

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R1	The OIS definition, negligent discharge is mentioned, and then in OID it says "unintentional discharge", so now I am unsure what a "negligent discharge" is	11/12/25	Recommendation has been included in draft DGO	"Unintentional" has been removed to clarify the definition.	DPA did not respond.
R2	In the Policy statement, can the first part be simplified so it is as clear as the second part of the sentence?	11/12/25	Recommendation will not be included in Draft DGO	Language was specifically adopted from the MOU.	DPA did not respond.
R3	Is the second paragraph in the policy statement necessary?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	Yes, it is very necessary to remind ALL that members shall always have discretion in protecting themselves or others.	DPA did not respond.
R4	8.11.04 (b)(i), "unarmed civilian" should be in defintion section.	11/12/25	Recommendation will not be included in Draft DGO	It is a definition provided by the DOJ and germane to this section regarding CAL-DOJ.	DPA did not respond.
R5	8.11.04 (b), the second sentence should be 8.11.04(b)(i).	11/12/25	Recommendation has been included in draft DGO	Formatting edits made.	DPA did not respond.
R6	The officer did the right thing. aggressive dog that bites people is the responsibility of the owner.	11/12/25	Recommendation will not be included in Draft DGO	This comment is unrelated to this DGO.	DPA did not respond.
R7	Make officer involved discharge an acronym as well (OID).	11/12/25	Recommendation has been included in draft DGO	Added "(OID)".	DPA did not respond.
R8	In 8.11.02, make the definitions more concise to clarify what is involved in each. OIS includes intentional discharge, discharge that results in injury, etc. and does not include self-inflicted...	11/12/25	Recommendation has been included in draft DGO	The definitions have been made more concise.	DPA did not respond.

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R9	Separate the policy section into two sentences with no semicolon. Also, what other parallel investigation would happen besides an administrative?	11/12/25	Recommendation will be modified and included in the draft DGO	Formatting edit made. Will change the "parallel investigation" wording to "ancillary investigation," which is the investigation of a crime that preceded or occurred simultaneously with the shooting, such as a robbery, attempted murder, rape, etc.	DPA did not respond.
R10	Spelling error on title of 8.11.04. Does the DOJ investigation happen concurrently with the SFDA one or is it one or the other? Also, does acting under the color of authority mean in uniform or using a Department issued weapon...? Maybe just cite the code	11/12/25	Recommendation will be modified and included in the draft DGO	Typo corrected. The DOJ investigation occurs separately from the SFDA but concurrently. Color of authority means a member has identified themselves as a Police Officer and is acting in the capacity of an on-duty Police Officer. They can be off-duty in plainclothes, but once they identify themselves as such and take action, they are held to the standards of an on-duty police officer. No need to be cite as this is taught at the Academy.	DPA did not respond.

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R11	Is DPA allowed on scene? They should not be.	11/12/25	Recommendation will be modified and included in the draft DGO	Agreed; however, it is a privilege allowed by the SFDA as a courtesy and an acknowledgement that per SF Admin Code 96.11, DPA is responsible for "conducting timely and complete [administrative] investigation of any incident occurring within the City and County of San Francisco in which a member of the uniformed ranks of the SFPD discharges a firearm resulting in the physical injury or death of a person, even if the discharge is accidental." Per CA-POST Crime Scene Management best practices, DPA should not be allowed into the active crime scene as they are NOT involved in the criminal investigation.	DPA did not respond.
R11 cont.	Is DPA allowed on scene? They should not be.	11/12/25	Recommendation will be modified and included in the draft DGO	Technically, they may be allowed into the crime scene only AFTER the crime scene has been documented and fully processed in order to prevent any contamination of the crime scene (DPA personnel may have a have a baccalaureate or JD degree, but no other license or certification in investigation, crime scene, or evidence processing is required for employment).	DPA did not respond.

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R11 cont.	Is DPA allowed on scene? They should not be.	11/12/25	Recommendation will be modified and included in the draft DGO	By allowing DPA access to an active crime scene, DPA personnel should be providing all notes and work product to the SFDA's Office as part of evidence discovery and be available as witnesses to testify to their observations. It is unknown as to how/why DPA has been allowed to access active crime scenes, as the Charter language does not specifically state that they are granted access into an active crime scene. The language from the Charter stating that DPA is tasked with conducting a "timely and complete [administrative] investigation" does not grant access to an active criminal scene.	DPA did not respond.
R12	In the Notifications of OIS section it does not spell out when ISD would be notified in order to manage the crime scene as stated above. For Discharges, when is the platoon commander notified of the incident?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	The DOC has notification protocols for specific events such as OIS/OID. For OIDs, the platoon commander notification is covered under the "their own chain of command."	DPA did not respond.

