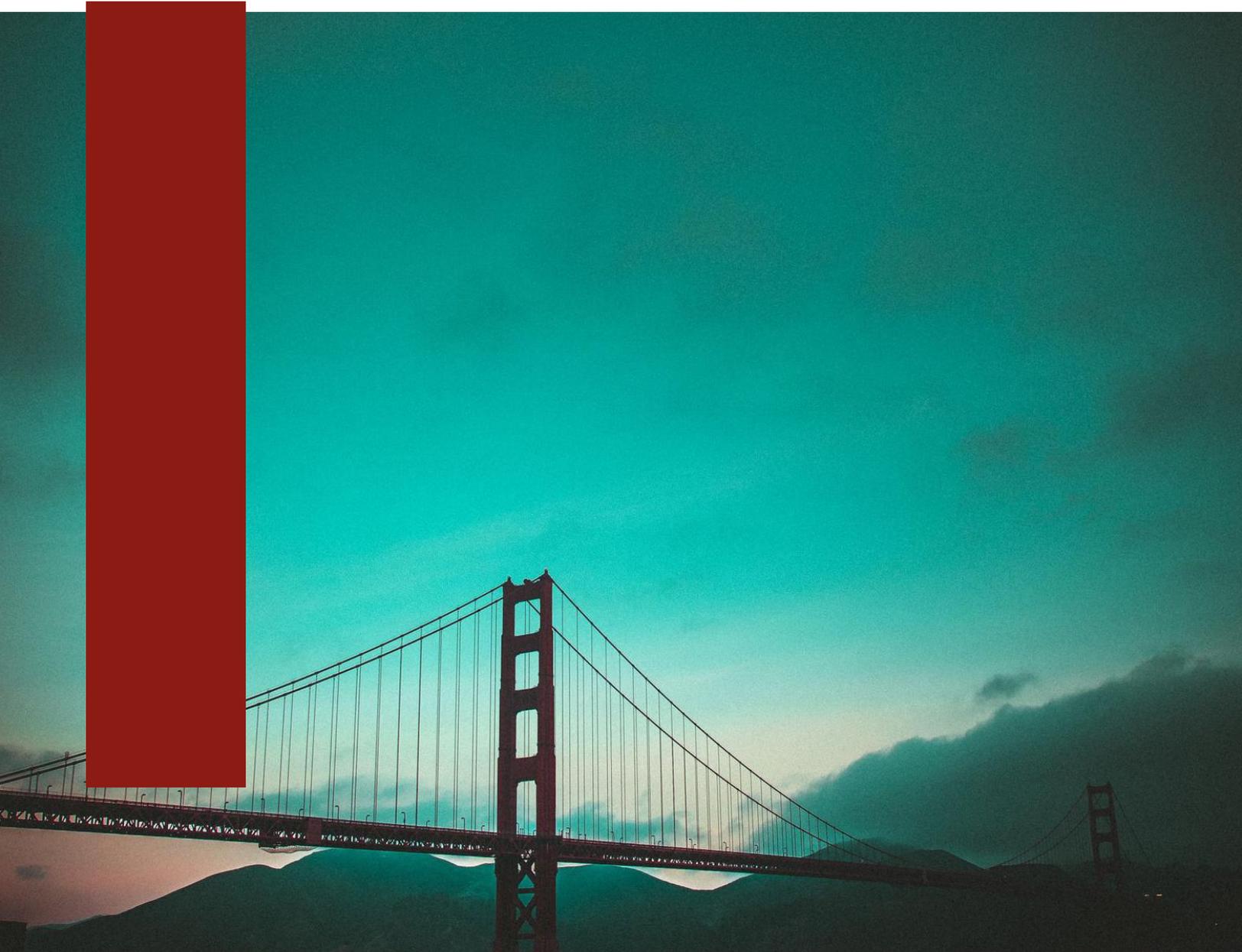


DPA Quarterly Report



Presented to:

The Honorable London N. Breed, Mayor
The Honorable Shamann Walton, President, San Francisco Board of Supervisors
Members, the San Francisco Board of Supervisors
President Cindy Elias and Members, the San Francisco Police Commission
San Francisco Police Chief William Scott

3rd
QUARTER



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TAKEAWAYS



Body-worn camera footage was used to determine the outcome in 33 cases



Mediated 6 cases



Launched the New Complainant Case Look-Up Portal



DPA researched and provided input to nine (9) existing DGOs and made approximately fifty-five (55) policy recommendations to SFPD.

INVESTIGATIONS

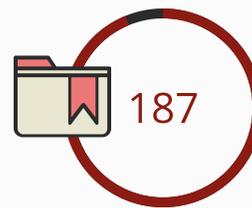


The Department of Police Accountability (DPA) received a total of 187 cases, a 6% decrease from 198 in the same period of 2021. Case closures decreased from 201 in the third quarter of 2021 to 182 in 2022.

DPA brought a total of 507 allegations against officers in the third quarter of this year, a 8% decrease from 550 in 2021. Most of those allegation types were for Neglect of Duty (48%,) with Conduct Unbecoming an Officer (28%,) Unwarranted Action (16%,) Use of Force (8%,) and Policy Failure (1%).

Body-worn camera footage continued to be a valuable investigative tool. From July through the end of September, DPA investigated 33 cases where the events captured on officers' cameras proved to be outcome determinative.

DPA continues to investigate eleven ongoing Officer Involved Shooting cases.



