

SUMMARY and FISCAL NOTE*

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** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to surveillance technology implementation; authorizing approval of uses and accepting the 2023 updated surveillance impact report and 2023 executive overview for the Seattle Police Department's use of Forward Looking Infrared Real-Time Video.

Summary and Background of the Legislation: The original Surveillance Impact Report (SIR) for the Forward Looking Infrared Real-Time Video (FLIR) retroactive technology was adopted by the City Council on May 24, 2021. Subsection 14.18.020.F of the Seattle Municipal Code (SMC) states that "[a]ny material update to an SIR, such as to change the purpose or manner in which a surveillance technology may be used, shall be by ordinance." SPD purchasing and ordering equipment to allow for live viewing of the King County Sheriff's Office helicopters video feed qualifies as a material update, requiring legislation to approve an updated SIR.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ☐ Yes ☒ No

Does the legislation have other financial impacts to The City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs? No.

Are there financial costs or other impacts of *not* implementing the legislation? Per the Surveillance Ordinance, the City department may continue use of the technology as described in the initial SIR absent a material change to the SIR. Thus, there are no financial costs that would result from not implementing the legislation. A decision not to implement the legislation could affect SPD's role as the regional UASI grant lead and would mean that SPD units would not be able to view the FLIR infrared video in real time and would continue to have the video narrated by helicopter pilots.

4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
This legislation does not affect other departments. The technology under review is used exclusively by the Seattle Police Department.
- b. **Is a public hearing required for this legislation?**
A public hearing is not required for this legislation.
- c. **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No publication of notice is required for this legislation.
- d. **Does this legislation affect a piece of property?**
This legislation does not affect a piece of property.
- e. **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?**
The Surveillance Ordinance in general is designed to address civil liberties and disparate community impacts of surveillance technologies. The Surveillance Impact Review included in the attachments, as required by the Surveillance Ordinance, includes a Racial Equity Toolkit review adapted for this purpose.
- f. **Climate Change Implications**
1. **Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
No.
 2. **Resiliency: Will the action(s) proposed by this legislation increase or decrease Seattle's resiliency (or ability to adapt) to climate change in a material way? If so, explain. If it is likely to decrease resiliency in a material way, describe what will or could be done to mitigate the effects.**
No.
- g. **If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s)?**
There is no new initiative or programmatic expansion associated with this legislation. It approves the continuation of use for the specific technology under review.