

1 [Supporting attempts in the California State Legislature to overturn the *Copley* decision].
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3 Resolution urging the California State Legislature to uphold the public's right to access
4 misconduct information about public employees by supporting legislation to overturn the
5 *Copley* Decision.

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7 WHEREAS, The City and County of San Francisco has consistently supported civilian
8 oversight of the Police Department; and,

9 WHEREAS, The Police Commission has had a practice of holding public hearings
10 regarding police misconduct complaints; and,

11 WHEREAS, Openness and transparency in law enforcement engender better police
12 community relations and lead to a more accountable and effective police department; and,

13 WHEREAS, The California Supreme Court issued an opinion in *Copley Press v.*
14 *Superior Court* last August that held records of police conduct cases heard by the San Diego
15 Civil Service Commission were confidential records of the San Diego Police Commission;
16 and,

17 WHEREAS, The *Copley* decision has had the effect of closing down police oversight
18 hearings across the state including the hearings and records of the San Francisco Police
19 Commission; and,

20 WHEREAS, The public has a right of access to misconduct information about other
21 public employees; and,

22 WHEREAS, The effects of the *Copley* decision has been to reduce openness and
23 transparency and create a level of secrecy in police records that is greater than that of most
24 other states; and,

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WHEREAS, Legislation will be introduced this term in the California State Legislature that would open up these records and overturn the *Copley* decision; now, therefore, be it

RESOLVED, That the City and County of San Francisco support legislation overturning the *Copley* decision; and, be it

FURTHER RESOLVED, That this issue be one of the top legislative priorities for the City and County of San Francisco; and, be it

FURTHER RESOLVED, That the City and County direct its lobbyists to devote all necessary time and resources to ensure passage of this legislation.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Resolution

File Number: 070256

Date Passed:

Resolution urging the California State Legislature to uphold the public's right to access misconduct information about public employees by supporting legislation to overturn the Copley Decision.

April 10, 2007 Board of Supervisors — ADOPTED

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 3 - Alioto-Pier, Elsbernd, Jew

File No. 070256

I hereby certify that the foregoing Resolution was ADOPTED on April 10, 2007 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Kay Gulbengay

Kay Gulbengay
Interim Clerk of the Board

APR 20 2007

Date Approved

Mayor Gavin Newsom

Date: April 20, 2007

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Handwritten signature for Clerk of the Board