Cases Received In 3Q
Decreased By 6% in the
same period last year

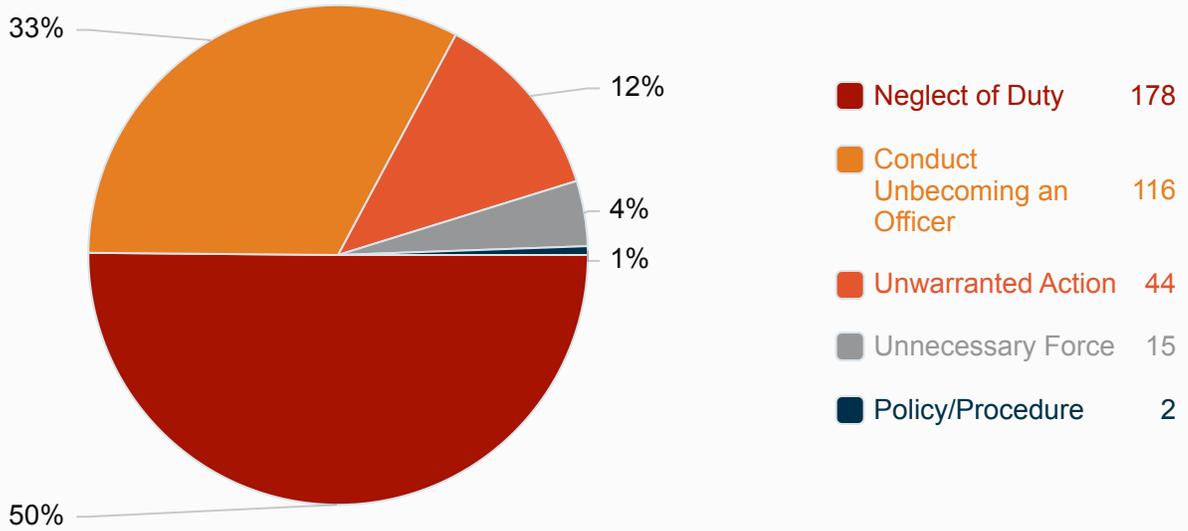


Cases Closed in 3Q
Decreased by 9% in the
same period last year

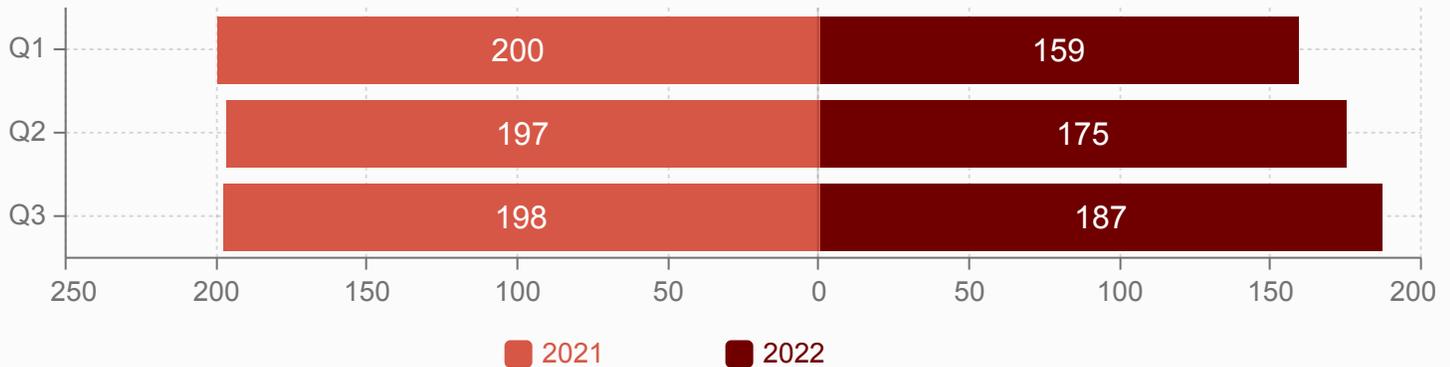
FINDINGS

Allegations Received by Type

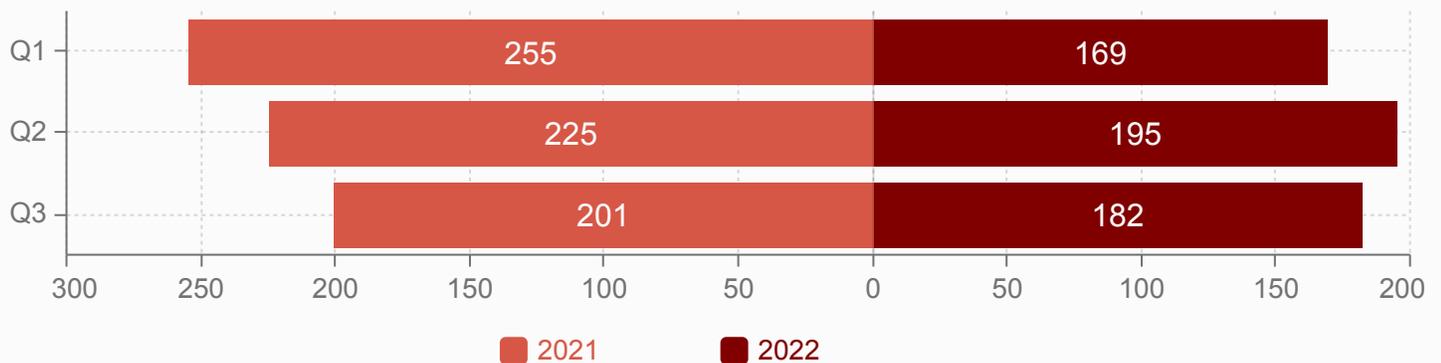
