

June 28, 2022

Updated July 24, 2022

To: Research Subcommittee

From: Debbie Aiona

I volunteered to look through the list of references listed at the end of ***Civilian Oversight of Law Enforcement***, Report on the State of the Field and Effective Oversight Practices, published in 2021.

<https://cops.usdoj.gov/RIC/ric.php?page=detail&id=COPS-W0952>

There are two lists below – the first set includes citations from publications/articles that might lead us to academics and experts who would be worth talking to. The second set includes other items I came across that might be of interest. I tried to avoid items that were more than 10 years old and I did not test any of the links.

At our meeting we discussed having subcommittee members with the time to look through this list report back on which ones they looked at, if any look promising, and which were dead ends.

Finally, there is an entire section in the ***Civilian Oversight of Law Enforcement*** publication on “Effective Practices.” We’ve been spending our time developing a list and it might make sense to see what the experts came up with.

Selected items from reference list – possible leads for academics or experts we might want to consult.

Alpert, Geoffrey P., Tyler Cawthray, Jeff Rojek, and Frank Ferdik. “Citizen Oversight in the United States and Canada: Applying Outcome Measures and Evidence-Based Concepts.” In *Civilian Oversight of Police: Advancing Accountability in Law Enforcement*, edited by Tim Prenzler and Garth den Heyer, 179–204. Boca Raton, FL: CRC Press, 2016.

https://www.researchgate.net/profile/Geoffrey-Alpert/publication/262862340_Citizen_oversight_in_the_United_States_and_Canada_an_overview/links/59d22a314585150177f61395/Citizen-oversight-in-the-United-States-and-Canada-an-overview.pdf?origin=publication_detail

Note: informative historical information – Discussion raises interesting questions, including all that’s missed because not everyone who experiences

police misconduct files a complaint.

Anderson, Justin, Larry Brubaker, Sean DeBlicke, Brooke Leary, and David Dean. *Law Enforcement Oversight: Limited Independence, Authority & Access to Information Impede Effectiveness*. Seattle: King County Auditor's Office, 2015.
<https://kingcounty.gov/depts/auditor/auditor-reports/all-landing-pgs/2015/kcso-oleo-2015.aspx>

Note: This is a King Co. audit explaining why county oversight system is so weak.

Clarke, Stephen. "Arrested Oversight: A Comparative Analysis and Case Study of How Civilian Oversight of the Police Should Function and How It Fails." *Columbia Journal of Law and Social Problems* 43, no. 1 (2009): 1–50.
<http://blogs2.law.columbia.edu/jlsp/wp-content/uploads/sites/8/2017/03/43-Clarke.pdf>.

Note: This article is really interesting – it describes the pitfalls in different types of oversight systems and then uses NY City's oversight system during the stop and frisk era as a case study in failure. The article was published in a student publication, so it is doubtful we could find Stephen Clarke.

De Angelis, Joseph, Richard Rosenthal, and Brian Buchner. *Civilian Oversight of Law Enforcement: Assessing the Evidence*. Washington, DC: Office of Justice Programs, 2016. https://d3n8a8pro7vhmx.cloudfront.net/nacole/pages/159/attachments/original/1476745119/NACOLE_AssessingtheEvidence_Final.pdf?1476745119.

Note: This report gives a comprehensive overview of different models of police oversight. The discussion on investigation-focused agencies begins on p. 24. Joseph De Angelis was an analyst in Portland and Richard Rosenthal was the first IPR director.

Faull, Andrew. *Monitoring the Performance of Police Oversight Agencies*. APCOF (African Policing Civilian Oversight Forum) Policy Paper 8 (2013).
<http://apcof.org/wp-content/uploads/2016/05/No-8-Monitoring-Performance-of-Police-Oversight-Agencies-Andrew-Faull.pdf>.

Note: A lot of the information in this brief related to international oversight agencies and there weren't a lot of details.

Goldman, Roger L. "Importance of State Law in Police Reform." Saint Louis

University Law Journal 60, no. 363 (2016), 363–390.

<https://papers.ssrn.com/abstract=2817551>.

