

# How State Law Affects Civilian Oversight

## What State Law Applies to Civilian Oversight?

- 626.89 PEACE OFFICER DISCIPLINE PROCEDURES ACT places limits on the ability of civilian oversight statewide.
- This law was adopted in 2012 by the Minnesota State Legislature.

## What Does State Law Require?

- A complaint against a police officer has to be signed by the person complaining or by the police department itself.
- Civilian oversight agencies have to provide copies of any statement given during the investigation or any reports to the officer before the officer receives discipline.

## How Does State Law Impact Discipline for Civilian Oversight Agencies?

- State law prohibits civilian oversight agencies from imposing discipline. The chief of the police is the only person able to impose discipline.
- Civilian oversight bodies cannot limit the chief's decision-making authority in deciding whether misconduct occurred.

## How Does State Law Limit Release of Information on Police Misconduct Cases?

- 13.43 PERSONNEL DATA limits what information on police misconduct is publicly available.
- Civilian oversight agencies cannot release any detailed information about open misconduct investigations per state law.
- Civilian oversight agencies can release records on the following types of cases:
  - Closed cases with discipline
  - Closed cases with no discipline
  - Whether a case is open
- State law does not allow details about the case to be released unless discipline has been imposed and any appeal procedures, including grievance, have been concluded.

## Where can I find information about police misconduct in Minneapolis?

- OPCR: <http://www.ci.minneapolis.mn.us/civilrights/policeview/archive/index.htm>
- MPD Officer Discipline Records: [http://www.ci.minneapolis.mn.us/civilrights/policeview/cra\\_links-contacts](http://www.ci.minneapolis.mn.us/civilrights/policeview/cra_links-contacts)