Total = 355



Cases Opened by Quarter

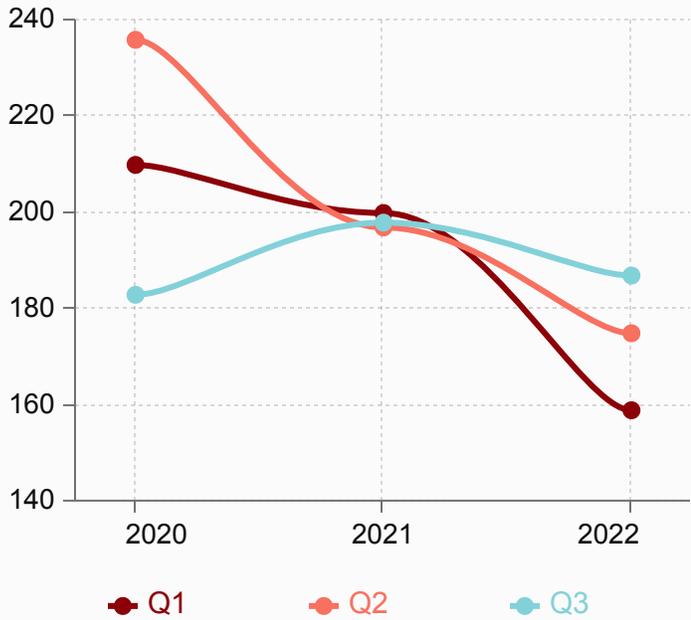


Cases Closed by Quarter

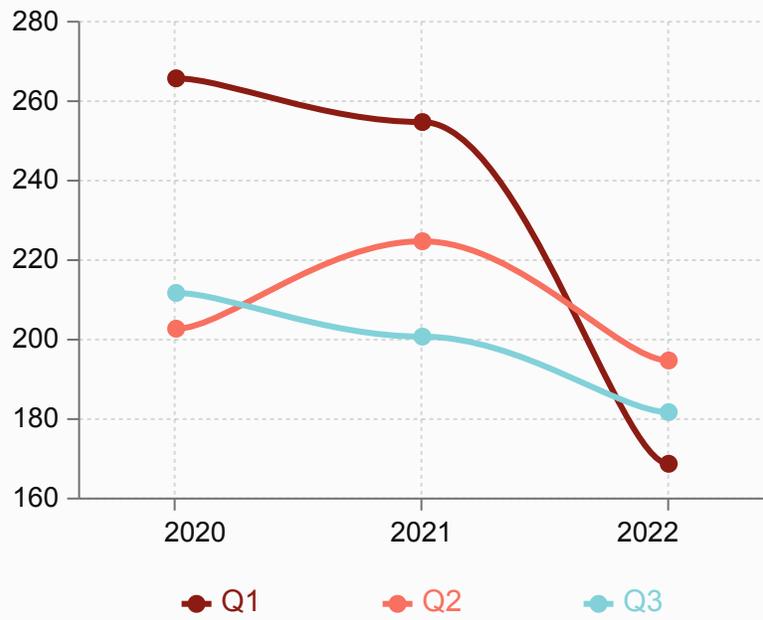


FINDINGS

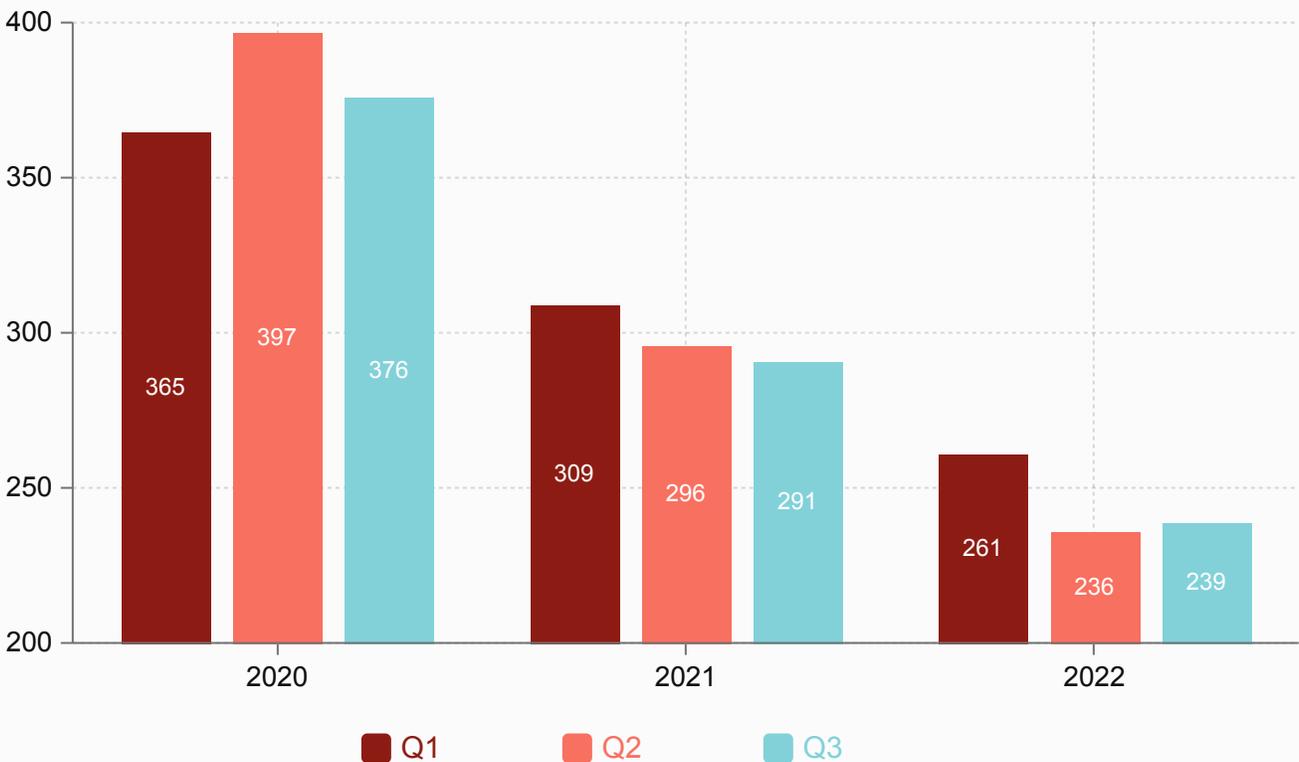
Three Year Comparison of Cases Opened by Quarter and Year



