

DGO 8.11: New Additions, Updated Language, and Removed Language

Comparing the 2005 General Order against the new draft, organized by type of change.

New Additions

Provisions, definitions, and procedures that appear in the new draft with no 2005 counterpart.

Provision	New language added in the draft (not present in 2005)
Unarmed Civilian definition	New defined term: anyone not in possession of a deadly weapon (Gov. Code §12525.3(a)(2))
CAL-DOJ jurisdiction	California DOJ will investigate incidents involving unarmed civilians (Gov. Code §12525.3)
Off-duty OIS clarification	Off-duty shootings count as an OIS only if the member is acting under color of authority (Gov. Code §12525.3)
Formal Criminal Interrogations – Penal Code §1054.8(a)	Investigators must identify themselves, name their agency, and show credentials before interviewing a victim or witness
Family notification script – Gov. Code §7287	Before a formal interview with immediate family of someone killed or seriously injured: identify self/agency, disclose the family member's status, explain the interview's purpose, offer a support person, and never use threats or deception
DPA jurisdiction at SFO	DPA has no automatic jurisdiction over OISs at SFO, but retains jurisdiction over citizen complaints under SF Charter §4.136(d)
Public Safety Statement (PSS) protocol	New on-scene, compelled, limited statement using SFPD Form 544; supervisor may not ask “why?”; member will/shall give it without representation
Body Worn Camera (BWC) procedure	Supervisor deactivates own and involved member's BWC, then seizes the involved member's BWC as evidence and routes it to IAD
State-Mandated Reporting section	New standalone section: ISD must notify CAL-DOJ when mandated, and report the incident in the monthly use-of-force submission (Gov. Code §12525.2)
Serious Incident Review Board cross-reference	Investigation reports are routed to SIRB “as outlined in DGO 3.10,” rather than this order setting its own review timeline

Updated Language

Provisions that existed in 2005 but were reworded, retimed, or reassigned to a different office in the new draft.

Provision	2005 language	Updated language in the new draft
OIS definition	An officer's discharge of a firearm that results in physical injury or death, even if accidental	A member's firearm discharge causing physical injury or death including negligent discharges and intentional discharges where a suspect is not injured; excludes self-inflicted injury or death.
OID definition	An officer's discharge that does not cause injury or death, including shooting at, injuring, or killing animals, including accidental discharge	A member's firearm discharge, including shooting at, injuring, or killing animals, and negligent discharges that do not cause injury.
Criminal investigation responsibility	Conducted separately by the Homicide Detail and the Office of the District Attorney	San Francisco District Attorney's Office (SFDA) is the primary investigative entity, per a new Memorandum of Understanding (MOU)
Crime scene / ancillary investigation	Crime scene controlled by the Homicide Detail upon arrival; no ancillary-crime role specified	Investigative Services Detail (ISD) is responsible for crime scene management and investigates any ancillary crimes that led to the OIS
Reassignment length after an OIS	Minimum 10 calendar days before returning to regular assignment	Minimum 5 calendar days
Return-to-duty Commission step	Commission must meet in closed session with the Chief before the officer returns to regular duty	Decision is documented in a report to the Commission; the closed-session meeting requirement is not restated
OID due date	Not to exceed 45 days; Bureau Chief sets the exact date	Not to exceed 90 calendar days; IAD sets the due date
OID reassignment discretion	Assigned to Bureau Headquarters; minimum 5 days before return, absent Chief's approval to return sooner	Commanding Officer has discretion over the member's assignment within their Station/Unit; explicitly administrative, not punitive
Administrative report deadline to board	Due within 60 calendar days of the shooting; OIC of MCD explains delays to the Commission	Due within 180 calendar days after the criminal investigation closes, or at the Chief's order; notes DPA may have its own timeline
SFO / San Mateo incidents	Investigated by San Mateo County Sheriff's Office and DA's Office; MCD requests copies of relevant reports	Same investigative split, now framed around the MOU; adds DPA's lack of jurisdiction under SF Charter §4.136(d)

Removed Language

Provisions or procedural detail present in 2005 that do not carry forward into the new draft.

Provision	2005 language removed or not carried forward
“Policy” statement of intent	“It is the policy of the San Francisco Police Department to respond immediately and conduct a timely and complete investigation of all officer-involved shootings.” Replaced with a narrower statement naming SFDA's and the Department's respective roles
Full at-scene notification call-down list	Detailed list of who gets notified: ECD, Field Operations Bureau, on-call Homicide Inspectors, CIRT, MCD, DA's Office, Commanding Officer, Review Board Chair, OCC, Command Staff, Legal Division, Captain of Risk Management, Secretary of the Police Commission. Replaced with a cross-reference to DGO 8.01 and the MOU
Homicide Detail's scene gatekeeping authority	Crime scene is under the control of the Homicide Detail upon arrival; entry requires approval of the Homicide Inspector or Homicide OIC

Note: This is a high-level summary of substantive differences. Refer to the source documents for complete legal text and citations.