Intro. Res. No. 1308-2016 Introduced by Legislator Calarco

RESOLUTION NO. 302 -2016, ESTABLISHING A REPORTING REQUIREMENT FOR THE SHERIFF'S INTERNAL AFFAIRS BUREAU

WHEREAS, legislation has been introduced in the County Legislature that would require the Police Department's Internal Affairs Bureau ("IAB") to report statistical information about its activities to the County Legislature's Public Safety Committee; and

WHEREAS, the Sheriff's Office also has an IAB which is charged with the responsibility of investigating allegations of misconduct lodged against deputy sheriffs and correction officers; and

WHEREAS, the investigations and reports of the Sheriff's IAB are not now subject to regular legislative oversight; and

WHEREAS, all functions of County government should be subject to some level of regular legislative oversight; and

WHEREAS, pursuant to Section C2-8 of the SUFFOLK COUNTY CHARTER, the Suffolk County Legislature is responsible for overseeing all the departments and agencies of County government, including the Sheriff's Office; and

WHEREAS, the Sheriff has proactively instituted reforms to increase transparency in his office, including the creation of a Civilian Advisory Board which is given a quarterly review of IAB statistical information; such information would be useful to the Public Safety Committee; and

WHEREAS, the Sheriff's Office should provide a statistical overview of its IAB activities to the County Legislature's Public Safety Committee on a regular basis; and

WHEREAS, such an overview would allow the County's policymakers to identify trends and patterns and devise corrective actions, when necessary; now, therefore be it

- **1st RESOLVED**, that the Suffolk County Sheriff's Office shall report the following statistical information, in writing and on a quarterly basis, to each member of the County Legislature's Public Safety Committee:
 - The number of misconduct complaints received by the Sheriff's Office and the number of investigations opened by IAB in the preceding three
 month period and the number of misconduct complaints that were addressed at the supervisory level.
 - 2) The origin of all complaints received by the Sheriff's Office and IAB including, but not limited to, departmental referrals, complaints received from civilians, complaints received through the service of legal process, complaints referred by elected officials or lodged by whistleblowers.

- 3) The nature of the complaints received including, but not limited to, complaints of excessive use of force, abusive or inappropriate behavior/language, improper use of a sheriff's vehicle, alcohol or substance abuse by an officer; the report shall provide the number of complaints that allege a criminal act by Sheriff Office employees.
- 4) All relevant demographic information including, but not limited to, the zip code, age, gender and race of complainants; the number of complaints involving persons with mental illness; and the number of complaints arising out of domestic violence incidents.
- 5) The number of investigations that were closed or concluded by IAB in the preceding three (3) month period and the number of complaints found substantiated.
- 6) In substantiated cases, a statistical summary of the discipline imposed ranked by the severity of the penalty and the source of the discipline including, but not limited to, cases where discipline was imposed by the Sheriff or determined through arbitration.
- 7) The timeline for all cases pending in IAB, i.e. those cases open less than three months, those open for between four (4) and six (6) months, et al. The report must indicate the number of IAB cases that have been open for more than eighteen (18) months.

and be it further

2nd RESOLVED, that the Sheriff's Office will make its first report to the Public Safety Committee on July 31, 2016 (for the period April 1, 2016 through June 30, 2016) and make their quarterly reports thereafter; and be it further

RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: April 12, 2016

APPROVED BY:

/s/ Steven Bellone County Executive of Suffolk County

Date: April 20, 2016