Three Year Comparison of Cases Closed by Quarter and Year



Three Year Comparison of Cases Pending by Quarter and Year

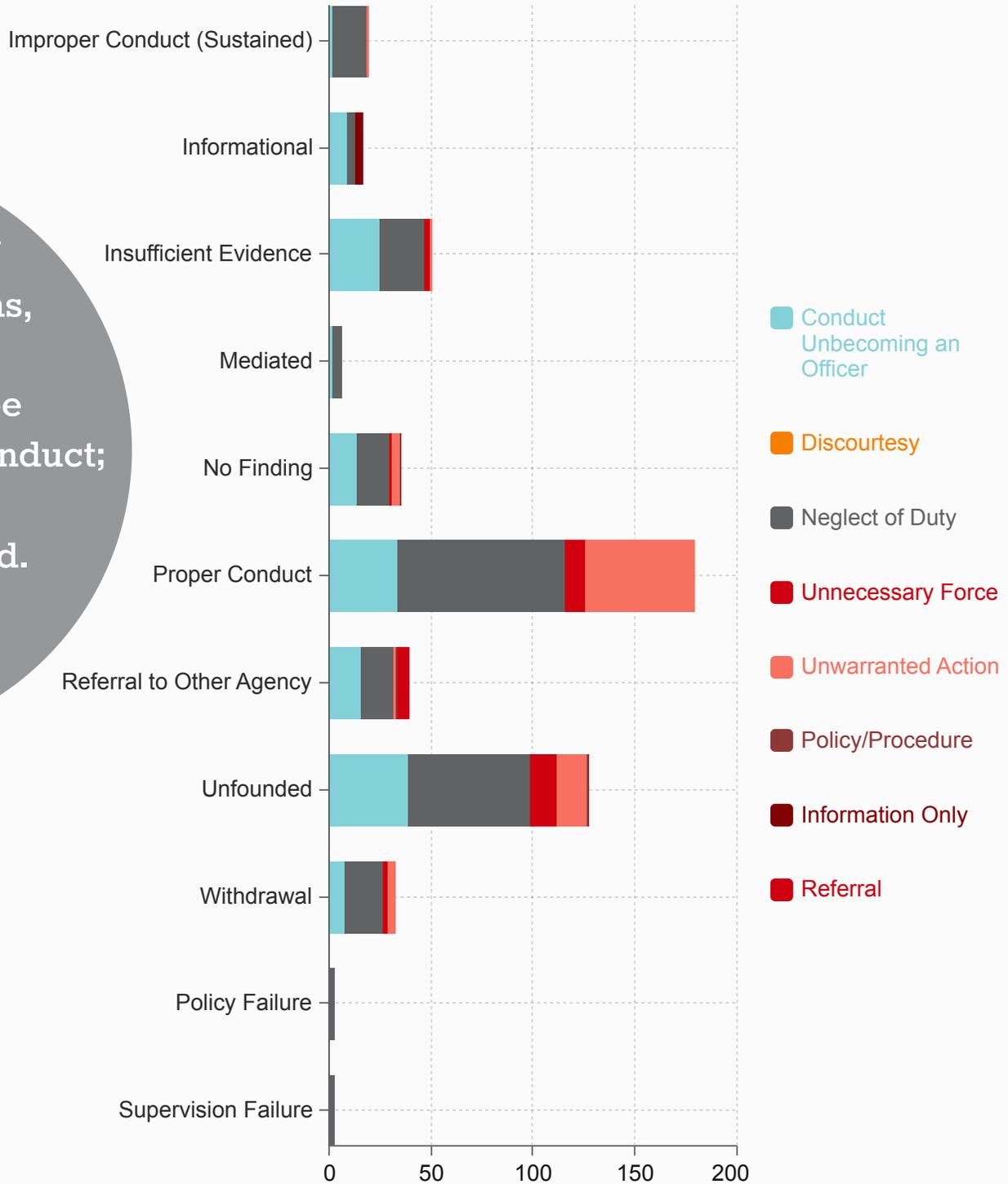


FINDINGS

Findings by Allegation Type

N = 507

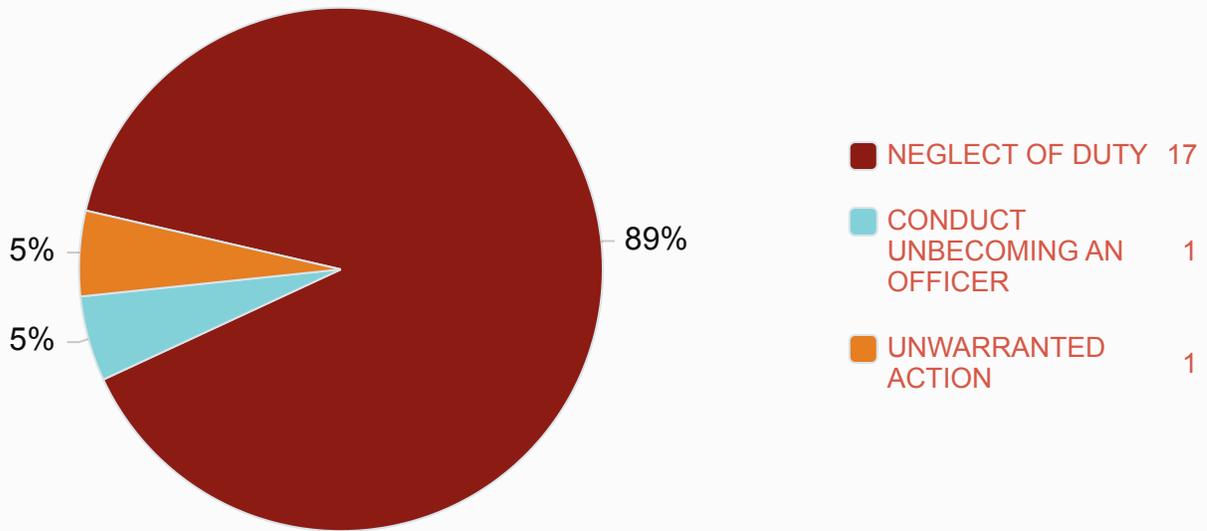
Of the 507 Allegations, 35% were found to be proper conduct; 25% were Unfounded.



FINDINGS

Improper Conduct Findings by Allegation

N = 19



Each allegation type has subtypes.

For example, the Neglect of Duty allegation category includes an officer's failure to activate a body-worn camera and also an officer's failure to prepare an accurate incident report.

Neglect of Duty	Conduct Unbecoming an Officer	Unwarranted Action	Use of Force
Failure to activate body-worn camera	Inappropriate comments or behavior	Misused city property for personal use	Used a carotid restraint hold
Failure to follow SFPD policy or law	Racial bias	Issuing a citation without cause	Failure to comply with DGO 5.01
Failure to write an incident report	Sexual slurs	Handcuffing without cause	Unnecessary or excessive force
Failure to provide name and star number upon request	Misrepresenting the truth	Improper search or seizure of a person, property, or vehicle	Intentionally and improperly discharged a firearm
	Misuse of police authority		

