

**From:** Mark Alexander [<mailto:Mark.Alexander@ontariooregon.org>]

**Sent:** Tuesday, August 14, 2012 7:15 AM

**To:** Jann Carson

**Subject:** Records request

See attached for your records request.

Mark Alexander  
Chief of Police  
Ontario City Police Department  
444 SW 4th Street  
Ontario, OR 97914  
541-889-5312 ext 2303



July 30, 2012

Chief Mark Alexander  
Ontario Police Department  
444 SW 4th Street  
Ontario, OR 97914

Re: Public Records Request

Policies and Procedures Concerning Police and Technology

Dear Chief Alexander,

Police departments throughout the United States have added new technologies to the standard equipment used by police officers in their daily work, specifically Taser devices and automatic license plate readers ("ALPR"). Increased public concern has prompted the ACLU of Oregon to learn more about the policies and procedures used by police departments in regard to these technologies.

Taser devices pose unique challenges for public safety. Additionally, ALPR and the data they gather raise significant privacy issues, specifically those related to the recording of the location of a license plate at a certain time. In order to assist the public in understanding current police department policies, we request that you provide copies of the following records:

1. All current policies and procedures describing police officers' use of department equipment sold or manufactured under the Taser brand name. *Attached.*
2. If your department owns or uses ALPR: *Do not own or use.*
  - a. All accounting documents that show the amount of funds used to acquire ALPR and related equipment whether by expenditure or receipt of operating funds, loans, grants, or gifts.
  - b. All current policies and procedures describing police officers' use of ALPR and the data collected by the use of ALPR;
  - c. All documents that describe the data currently collected by the department's use of ALPR, including descriptions of the information fields maintained, used, or stored by the ALPR and related systems;
  - d. All current department policies and procedures related to the submission and/or dissemination of that data to other agencies;

- e. All current department policies and procedures related to the storage, retention, and destruction of data used or stored by ALPR and related systems.

In addition, advances in technology have resulted in an increase in the public's use of cell phones that both log their movements from one location to another and have the capability to take photographs and make video recordings. In order to assist the public in understanding how police departments are responding to this new technology, we request that you provide the following records:

- 3. If your police department has obtained cell phone data from cell phone carriers in the past three years:

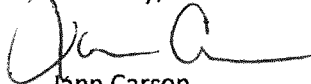
- a. All current policies and procedures related to when and how such information is obtained; *Attached, Also under search & seizure.*
- b. All accounting documents that show the amount of funds used to acquire cell phone data whether by expenditure or receipt of operating funds, loans, grants, or gifts. *NONE*

- 4. All current policies and procedures describing police officers' appropriate response to members of the public photographing or video recording officers while engaged in their official duties. *No Policy - The Public can do so.*

Please consider this as a request under the Oregon Public Records Law, O.R.S. 192.410 *et. seq.*, made on behalf of the ACLU of Oregon. We ask that any of the requested records available in electronic form be provided in that form. We further request that fees associated with responding to this request be waived in the public interest, as these records pertain to matters that impact the public as a whole.

If you have any questions or believe that a narrower response to what is requested would provide us with the information we are seeking, please don't hesitate to contact me.

Sincerely,



Jann Carson  
Associate Director  
ACLU of Oregon