# Draft JTTF Review Work Plan Revised 4/20/2011 10:13 AM

#### **PROJECT SCOPE**

Assess the City of Portland's membership status in the Joint Terrorism Task Force (JTTF). Criteria will include:

- Effectively preventing and investigating criminal acts of terrorism;
- Protecting of individuals' rights under United States and Oregon law; and,
- Keeping Portland an open and inclusive community.

### BACKGROUND

From 1997 to 2004, the City Council authorized the Portland Police Bureau to participate in a Joint Terrorism Task Force (JTTF). In 2005, the City Council passed a <u>Resolution</u> authorizing the Commissioner-in-charge of the Portland Police Bureau to enter into a new JTTF-related agreement with the Federal Bureau of Investigation (FBI) but only under certain terms, including:

- Reassign JTTF officers to the City's Criminal Intelligence Unit (CIU) with direct oversight and supervision of City officials
- Ensure citizen security and safety by continuing to cooperate with all federal partners, contacting the FBI immediately with any information regarding possible terrorist threats, and remaining a member of the JTTF Executive Group which is briefed on the work of the JTTF
- Retain existing "Top Secret" security clearances for PPB officers, but limit their use to critical incidents or imminent terrorist threats
- Ensure communication and collaboration between the City and Federal Agents by providing assistance to JTTF on a case-by-case basis, limiting PPB participation to Secret-level investigations consistent with Oregon law, providing oversight through the Mayor and Police Chief, and sharing Terror Alert information
- Describe the duties of the CIU regarding terror investigations

For years, there has been significant public interest in the City's role in JTTF. Since 2005, the nation has elected a new President and changes in related federal policies have occurred. Since 2005, Portland voters have also elected two new Council members and a new Mayor.

In November of 2010, the community learned that the FBI had conducted a long-term investigation of an Oregon man that culminated in his arrest for attempting to detonate a bomb at Pioneer Square.

In light of these and other changes in the past five years, the current City Council and the public should reassess the JTTF model of investigating and preventing criminal acts of terrorism and the City's level of participation in it.

#### SEQUENCE OF THE ASSESSMENT

- Appoint a project manager (completed)
- Distribute draft workplan for public comment
- Gather facts citing original source materials
- Identify and evaluate relevant issues
- Engage impartial experts to comment on relevant issues
- Provide factual information in response to the most frequently asked questions
- Summarize the most common reasons that residents and the media express for staying out or rejoining a JTTF and evaluate those reasons in light of the gathered facts
- Present the gathered information to the public and Council in a timely manner
- Acquire an updated threat assessment from FBI
- Publish a report of key findings
- Assist the Mayor in making recommendations

#### **KEY QUESTIONS OF INQUIRY**

- What was the relationship between PPB, state and federal law enforcement agencies prior to the creation of a JTTF and Portland's participation in it?
- What are the relevant City ordinances that have previously addressed this relationship?
- From 2005-present, have there been changes to relevant laws, policies, administrative rules, practices at the federal, state, or local level?
- From 2005-present, have there been both failures and accomplishments in Oregon's efforts to address criminal acts of terrorism? Describe.
- How have other state and local governments interacted with a JTTF and what have been their experiences? Have any changed their membership status since 2005?
- Is there a history of the Portland Police Bureau having violated U.S. or Oregon law in intelligence gathering activities?
- Would any events, including the November 2010 Pioneer Square threat, have unfolded differently were the City of Portland a fully participating member in the JTTF?

## TIMELINE

| EVENT         | INVITEES     | FORUM                                    | PROJECTED                     |  |
|---------------|--------------|--|-------------------------------|--|
|               |              |  | DATE                          |  |
| Draft Work    | City         | Website                                  | December 10,                  |  |
| Plan release  | Council and  |  | 2010                          |  |
|               | Public       |  |                               |  |
| Receive       | General      | Website                                  | December 10-                  |  |
| Comments      | Public       |  | 17, 2010                      |  |
| Final Work    |              | Website                                  | December 21,                  |  |
| Plan          |              |  | 2010                          |  |
| Public        | General      | PSU                                      | January 14,                   |  |
| Townhall      | Public       | Smith                                    | 2011, 6:30-                   |  |
| Forum         |              | Ballroom                                 | 9:00pm                        |  |
| Informational | National     | Council                                  | February 15,                  |  |
| Hearing with  | and local    | work                                     | 2011,                         |  |
| Experts       | experts from | session                                  | 9:30am-                       |  |
| _             | the ACLU,    |  | 1:30pm                        |  |
|               | FBI, US      |  |                               |  |
|               | Attorney's   | A. A |                               |  |
|               | Office       |  |                               |  |
| Public        | General      | City                                     | March 10,                     | and the second sec |
| Hearing /     | Public       | Council                                  | 2011                          |  |
| Vote          |              |  | 2:00-5:00pm -                 | de la companya de la   |
|               |              |  | canceled                      |  |
| Public        | General      | City                                     | March 17,                     |  |
| Hearing /     | Public       | Council                                  | 2011                          |  |
| Vote          |              |  | 2:00-5:00pm                   |  |
|               |              |  | <ul> <li>canceled,</li> </ul> |  |
|               |              |  | reschedule                    |  |
|               |              |  | hearing TBD                   |  |
| Public        | General      | City                                     | April 28,                     |  |
| Hearing/      | Public       | Council                                  | 2011                          |  |
| Possible      |              |  | 2:00pm                        |  |
| Council Vote  |              |  |                               |  |
|               |              |  |                               |  |