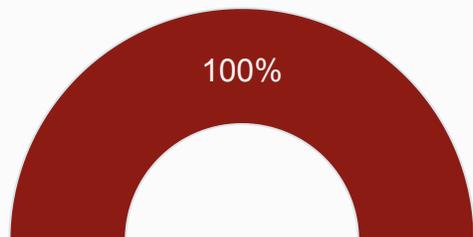
FINDINGS

IMPROPER CONDUCT FINDINGS

BY ALLEGATION TYPE

Conduct Unbecoming an Officer - Allegations Summary

Total = 1



- The officer behaved or spoke inappropriately. 1

Unwarranted Action - Allegations Summary

Total = 1



- The officer issued a citation without cause. 1

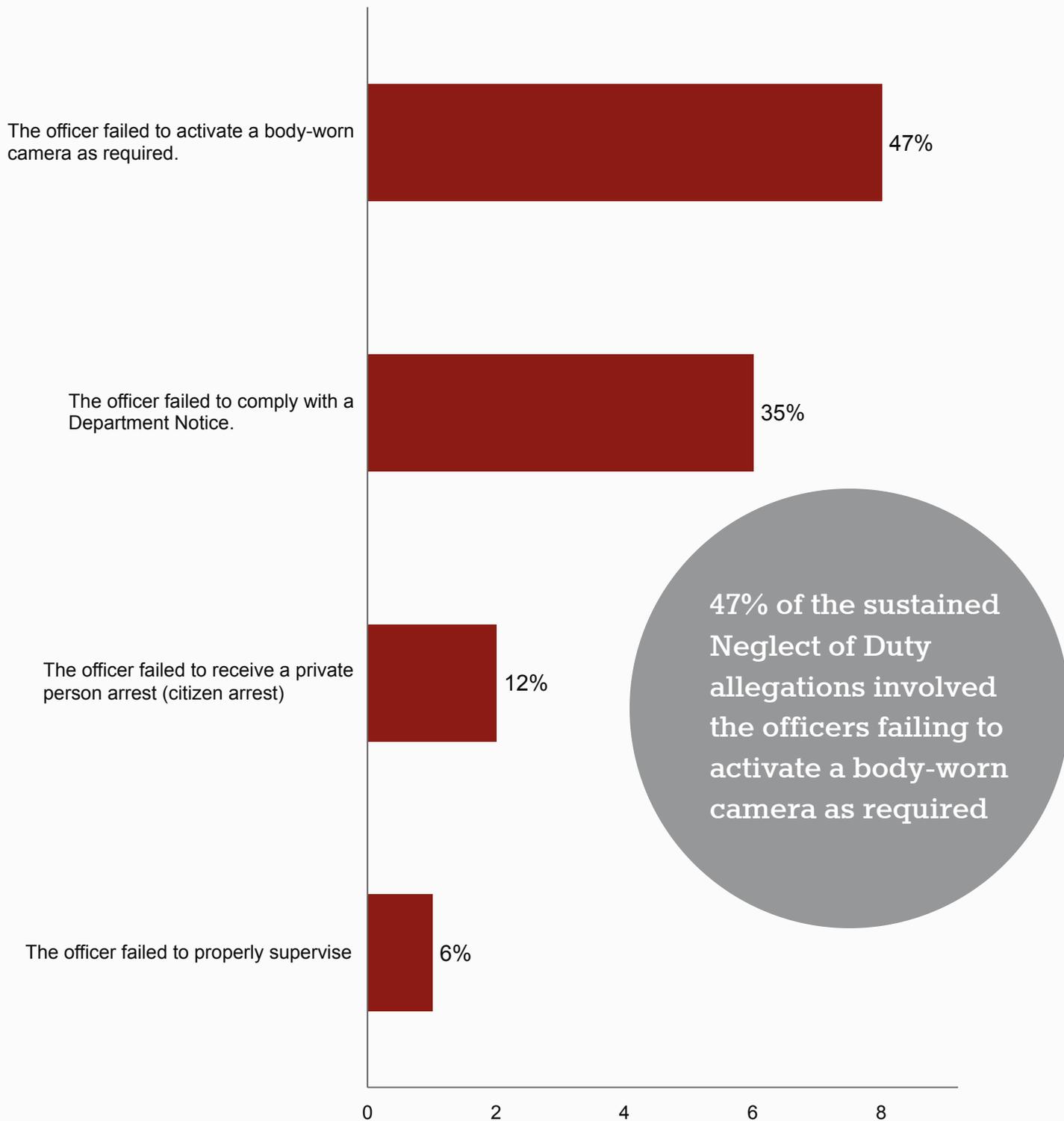
FINDINGS

IMPROPER CONDUCT FINDINGS

BY ALLEGATION TYPE

Neglect of Duty - Allegations Summary

Total = 17



COMPLAINANT DEMOGRAPHICS

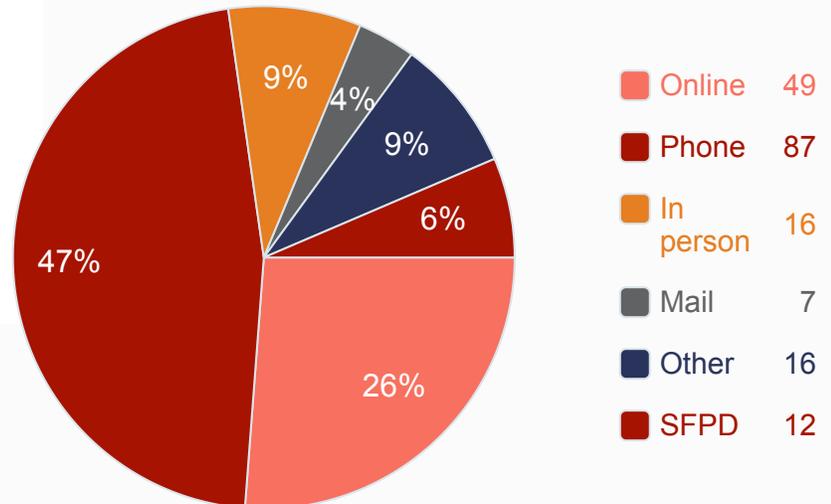
Race/Ethnicity	#	%
Asian	19	10%
Black or African American	24	13%
Hispanic or Latinx	10	5%
White	53	28%
Other	14	17%
Declined to State	67	36%
Total	187	100%

Age	#	%
1-13	0	0%
14-16	0	0%
17-19	0	0%
20-30	17	9%
31-40	41	22%
41-50	22	12%
51-60	30	16%
61-70	15	8%
71-80	8	4%
Over 80	2	1%
Declined to State	52	28%
Total	187	100%