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R13	It is confusing who is in charge of crime scene management. At one point it says the supervisor, at another it says ISD, another time it says is dictated by the MOU.	11/12/25	Administrative Question and Answer-not for inclusion in DGO	The MOU offers the overall protocol and authorities for OIS investigations. It states that SFPD members will have physical control of the evidence and crime scene, while the SFDA will have authority over the investigation at the crime scene. They can advise SFPD members on what is needed for the investigation. The Supervisor is in charge of the crime scene until ISD arrives and assumes authority over the scene. This is all understood as basic crime scene management.	DPA did not respond.
R14	Does the pistols procedures not have to follow the same procedures listed under shotgun and rifle too? Would requesting medical assistance not happen first? What does number 5 in this section mean?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	No, there are no holsters for shotguns or rifles. They need to be stored in a secure location vs secured inside a holster. No, medical assistance only happens after weapons are secured. It means a non-critically injured member (who was involved in the OIS) shall not have their weapon taken from them until a replacement is offered. This is generally for the member's protection.	DPA did not respond.
R15	The Public Safety Statement section should match the language of the Department Notice that is in the process of being updated once issued. Is this considered part of RMO's administrative compelled interview?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	The Public Safety Statement now matches.	DPA did not respond.

DGO 8.11 Public Comment Joint Responses

Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R16	How is CIRT notified? What does assignment to Headquarters look like? Maybe reorganize DGO so it follows the order in which steps are followed? So do not put the investigation section by SFDA and IAD first since that does not happen first, etc.	11/12/25	Administrative Question and Answer-not for inclusion in DGO	CIRT is notified by anyone. Much like requesting a POA-representative to respond, CIRT is also notified as a matter of course by anyone with knowledge of the event. It does not need to be stated in the policy. The DGO is listed in the steps which occur during an incident. Unclear as to this request for reformatting.	DPA did not respond.
R17	Does the panel convene at the same time as the administrative and criminal investigations? How can the Chief's report be confidential if it is submitted to the Police Commission? Aren't there instances when OIS are punitive?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	Yes, the panel occurs 5 to 15 days after the incident, regardless of the status of the investigations. The Police Commission is authorized to review confidential information when provided by the Police Chief. The information will not be made available to the public. Yes, OIS could become punitive if the SFDA finds a violation of law and moves forward with criminal charges in an OIS. Secondly, DPA and IA may find administrative violations and move forward with punitive measures.	DPA did not respond.
R18	Are officer involved discharge administrative investigations not led by RMO like they are for OIS? This is not explicitly clear. Both investigations by the DA and RMO must conclude with 5-15 days before panel meets? Discharges do not go to SIRB?	11/12/25	Administrative Question and Answer-not for inclusion in DGO	8.11.05.B.1. "The Commanding Officer of the member involved is responsible for conducting a firearms discharge investigation, including negligent discharges." This is explicitly stated. The investigations by the DA and RMO are not restricted to 5-15 days. Per DGO 3.10, OIDs are reviewed by SIRB. Any incident may be forwarded by the Chief of Police to SIRB for review.	DPA did not respond.

DGO 8.11 Public Comment Joint Responses
Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R19	In 8.11.04 B, do not summarize 8.01, in case it changes. Also actions and notifications "shall" follow 8.01, not "should be guided".	11/12/25	Recommendation will be modified and included in the draft DGO	Summary removed. Will remain "should be" as to avoid any conflicts with future changes in either 8.01 or the MOU. The referenced DGO has the authority, not the referencing DGO.	DPA did not respond.
R20	8.11.04 D this should be 8.11.07 and 8.11.07 should be 8.11.08 - because it doesn't follow any of the same rules, right?	11/12/25	Recommendation will not be included in Draft DGO	It will remain as 8.11.04 D. From a usability standpoint, it best fits in the section regarding notifications.	DPA did not respond.
R21	In 8.11.03, if the DA is the primary investigative entity, why are IA and DPA allowed into the crime scene for administrative investigations?	11/13/25	Administrative Question and Answer-not for inclusion in DGO	IA will typically assist ISD with crime scene management, without beginning the administrative investigation. This is a staffing consideration to aid ISD. However, IA could be excluded from the crime scene (as DPA should be), until after the crime scene has been processed to the satisfaction of SFDA/ISD.	DPA did not respond.
R22	In the Outside of City and County section, is DPA allowed to investigate out of county shootings if a complaint is made, like is says in the airport section? What's to stop them from making anonymous complaints on every shooting? Tramples the 6th Amendment, even if it's just administrative.	11/13/25	Administrative Question and Answer-not for inclusion in DGO	Per the SF Charter, DPA is allowed to investigate ANY member involved shooting IF a complaint is made. There is nothing that stops DPA from making an anonymous complaint except for their professional ethics. While this tactic is alarming, it does not violate 6th Amendment protections because it is an administrative matter, not a criminal matter.	DPA did not respond.

DGO 8.11 Public Comment Joint Responses
Public Review Period: 11/12/25 - 12/29/25

#	Public Comment	Date Received	SFPD response	SFPD Explanation	DPA Explanation
R23	8.11.04 lumps both Investigative Procedures and "Scene" procedures (8.11.04B,C,D,E. and F). Might read better breaking this into 2 sections for clarity.	11/13/25	Recommendation will be modified and included in the draft DGO	Renamed the 8.11.04 section from "Investigative Procedures" to "Procedures." Reorganized the section to A. Investigative Responsibility, B. Notifications, C. Scene Protocols, and D. Admin Protocols	DPA did not respond.
R24	In 8.11.04 A 1 b ii, "replica firearm" does not address if the officer believed it to be a deadly weapon at the time of the incident.	11/17/25	Administrative Question and Answer-not for inclusion in DGO	This section is specific to language from the Cal-DOJ. What the Officer believed at the time of the incident will be addressed in the investigation.	DPA did not respond.