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CM JOHNSON - PRIVATE COUNSEL - AMENDMENT 5

This amendment to CB 118969 specifies that when the City Attorney declines to provide representation to an oversight entity under the permissible circumstances, it must be in writing with an explanation of the reason.

3.29.480 Protection of civilian oversight entities

B. When, due to a conflict of interest, lack of technical expertise, or capacity reasons, the City Attorney’s Office declines to provide legal representation to an oversight entity in any legal matter, enforcement action, or court proceeding, the City Attorney shall so indicate to the oversight entity in writing with the reason for the declined representation, and that oversight entity shall be entitled to representation by private legal counsel. Private legal counsel shall be selected and retained by the City Attorney’s Office, in consultation with the oversight entity. The City shall provide sufficient funding for the legal services separate from the oversight entity’s operational budget, which shall be reviewed and approved in advance by the City Budget Office.