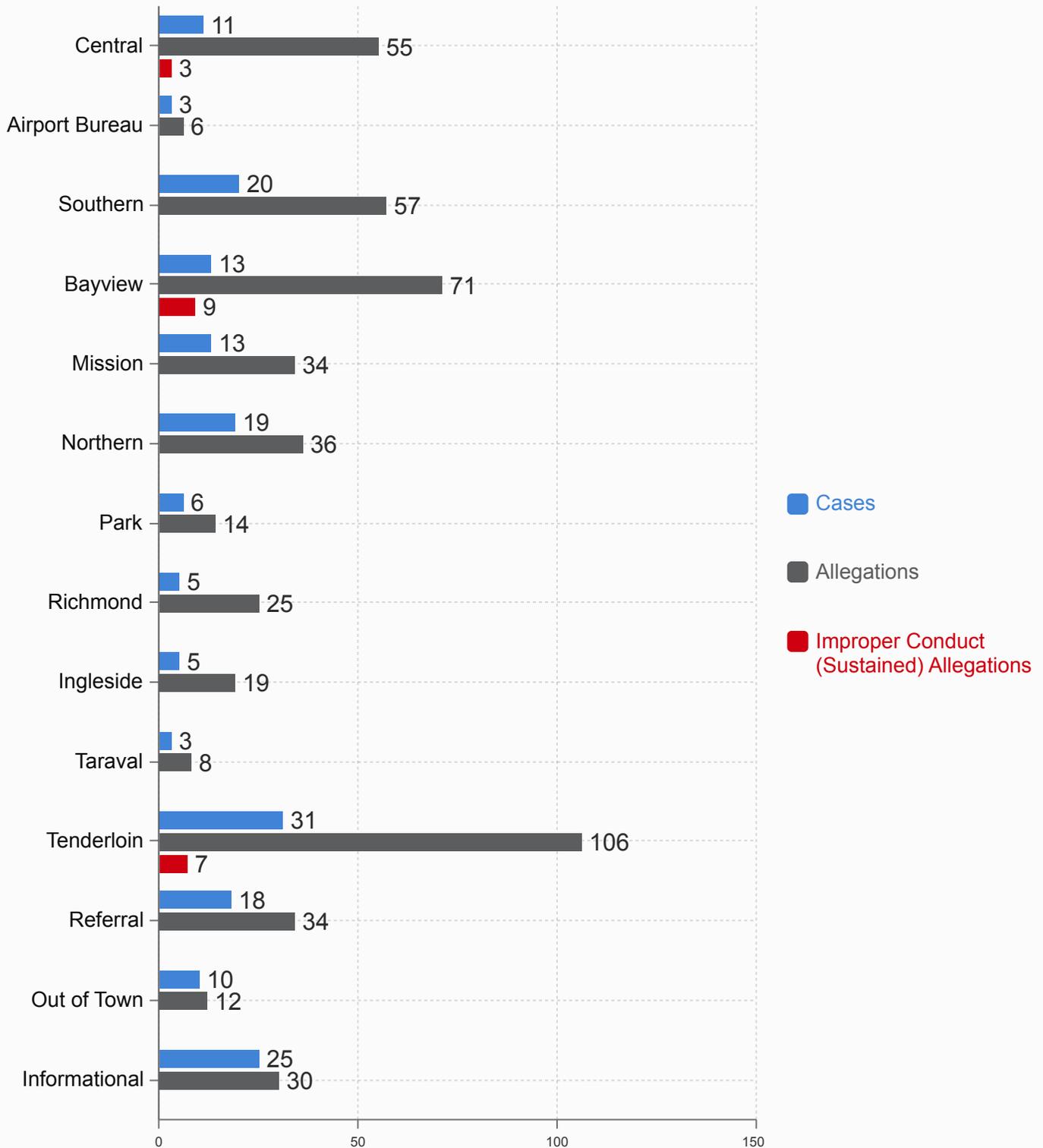
Complainant	#	%
Complainants	178	95%
Anonymous Complainants	9	5%
Total	187	100%

Gender	#	%
Female	53	28%
Male	79	42%
Genderqueer / Gender Non-binary	0	0%
Transgender	4	2%
Declined to State	51	27%
Total	187	100%

How Complaints Were Received



FINDINGS BY DISTRICT



FINDINGS

Case Totals by District



MEDIATION

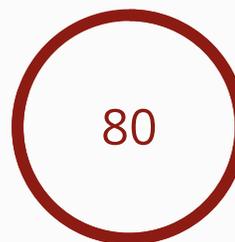
The Mediation Unit had the opportunity to make visits to several District Stations in Q3. Although the Mediation Program has been in existence for nearly 30 years, we found that many SFPD members were unfamiliar with this alternative method of resolving complaints. Covid restrictions limited our ability over the past few years to get out to the District Stations to share information, but we set up brief visits during Roll Call to introduce ourselves and provide some general information about our program.

In addition, the Mediation Unit provided a presentation to the Police Commission during the September 2022 Commission Meeting outlining our Unit's role and goals.

Finally, in Q3 2022, we mediated 6 cases addressing allegations of Neglect of Duty: Failure to Take Required Action and Conduct Unbecoming an Officer: Behaved of spoke inappropriately. Cases originated in the following Stations/Departments: Northern, Traffic, Tenderloin, Southern and Taraval.

