

## Regulating the SFPD-JTTF Relationship:

# Lessons from the Portland Solution

### PORTLAND'S GOALS

(as set by Mayor & City Council)

1. Prevent and investigate terrorism
2. Protect civil rights and civil liberties
3. Provide for an open and inclusive community

### PROBLEMS:

1. Oregon standards are *stronger* than federal guidelines for FBI
2. The above goals *cannot* be achieved under the standard FBI JTTF MOU

### THE RESOLUTION SOLUTION:

(enacted unanimously April 28, 2011)

1. **Permits local police JTTF participation *only* when consistent with state and local standards.**
2. **Maintains local control over local police by:**
  - Assigning officers to JTTF "as needed"
  - Providing direct local supervision
3. **Guarantees local civilian oversight by:**
  - Involving commissioner in charge of police (mayor) under high level security clearance
  - Permitting local JTTF officers' consultations with city attorney
  - Requiring annual public reports on local JTTF activity
  - Mandating public disclosure of implementing procedures
  - Prohibiting changes without public hearing and Council vote

### RESULTS:

1. Prevent and investigate terrorism
2. Protect civil rights and civil liberties
3. Provide for an open and inclusive community

### REACTIONS:

1. **U.S. Dept. of Justice** (per U.S. Attorney for Oregon, Dwight Holton) –  
"A huge win for our efforts to combat terror"  
Welcomes the "sensible and effective civil rights protections"
2. **Portland Mayor Sam Adams** –  
"We tried to strike a balance. We reject the false choice that we can only protect civil liberties and civil rights or we can only prevent terrorism. We can do both."
3. **Portland Police Chief Mike Reese** –  
The resolution "allows for local oversight and provides for local examination of JTTF investigations."
4. **ACLU** (per Legislative Director for ACLU of Oregon, Andrea Meyer) –  
"Not perfect" but "a thoughtful framework (for) keep(ing) our community safe while also ensuring that Portland police stay within the confines of the Oregon . . . laws."