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9/17/2012 Council Meeting

Sponsor: Bob Ferguson, Julia Patterson

Proposed No.: 2012-0366

BF MOVED: PASSED 9-0

1 **AMENDMENT TO PROPOSED MOTION 2012-0366, VERSION 1**

2 On page 3, line 46, after "performance audit recommendations" insert:

3 ", and

4 WHEREAS, the director of the office of law enforcement oversight
5 commissioned a risk assessment report that examined potential areas of risk relative to
6 the sheriff's office use of force, early intervention and internal investigative processes,
7 and

8 WHEREAS, the council's government accountability, oversight and financial
9 performance committee held a briefing on the risk assessment report on September 11,
10 2012, and

11 WHEREAS, the risk assessment report identifies a number of recommendations
12 as to how to improve the sheriff's office use of force and internal investigative policies,
13 processes and practices, and

14 WHEREAS, the sheriff concurs or fundamentally agrees with the
15 recommendations of the risk assessment report, but noted that implementation of some of
16 the recommendations will require further review or clarification, and

17 WHEREAS, in addition to detailed plans and reporting for the July 24 audit report
18 recommendations, the council finds that it also needs a detailed plan and reporting
19 mechanism for how the sheriff's office will implement the recommendations of the
20 September 11 risk assessment report, and

21 WHEREAS, the council desires to address issues raised by both the auditor and
22 the director of the office of law enforcement oversight in both a timely and responsible
23 manner”

24 On page 3, at the beginning of line 52, delete "immediate" and insert "prompt"

25 On page 3, line 55, after "sheriff's office shall" insert "promptly"

26 On page 5, line 87, delete "direct"

27 On page 5, line 103, after "GOM and SOPs" insert ", and especially as they pertain to
28 personal misconduct, use of force and deputy-involved shootings"

29 On page 9, beginning on line 189, strike lines 189 through 200 and insert:

30 “F.1. As identified in the risk assessment, the council concurs that internal
31 investigation and review of deputy-involved shootings and uses of force could be
32 improved.

33 2. It is the policy of King County that internal reviews of deputy-involved
34 shootings and uses of force should be thorough, objective and based in best practices.

35 3. The sheriff's office shall, by October 15, 2012, transmit for the review and
36 approval by motion, an implementation plan for the findings and recommendations
37 identified in the office of law enforcement oversight's risk assessment report dated
38 August 17, 2012. The sheriff's plan shall include:

39 1. A review of each recommendation identifying differences with existing
40 policy, relevant GOM sections and SOPs and supporting internal documents, and
41 identifying those areas where the recommendations overlap with or duplicate audit
42 recommendations identified in other sections of this motion;

43 2. The specific action or actions to be undertaken to address each
44 recommendation, including a discussion of any areas that the sheriff has identified
45 alternative means of implementing the recommendations, how it made its determination
46 and the alternatives considered;

47 3. The date by which the action or actions will be completed; and

48 4. A proposed reporting mechanism, such as a transmitted report or formal
49 briefing to council for each action.

50 G. The reports called for in this motion shall be transmitted electronically to the
51 clerk of the council, who shall distribute them to all councilmembers and lead staff for
52 the government accountability, oversight and financial performance committee, or its
53 successor.

54 H. In addition to the reports called for in this motion, the sheriff shall brief the
55 council's government oversight, accountability and financial performance committee, or
56 its successor, in January, April, July and December 2013 regarding the activity, successes
57 and challenges associated with implementing recommendations one through fifteen of the
58 July 2012 performance audit of the sheriff's office.

59 I. To the extent that the directives contained in this motion affect mandatory
60 subjects of bargaining, a county official or other county employee may not implement
61 those directives until the county has fulfilled its duty to bargain those subjects.”

62 **EFFECT: Integrates an action plan requirement for the OLEO risk assessment**
63 **report.**

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Proposed No.: 2012-0366

BF MOVED
PASSED: 9-0

1 **TITLE AMENDMENT TO PROPOSED MOTION 2012-0172, VERSION 1**

2 On page 1, beginning on line 1, strike everything through page 1, line 8, and insert:

3 " A MOTION related to improving individual and

4 organizational accountability of the King County sheriff's

5 office and increasing effectiveness of the office of law

6 enforcement oversight; following up on a performance

7 audit of the sheriff's office internal investigations

8 operations and the effectiveness of law enforcement

9 oversight; adopting a performance audit action plan to

10 implement recommendations of the King County auditor,

11 and requesting the sheriff to submit an implementation

12 plan in response to a risk assessment report by the office of

13 law enforcement oversight."

14 **EFFECT: Amends the title to reflect Amendment 1**