



Office of Police Ombudsman Commission Minutes

August 17th, 2021

Meeting Minutes: 2:40

Meeting called to order at 5:44pm

Attendance

- OPOC Commissioners present: Ladd Smith, Jenny Rose and Luc Jasmin
- OPOC Commissioners absent: James Wilburn, Lili Navarrete
- Legal Counsel: Tim Szambelan
- OPO staff members present: Bart Logue and Christina Coty
- OPO staff absent: Luvimae Omana

Briefing Session

- Agenda approved
- June 15th minutes approved

Items Session

- Public Forum – No one signed up to speak
- New Legislation Briefing – Assistant Police Chief Lundgren
 - **ESSHB 1310** – Use of Force: Impacts SPD Use of Force and De-escalation policy
 - **SSB 5066** – Duty to Intervene: Impacts Use of Force policy (already had in SPD Policy 301.10); CJTC training will be out by December 2023
 - **HB 1054** – Tactics: Impacts Use of Force, De-Escalation, Control Techniques & Devices, Vehicle Pursuits, Uniform Regulations
 - **HB 1109** – Victims of Sexual Assault: Expands Statutory Rights for Sexual Assault Victims
 - **ESSB 5051** – State Oversight & Accountability of Peace Officers: Impacts Reserve Officers, Employee Selection & Hiring Standards, Disciplinary Policy, Reporting of Employee Convictions, Personnel Files
 - **HB 1088** – Potential Impeachment Disclosures: Impacts Brady Material Disclosure
 - **HB 1140** – Juvenile Access to Attorney: Impacts SPD Policy 324
 - **HB 1223** – Recording Custodial Interrogations: Impacts Body Cameras, Investigation and Prosecution
 - **ESSHB 1320** – Civil Protection Orders: Impacts Extreme Risk Protection Orders, Domestic Violence, Concealed Pistol Licenses
 - **ESSHB 5038** – Open Carry: Makes it unlawful for any person to knowingly open carry a firearm or other weapon while knowingly at any permitted demonstration
 - **HB 1001** – LE Professional Development: Subject to CJTC Funding
 - **SB 5476** – “Blake Bill”: Changes to Police Response to Possession of a Controlled Substance
 - **I-940** – Law Enforcement Training and Community Safety Act (LETCSA): Requires 40 hours of training related to Use of Force, De-escalation and Mental Health
 - **SB 5073** – Language Change: Mental Health Order of Apprehension in WACIC
- OPO Closing Reports

- **C21-017/ C21-030 / OPO 21-09** – Initiated as an Abuse of Authority complaint that was recommended for mediation and mediated
- **F20-028** – A suspicious person call to a local storage facility ended with multiple uses of force that included: Lateral Neck Restraint Level 1, Lateral Neck Restraint Level 2, 2 applications of TASER dart deployment and 4 applications of TASER drive-stun
 - **R21-09:** Recommended SPD either update the function of their review boards to critically analyze officer’s tactical conduct and make findings or enhance the chain of command review function of categorical uses of force that examine an officer’s tactics and uses of force that result in specific findings.
 - **R21-10:** Recommend SPD create a standard format and procedures for supervisors to utilize when conducting chain of command reviews.
- **F20-049 / A20-042 / P20-014** – Response to report of an argument on October 31, 2020. Suspect fled on foot, after a short pursuit the suspect double backed to where the pursuit began. The suspect then stole and fled in an unlocked police vehicle that was running and contained an AR-15 patrol rifle. Responding unit spotted vehicle with the suspect and maneuvered to arrest them. Unit rammed the front of the suspects vehicle.
 - **R21-11:** Recommended that SPD reevaluate the circumstances in which a pursuit may be authorized to eliminate ambiguity for officers and ensure strict compliance with the provisions of HB 1054. SPD should also ensure an evaluation of the factors leading up to the pursuit to determine if a pursuit may have been avoidable similar to a use of force.
 - **R21-12:** Recommended SPD consider reducing or removing exceptional techniques from its policies, manuals, guidelines, and other guiding documents and training to reduce department liability. SPD should also consider listing every tactic or device that an officer can use in utilizing force that the department explicitly approves.

Commissioners’ Business

- OPO Recommendations – 4 Recommendations Approved for Closing Report F20-028 and Closing Report F20-049 / A20-042 / P20-014
- Training – NACOLE Annual Conference and Ride-Alongs
 - Spoke about the upcoming NACOLE Conference and Ride-Along opportunities
- Commissioner Speak Out
 - Commissioner Smith – Discussed the importance of commissioner engagement and overall involvement
 - Commissioner Rose –Discussed being committed to the commission, especially with Unity in the Community the following weekend. We need to get out to the community and let them know we are here

- Commissioner Jasmin – Looking for more opportunities to engage with the community and be more involved. I appreciate all the work that is done by all.
- September Meeting Discussion
 - Due to the OPO being at training, we would like to cancel the September 21st OPOC meeting. - Approved

Motion Passes or Fails: 5

Meeting Adjourned at: 8:24

**Note: Minutes are summarized by staff. A video recording of the meeting is on file -
Spokane Office of Police Ombudsman Commission**

<https://my.spokanecity.org/bcc/commissions/ombudsman-commission/>