

Clerk File No. 311542

The City of Seattle – Legislative Department

Clerk File sponsored by: _____

August 2010 Report of the Police Intelligence Auditor pursuant to Ordinance 108333 (Seattle Municipal Code 14.12).

Committee Action:

| Date | Recommendation | Vote |
|---------|-----------------------------|---------------------|
| 6/15/11 | MSP acceptance of CF 311542 | 3-0-0 TB, SB, SC |

Related Legislation File: _____


| | |
|---|--|
| Date Introduced and Referred: 5.23.11 | To: (committee): Public Safety + Education |
| Date Re-referred: | To: (committee): |
| Date Re-referred: | To: (committee): |
| Date of Final Action: 6/20/11 | Disposition: Filed |

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

Full Council Action:

| Date | Decision | Vote |
|---------|----------|------------------------|
| 6/20/11 | Filed | 8-0 (excused: O'Brien) |

~~5.23.11~~ **9.9.10**
Date Filed with City Clerk


By _____

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

On July 20, 2010, 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

RECEIVED
8-31-10

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, December 3, 2008, March 4, 2009, June 3, 2009, August 28, 2009, November 24, 2009, February 23, 2010 and May 21, 2010. The initial authorization and extensions appear to have been appropriately granted.

Authorization 09-A03

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

Authorization 10-A01

This authorization was approved on May 24, 2010. It will be effective until August 20, 2010. This authorization appears to have been appropriately granted.

Authorization 10-A02

This authorization was approved on July 6, 2010. It will be effective until October 3, 2010. This 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. 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 23rd day of August, 2010.

A handwritten signature in black ink, appearing to read 'D. Boerner', written over a horizontal line.

David Boerner
Police Intelligence Auditor