Board of Police Commissioners of Kansas City, Missouri		Section: 500 Resolution
Subject: RESOLUTION OF THE BOARD OF POLICE COMMISSIONERS SUPPORTING INTERNAL AFFAIRS UNIT INVESTIGATIONS OF OCC COMPLAINTS		Number: 07-02
Rescinds:	Date Approved: 4-24-07	Page: 1 of 2

WHEREAS, the Board of Police Commissioners of Kansas City, Missouri (Board) is dedicated to providing the citizens of Kansas City, Missouri with a high quality, trustworthy police department whose officers possess integrity; and

WHEREAS, the Board created and oversees the Office of Community Complaints (OCC), which provides civilian oversight of the community complaint process and is designed to function as a neutral party in complaints against members of the Kansas City, Missouri Police Department (Department), thereby instilling public confidence in the Department; and

WHEREAS, the Department's Internal Affairs Unit (IAU) serves as the investigative body of the OCC pursuant to Procedural Instruction No. 04-09, as amended, which imposes duties and obligations upon both OCC and IAU, as well as a process for resolving disagreements between OCC and IAU relating to the investigation and the processing of complaints; and

WHEREAS, the Department's Planning and Research Unit recently performed a feasibility study regarding the civilianization of IAU investigators who would report to OCC, and, among other things, concluded that outsourcing investigative duties to a private organization would be costly and that non-Department investigators would not be able to compel cooperation from Department personnel as occurs under the current system; and

WHEREAS, this feasibility study was presented to and accepted by the Board at its January 23, 2007 open public meeting; and

WHEREAS, the Board recognizes that the Department has the unique ability to compel the cooperation and participation of its members in the investigation of community complaints and to require them to provide statements to IAU investigators as a condition of employment with the Department, consistent with the constitutional protections afforded them under the 1967 decision of the Supreme Court of the United States in Garrity v. New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby reaffirms the current civilian complaint process, the role of the Office of Community Complaints, and the manner in which community complaints against members are investigated by the Internal Affairs Unit.

RESOLVED this ____ day of _____ 2007.

Board of Police Commissioners of Kansas City, Missouri

_____	_____
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_____	_____
Terry Brady Treasurer	Mark Thompson Member
	_____

Kay Barnes
Mayor