

2. A pending court complaint or conviction for any criminal, disorderly persons, petty disorderly persons, municipal ordinance or driving while intoxicated matter.
3. A finding that undermines or contradicts a police officer's educational achievements or qualifications as an expert witness.
4. A finding of fact by a judicial authority or administrative tribunal that is known to the officer's employing agency which concludes that a police officer intentionally did not tell the truth in a matter.
5. A sustained finding that a police officer intentionally mishandled or destroyed evidence.
6. A sustained finding that a police officer is biased against a particular gender or ethnic group.

That law enforcement agencies report the above-listed incidents to the prosecutor's office does not constitute a mandate or requirement that the information be disclosed to the court. Prosecutors should conduct an independent review of the information provided to determine whether it needs to be disclosed and whether the officer can participate in the prosecution of criminal cases. Once a decision is reached as to a particular case or defendant, the prosecutor shall, if necessary, discuss his or her decision with the internal affairs investigator and the law enforcement executive. If it is determined that an officer cannot participate in a criminal prosecution, the prosecutor must advise the agency whether the officer's disability is limited to a particular case, a particular category of cases or all criminal matters.

Requirement 10

Each agency must release reports to the public summarizing the allegations received and the investigations concluded for that period. In addition, the agency shall periodically release a brief synopsis of all complaints where a fine or suspension of 10 days or more was assessed to an agency member.

An annual report summarizing the types of complaints received and the dispositions of those complaints shall be made available to the public. This report can be statistical in nature, and the names of complainants and subject officers shall not be published.

Each agency also shall periodically release a brief synopsis of all complaints where a fine or suspension of ten days or more was assessed to an agency member. This synopsis shall not contain the identities of the officers or complainants, but should briefly outline the nature of the transgression and the fine or suspension imposed. An example of a synopsis is found in Appendix U.

Appendix U

Public Synopsis of Disciplinary Action

Officer was suspended for ten (10) days for insubordination. Officer refused a direct order to complete a report.

Officer was suspended for twelve (12) days for failing to safeguard department property. Officer was found to be at fault for a motor vehicle accident.

Officer was suspended for fifteen (15) days for neglect of duty. Officer was found on three occasions to be absent from his post.

Officer was fined ten (10) vacation days for abuse of sick leave.

Officer was suspended for ten (10) days for conduct unbecoming an employee. Officer attempted to collect a private debt while in uniform.

Officer was suspended for twenty-five (25) days for failing to take police action. officer failed to arrest an individual who had an active warrant.