Note: Couldn't gain access to the article – just the abstract.

King, Kevin. “Effectively Implementing Civilian Oversight Boards to Ensure Police Accountability and Strengthen Police-Community Relations.” *Hastings Race and Poverty Law Journal* 12, no. 1 (2015), 91–120.

https://repository.uchastings.edu/cgi/viewcontent.cgi?article=1121&context=hastings_race_poverty_law_journal

Note: This article looks promising. In its conclusion it has some cautionary advice about investigatory oversight agencies. (see p. 117) If we wanted to talk to Mr. King, he may work in the city attorney's office in San Diego.

Ofer, Udi. “Getting It Right: Building Effective Civilian Review Boards to Oversee Police.” *Seton Hall Law Review* 46, no. 4 (2016), 1033–1062.

<https://scholarship.shu.edu/shlr/vol46/iss4/2/>

Rosenbaum, Dennis P., Jon Maskaly, Daniel S. Lawrence, Justin H. Escamilla, Georgina Enciso, Thomas E. Christoff, and Chad Posick. “The Police-Community Interaction Survey: Measuring Police Performance in New Ways.” *Policing: An International Journal of Police Strategies & Management* 40, no. 1 (2017), 112–127. <https://doi.org/10.1108/PIJPSM-07-2016-0119>.

Rosenthal, Richard A. “Perspectives of Directors of Civilian Oversight of Law Enforcement Agencies.” *Policing: An International Journal of Police Strategies & Management* 41, no. 4 (2018), 435–447. <https://doi.org/10.1108/PIJPSM-01-2018-0018>.

Walker, Samuel, and Carol Archbold. *The New World of Police Accountability*. Second edition. Los Angeles: SAGE, 2014.

Worden, Robert E., Heidi S. Bonner, and Sarah J. McLean. “Procedural Justice and Citizen Review of Complaints Against the Police: Structure, Outcomes, and Complainants' Subjective Experiences.” *Police Quarterly* 21, no. 1 (March 1, 2018): 77–108. <https://doi.org/10.1177/1098611117739812>.

Additional items of possible interest

Austin Police Association. *Agreement Between the City of Austin and the Austin Police Association*. Austin, TX: City of Austin, 2018.

<http://www.austintexas.gov/edims/document.cfm?id=310410>.

———. *An Interactive Guide to the Civil Rights Division's Police Reforms*. Washington, DC: U.S. Department of Justice, 2017.

<https://www.justice.gov/crt/page/file/922456/download>.

Kelly, Kimbriell, Wesley Lowery, and Steven Rich. "Fired/Rehired: Police Chiefs Are Often Forced to Put Officers Fired for Misconduct Back on the Streets." *Washington Post*, August 3, 2017.

<https://www.washingtonpost.com/graphics/2017/investigations/police-fired-rehired/>.

NACOLE. "Recommended Training for Board and Commission Members." Accessed March 26, 2019.

https://www.nacole.org/recommended_training_for_board_and_commission_members.

There are more of these case studies – the two I copied relate to cities we've researched.

NACOLE. *Office of the Independent Monitor: Denver, CO*. NACOLE Case Studies in Civilian Oversight. Washington, DC: Office of Community Oriented Policing Services, 2021. <https://cops.usdoj.gov/RIC/ric.php?page=detail&id=COPS-W0955>.

NACOLE. *Police Advisory Commission: Philadelphia, PA*. NACOLE Case Studies in Civilian Oversight. Washington, DC: Office of Community Oriented Policing Services, 2021. <https://cops.usdoj.gov/RIC/ric.php?page=detail&id=COPS-W0960>.

Office of City Auditor. *Five Recommendations for Evaluating Seattle's New Police Oversight System*. Seattle: Office of City Auditor, 2017.

<https://www.seattle.gov/Documents/Departments/CityAuditor/auditreports/Police%20Oversight%20System%20Evaluation100617.pdf>.

Smiley, David. "Court Strikes Down Miami Watchdog Agency's Power to Subpoena Cops." *The Miami Herald*, June 22, 2017.

<https://www.miamiherald.com/news/local/community/miami-dade/article157655249.html>.

