

ORDINANCE No. 118482

COUNCIL BILL No. 111611

AN ORDINANCE relating to the Police Department; creating a position for a citizen observer on the Firearms Review Board.

INDEXED

The City of Seattle--Legislative

REPORT OF COMMITTEE

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____ report that we have considered the same and respectfully recommend

COMPTROLLER FILE No. _____

Introduced: JAN 27 1937	By: NOLAND
Referred: JAN 27 1937	To: PUBLIC SAFETY COMMITTEE
Referred: 1/28/37	To: public safety passed 2-0
Referred:	To:
Reported: FEB - 3 1937	Second Reading: FEB - 3 1937
Third Reading: FEB - 3 1937	Signed: FEB - 3 1937
Presented to Mayor: FEB - 4 1937	Approved: FEB - 6 1937
Returned to City Clerk: FEB 10 1937	Published: little 5 pp.
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

*Amended in Committee 2-0 (8/20/37)
Full Council vote 8-0*



Committee Chair

INDEXED

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recommend that the same:

Amended in Cmtz 2-0 (8N#50)

Full Council vote 8-0

Committee Chair

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IT IS DUE TO THE QUALITY OF THE DOCUMENT.



ORDINANCE 118482

AN ORDINANCE relating to the Police Department; creating a position for a citizen observer on the Firearms Review Board

WHEREAS, the Seattle Police Department has an internal Firearms Review Board that is convened to investigate and review the circumstances attending each discharge of a firearm by an officer; and

WHEREAS, the Board currently consists of appointees from within the Police Department; and

WHEREAS, the Mayor and the City Council have an interest in increasing the confidence of the general public in the review process; and

WHEREAS, adding a non-voting citizen observer to the Firearms Review Board would accomplish this; Now Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Firearms Review Board Citizen Observer Position Created; Purpose

There is created a Firearms Review Board Citizen Observer position (hereinafter "Citizen Observer") with authority to attend each meeting of the Seattle Police Department Firearms Review Board as a non-voting observer, to report annually to the Mayor and Council on the proceedings of the Firearms Review Board, and to increase the confidence of the general public in the review process.

Section 2. Definitions

As used in this Subchapter, the following definitions apply:

A. "Firearms Review Board" refers to the Seattle Police Department's internal review board (or successor unit), currently referenced in Section 1.305 of the Seattle Police Department's Policies and Procedures Manual, whose purpose is to investigate and review the circumstances attending each discharge of a weapon by an officer.

Section 3. Appointment of the Citizen Observer

A. The Mayor shall appoint as his or her representative, a Citizen Observer, subject to confirmation by the City Council, to observe the proceedings of the Firearms Review Board. The Citizen Observer shall serve a term of three (3) years and may be reappointed to one subsequent ~~two~~ three-year term by the Mayor, subject to confirmation by the City Council.

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1 Terms shall begin on ~~January 1 of odd-numbered years, or upon the effective date of an~~
2 ~~appointment if later, and run through December 31 of the following odd-numbered year on~~
3 the effective date of this ordinance.

4 The Citizen Observer may be removed from office by the Mayor by filing a
5 statement of reasons for removal with the City Council. The Citizen Observer shall receive a
6 stipend of \$150 for each hearing of the Firearms Review Board that she or he attends.

7 B. The Citizen Observer should possess the following qualifications and characteristics:

8 1. A reputation for integrity and professionalism, as well as the ability to
9 maintain a high standard of integrity in the office;

10 2. A commitment to and knowledge of the need for and responsibilities of law
11 enforcement, as well as the need to protect basic constitutional rights of all affected parties;

12 3. The potential for gaining the respect of departmental personnel and the
13 citizens of this City;

14 4. The ability to work effectively with the Mayor, City Council, City Attorney,
15 Chief of the Department, departmental personnel, and citizens; and

16 5. The ability, as shown by previous experience, to work with diverse groups
17 and individuals.

18
19 Section 4. Duties of the Citizen Observer

20 A. **Observe the proceedings of the Firearms Review Board**

21 The Citizen Observer shall observe the proceedings of the Seattle Police
22 Department's Firearms Review Board. The Citizen Observer will function as a non-voting
23 member of the Firearms Review Board.

