

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
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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 civilian and community oversight of the police; creating a subpoena process for the Office of Police Accountability and Office of Inspector General for Public Safety while ensuring due process for individuals who are the subject of the subpoena; and adding new Sections 3.29.126 and 3.29.245 to the Seattle Municipal Code.

Summary and background of the Legislation: This ordinance permits direct issuance of administrative subpoenas by the Office of Police Accountability (OPA) and Office of Inspector General (OIG) as part of their investigatory authority to provide civilian oversight of the police accountability system, subject to any collective bargaining agreement limitations. It requires that notice be issued along with the subpoena containing information about legal rights for individuals who are the subject of the subpoena and to the third-party records holder with information about existing legal rights afforded to them under the law, including their right to quash or challenge the subpoena. The ordinance permits subpoena enforcement by OPA/OIG in a court of competent jurisdiction by the City Attorney.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes ___ **X** No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes ___ **X** 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.

Is there financial cost or other impacts of *not* implementing the legislation?
No.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
OPA, OIG and City Attorney's Office.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

e. Does this legislation affect a piece of property?

No.

f. 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? Strengthening the civilian police oversight and accountability system by making explicit the authority of OPA and OIG to issue administrative subpoenas has an RSJI impact on communities of color, because these communities have historically been disproportionately represented in the criminal legal system. Further, the due process notice and protections afforded under this ordinance impacts vulnerable and disadvantaged communities, because individuals from these communities are more likely to be witnesses or complainants of police misconduct investigations.

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).

No.

List attachments/exhibits below: None.