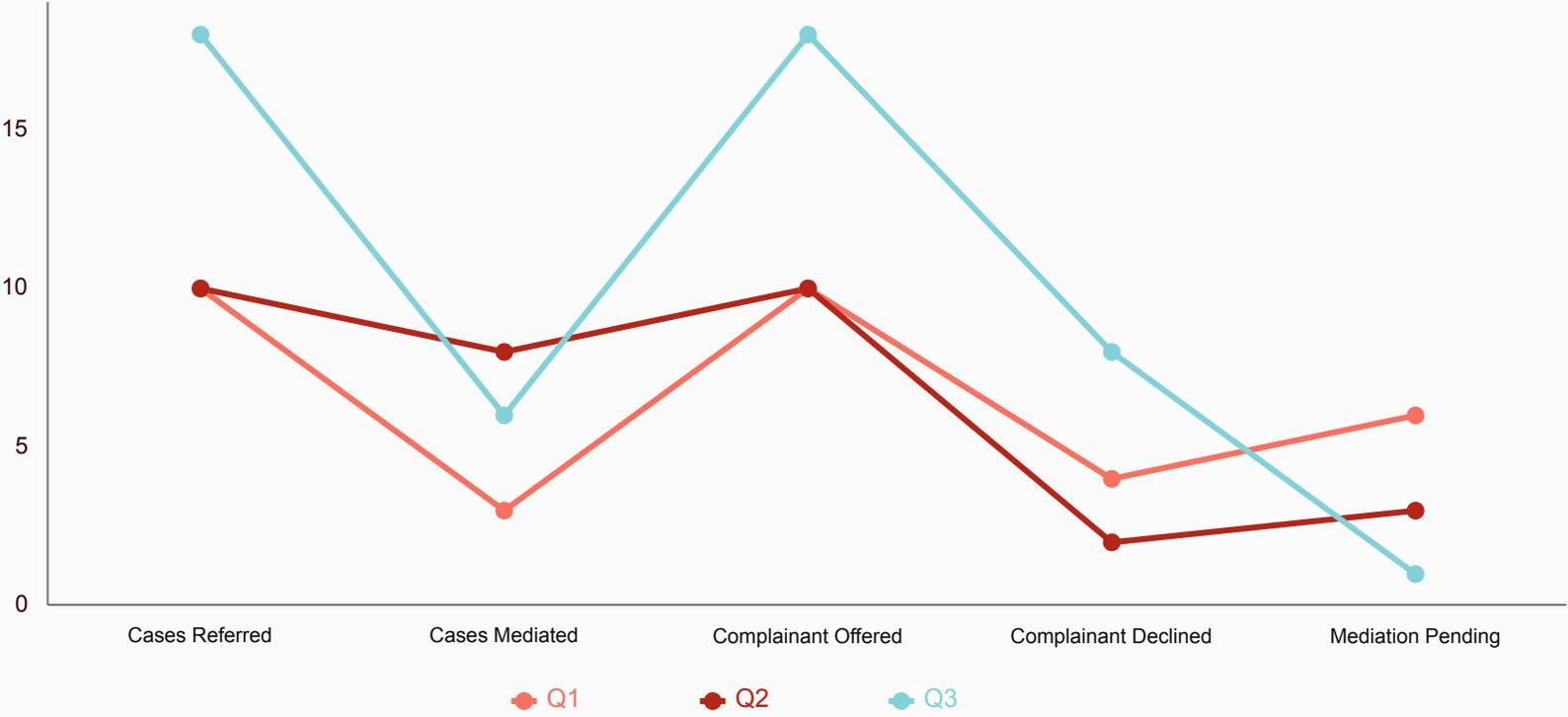


Roll call training completed



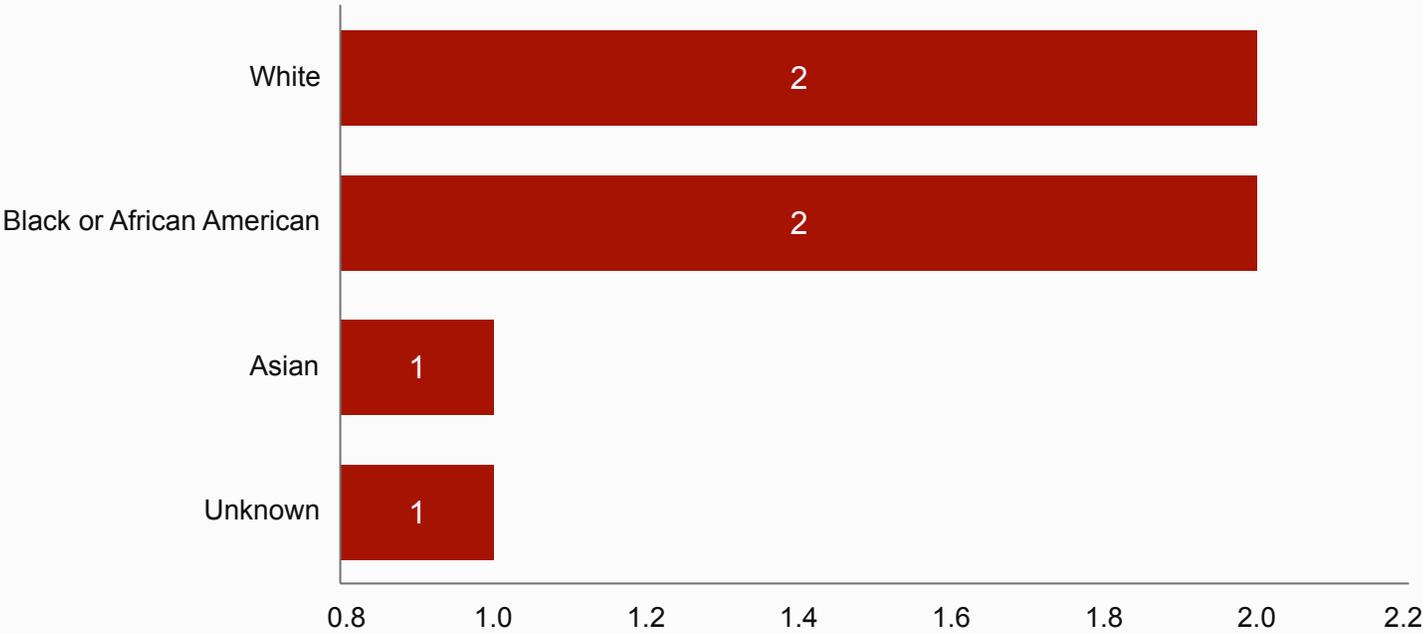
Trained 80 officers in mediation process

MEDIATION FINDINGS



Mediation Demographics

N = 6



POLICY



During the 3Q of 2022, DPA researched and provided input to SFPD on nine (9) existing DGO's and made approximately fifty-five (55) policy recommendations to SFPD as delineated in the below table.

	DGO	NO. OF DPA RECOMMENDATIONS	DATE OF SUBMISSION TO SFPD OR POLICE COMMISSION
1.	2.03 – Drug Use by Members	2	8/2/22
2.	2.07 – Disciplinary Process for Sworn Members	7	8/30/22
3.	5.01 – Use of Force	11	7/25/22 – to SFPD FTFO Unit
4.	6.05 – Death Cases	9	8/11/22
5.	7.04 – Children of Arrested Parents	13	7/11/22
6.	8.01 – Critical Incidents	1	9/12/22
7.	8.04 – Crisis Intervention Response Team	8	9/19/22 and 9/26/22
8.	9.02 – Vehicle Collisions	2	8/3/22
9.	10.02 - Equipment	2	9/21/22
	Total	Total 55	

Foot Pursuit Policy and Data Collection

DPA collaborated with SFPD's Force Tactics Field Options (FTFO) Unit and recommended that SFPD adopt a foot pursuit policy to protect officer and public safety, and to reduce the uses of force associated with foot pursuits. The proposed policy requires officers initiating a foot pursuit to act reasonably and to take into consideration the reasons for the foot pursuit and the severity of the crime at issue. Officers are directed to weigh the necessity of immediate apprehension against the danger to the pursuing officer(s) and the public before acting. The proposed policy focuses on improving the tactics around foot pursuits and providing guidance to officers and supervisors as to their respective responsibilities to improve officer and public safety.

DPA and the FTFO Unit also recommended that SFPD collect better data around foot pursuits to 1) identify injury causing practices, 2) monitor the effectiveness of de-escalation training, 3) identify whether foot pursuits are carried out in a racially neutral manner, and 4) focus training to improve outcomes.