24 B. **Confidentiality of the Proceedings**

25 In discharging his or her responsibilities, The Citizen Observer shall protect the
26 confidentiality of the proceedings of the Firearms Review Board. The Citizen Observer shall
27 not identify any subjects of review or describe particular incidents in any public report
28 required by this chapter or in any other public forum.
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1 **C. Citizen Observer to Prepare Annual Report**

2 The Citizen Observer shall prepare an annual report of his or her observations about
3 the proceedings of the Firearms Review Board. This report shall be forwarded to the Mayor,
4 City Council, Chief of Police, City Attorney, and City Clerk for filing as a public record.

5 The Citizen Observer's report shall be prepared in accordance with the following provisions:

6 1. The Citizen Observer's report shall contain a general description of the
7 Firearms Review Board proceedings she or he has attended in the past year, including, but
8 not limited to:

- 9 a. the number of proceedings attended by the Citizen Observer.
10 b. a breakdown of the recommendations of the proceedings (e.g.,
11 whether the discharge of the firearm was determined by the Chief of Police as justified or
12 unjustified);
13 c. a summary of issues, problems, and trends noted by the Citizen
14 Observer as a result of his or her review;
15 d. any recommendations that the Department consider additional officer
16 training; and
17 e. any recommendations that the Department consider policy or
18 procedural changes within the framework of applicable law and labor agreements.

19 2. The Citizen Observer's report shall not contain any recommendations
20 concerning any particular police officer or information leading to the identity of a specific
21 incident, nor shall the report comment upon or make recommendations concerning potential
22 civil or criminal liability of specific employees, police officers, or citizens.

23 3. The Citizen Observer shall deliver a confidential preliminary draft of his or
24 her annual report to the Chief of Police for review and comment. The Chief of Police shall
25 report and comment on the preliminary report within twenty (20) working days after receipt
26 of the report. The Citizen Observer shall submit the final report within thirty (30) days after
27 receipt of the Chief's comment. The Citizen Observer's final report shall be submitted no
28 later than the first day of December each year.
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1 4. The Chief of Police shall forward to the Mayor, City Council, City Attorney,
2 and City Clerk within twenty (20) working days of receipt of the Citizen Observer's final
3 report, the Chief's written comments on the report.

4 Section 5. Citizen Observer to Meet with the Mayor, City Council, and Chief of Police

5 The Citizen Observer shall meet periodically with the Mayor, City Council, and the
6 Chief of Police regarding recommendations to improve the firearms review process within
7 the framework of applicable law and labor agreements.

8 Section 6. Any act consistent with the authority of and prior to the effective date of this
9 ordinance is hereby ratified and confirmed.

10 Section 7. Within eighteen (18) months of its effective date, the Mayor shall submit an
11 evaluation of this ordinance to the City Council.

12 Section 8. The provisions of this ordinance are declared to be separate and severable.
13 The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this
14 ordinance, or the invalidity of the application thereof to any person or circumstance shall not
15 affect the validity of the remainder of this ordinance or the validity of its application to other
16 persons or circumstances.

17 Section 9. This ordinance shall take effect and be in force thirty (30) days from and
18 after its approval by the Mayor, but if not approved and returned by the Mayor within ten
19 (10) days after presentation, it shall take effect as provided by Municipal Code Section
20 1.04.020.

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Susan Crane
City of Seattle
2/3/97

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PASSED by the City Council of the City of Seattle this 3 day of February,
1997, and signed by me in open session in authentication of its passage this 3 day of
February, 1997.

Jan Drago

President of the City Council

Approved by me this 6 day of February, 1997.

Morman Price

Mayor

Filed by me this 10 day of February, 1997.

Janith E. Papp

City Clerk

(Seal)

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ORDINANCE _____

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Susan Crane
City of Seattle
1/22/97

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PASSED by the City Council of the City of Seattle this _____ day of _____ ,
1997, and signed by me in open session in authentication of its passage this _____ day of
_____, 1997.

President _____ of the City Council

Approved by me this _____ day of _____, 1997.

Mayor

Filed by me this _____ day of _____, 1997.

City Clerk

(Seal)

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