of our continued intent to faithfully comply with the requirements of this Ordinance.

Sincerely,

John Diaz
Interim Chief of Police

EB:sed

Attachment



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986
An equal employment opportunity, affirmative action employer.
Accommodations for people with disabilities provided upon request. Call (206) 233-7203 at least two weeks in advance.



**Report of Police Intelligence Audit Pursuant to
Seattle Municipal Code 14.12**
David Boerner, Police Intelligence Auditor

On December 7, 2009, I reviewed material in the Seattle Police Department criminal intelligence section. As with previous audits I arranged with the head of the section, Eric Barden for access to the material necessary to complete the audit. When I arrived at the Seattle Police Department all the material I requested was available for my review. Lt. Barden cooperated fully with my audit. I was given access to all the files I requested to see.

The following is a summary of the categories of information reviewed for this report. These categories are the same as those inspected during previous audits.

1. **Request for information memorandum** – These documents are created when a law-enforcement agency or officer requests information on a given individual or group. All involved either criminal activity or background check requests that are not covered by Seattle Municipal Code 14.12.
2. **Bulletins** - The Intelligence Section issues bulletins to members of the Seattle Police Department concerning criminal activity, gang activity, visiting dignitaries and public events. All involved information regarding criminal activity.
3. **Investigation files** – These files reflect ongoing investigations being conducted by the department – these investigations do not involve the collection of restricted information.
4. **Subject files** – This is an investigation file documenting suspected criminal activity by subject matter-for example, burglary, robbery or other

crimes. As with previous audits, I conducted a random review of the investigation/subject files.

5. **Public information file index** – This is essentially a library containing public information and documents on areas of concern to law-enforcement. This file is open to review by members of the public. I reviewed the entire index of documents maintained in this library.
6. **Law-enforcement journals/literature index** – This file contains a library of law-enforcement publications. This library is not open to the public. I reviewed the entire index of documents maintained in this library.
7. **Authorizations for the collection of restricted information/related files** – (Seattle municipal code 14.12.160). The last audit ended with a review of authorization number 08-A03. I reviewed all authorizations signed after the last audit.

All of the information described in categories 1-7 above appears to have been appropriately collected, distributed and/or maintained within the guidelines set out in the ordinance. I will briefly summarize each authorization for the collection of restricted information that was reviewed during this audit.

Review of Authorizations:

Authorization 08-A03

This authorization was signed on June 19, 2008. It was extended on September 11, 2008, and March 4, 2009. It expired on June 19, 2009. The authorization appears to have been appropriately granted.

Authorization 09-A01

This authorization was approved on June 3, 2009. It expired on June 20, 2009. The authorization appears to have been appropriately granted.

Authorization 09-A02

This authorization was approved on June 8, 2009. It expired on June 18, 2009. The authorization appears to have been appropriately granted.

Authorization 09-A03

This authorization was approved on October 22, 2009. It will be effective until January 19, 2010. The authorization appears to have been appropriately granted.

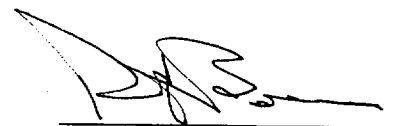
Authorization 09-A04

This authorization was approved on October 22, 2009. Infiltration was approved on October 28, 2009. It will be effective until January 19, 2010. The authorization appears to have been appropriately granted.

Conclusion

The authorizations for the collection of restricted information appear to have been appropriately approved, and a review of the files connected with these authorizations has not uncovered the collection of inappropriate or illegal information. No new authorizations have been issued since the last audit. One authorization expired. It appears from the files reviewed that there is no evidence of a pattern, practice or incident involving the collection of information in a manner prohibited by the ordinance. Based on the available information, the auditor concludes that the authorizations for the collection of restricted information and the files related to those authorizations are in compliance with the Seattle Municipal Code.

Dated this 11th day of December, 2009.



David Boerner
Police Intelligence Auditor