AUDIT

DPA currently has two audits in-progress. The first of these audits is to look into SFPD's handling of officer misconduct. San Francisco's Charter requires DPA to conduct regular audits on this topic. This audit is currently in the fieldwork phase. During this phase, auditors interview personnel, review supporting documentation, perform data analysis, identify potential audit findings and make recommendations for improvement. DPA plans to issue the results of this audit in interim reports. The first of these reports will discuss SFPD's compliance with public reporting requirements on misconduct and discipline.

The second audit is to look at SFPD's compliance with its guidelines for First Amendment activities. These guidelines require that DPA conduct this audit annually. Although SFPD reported to DPA that it did not authorize or deny any investigations under DGO 8.10 in the calendar year 2021, DPA is following up on SFPD's implementation of the eight recommendations made in last year's report, titled *The San Francisco Police Department and the Police Commission Can Improve Policies and Practices Around Investigations Related to First Amendment Activities*. This audit is currently in the information-gathering phase.

Lastly, DPA continues to follow up on SFPD's implementation of recommendations in our report titled *The Police Department Needs Clearer Guidance and More Proactive Governance for Better Use-of-Force Data Collection and Reporting*. The report's open recommendations concern SFPD's analysis of the use of force data, using quantitative and qualitative data to improve the use of force training, and ensuring that reports on the use of force contain the appropriate analysis and context that will be useful for decision makers. The 24-month follow-up with SFPD is scheduled for November 2022.



View DPA's Audits on DPA's Website Report
<https://sf.gov/departments/department-police-accountability>

OUTREACH



DPA's Outreach Division continues to share critical information regarding DPA's investigations, policy work, and audit results, as well as our efforts to enhance equity and create more transparent outcomes in our civilian oversight programs.

DPA continues to give presentations at SFPD community safety meetings organized by San Francisco Safety Awareness for Everyone (known as SF SAFE). Presentations during this quarter included those at the Bayview, Central, and Richmond district stations. These presentations provide attendees with a high-level overview of DPA's mission, contact information, and examples of information DPA needs to investigate complaints against police officers.

DPA also performed outreach through community organizations. In July, DPA gave a presentation to the Eureka Valley Neighborhood Association. This presentation provided attendees with a detailed look at DPA, including the work of our divisions, the investigation and mediation processes, and a discussion of our audit and policy work. In August, DPA tabled at the 13th Annual Mo'MAGIC Backpack Giveaway & Resource Fair at Ella Hill Hutch Community Center. DPA distributed brochures and our Youth Know Your Rights tri-fold pocket cards to attendees.

All DPA outreach resources, including the Youth Know Your Rights card and brochures on our complaint mediation process, are readily available for download on DPA's website.



LGBTQ+ Know Your Rights” trifold cards in development

INTERNSHIP



In Q3, 12 interns joined DPA for the summer. Half of this summer's cohort were law students, while the other half were rising first-year and current college undergraduates. Students came from as far away as Florida Atlantic University and UC Irvine College of Law, as well as local bay area law schools and colleges. As a part of our partnership with Mayor London Breed's Opportunities for All program, interns were highlighted and given speaking roles as a part of the end-of-year celebration and attending the program's Juneteenth celebration. The interns have been helping the Legal, Investigations, and Outreach divisions on many department projects, such as assisting investigators in summarizing body-worn camera footage, doing legal research for the attorneys, and helping outreach with external events. Past Public Service aides working alongside this program and interns are now attending Stanford and UC Berkeley Schools of Law.

Below is a sample of our Summer Interns' Projects:

- Body Worn Camera Review
- Case Legal Analysis
- Outreach Events
- Research and Analyze California Oversight Department Case Loads
- Policy Analysis



INTERNSHIP

SENATE BILL 1421



SB 1421 is a 2019 law that made certain categories of previously confidential investigation records now available to the public. To qualify for disclosure, a case must involve a great bodily injury, an officer-involved shooting, a proven allegation of sexual assault, or a proven allegation that an officer was dishonest in reporting or investigating a matter. SB 16, enacted in 2022, expands the disclosable categories of officer conduct to include proven allegations of unnecessary force, failure by an officer to intervene against another officer's use of unnecessary force, unlawful searches or arrests, and statements or gestures on the part of an officer that indicate prejudice or discrimination against protected classes.

In the third quarter, the public records team continued a large-scale effort to identify and release qualifying records in DPA's archives. Before being publicly released, the records must be redacted to comply with state and federal privacy laws. All disclosed cases are published to a public web portal at sfdpa.nextrequest.com.

In the third quarter of 2022, DPA released two officer-involved shooting cases and additional media files for a previously released great-bodily injury case. Forty-nine cases were reviewed and determined to be exempt from disclosure.

By the end of the quarter, DPA's SB 1421 and SB 16 releases totaled 47,033 pages of records for 68 cases, including 10,929 pages of great bodily injury records (39 cases), 31,899 pages of officer-involved shooting records (24 cases), 241 pages of excessive force records (1 case), 1,322 pages of unlawful search records (2 cases), 2,538 pages of officer dishonesty records (1 case), and 104 pages of biased policing records (1 case).

Publishing DPA's investigative records is a historic step on the path to increasing transparency for officer misconduct investigations.



View DPA's related case records on DPA's Public Record Portal

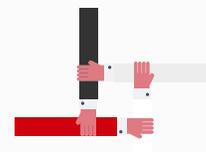
<https://sfdpa.nextrequest.com/>

OPERATIONS

In the 3Q, DPA completed the collaboration with Civic Bridge and ZS Associates and successfully launched the complainant portal that provides real-time case tracking to the public. The portal allows the public to track their case(s) with secure real-time information and updates provide another level of transparency.

In compliance with the City's guidelines, DPA staff have returned to the office to work in-person three days a week. All staff have been reminded of the safety directives provided by the City including but not limited to COVID precautions and testing

DPA continues to strive to increase security and performance for all systems in use. This includes monitoring all assets and deploying updates to all devices in the organization in a timely manner. Also, DPA is continually involved in technology projects that provide added system and user security and operational best practices. This includes the potential use of Virtual Desktop Infrastructure and discussion of more connections to and from our case management system. These connections will communicate with external applications and share data bi-directionally in a safe and secure manner as well as increase efficiency and data quality.



Successful launch of portal for complainants to track case status and upload case files in real-time.

HOW TO MAKE A COMPLAINT



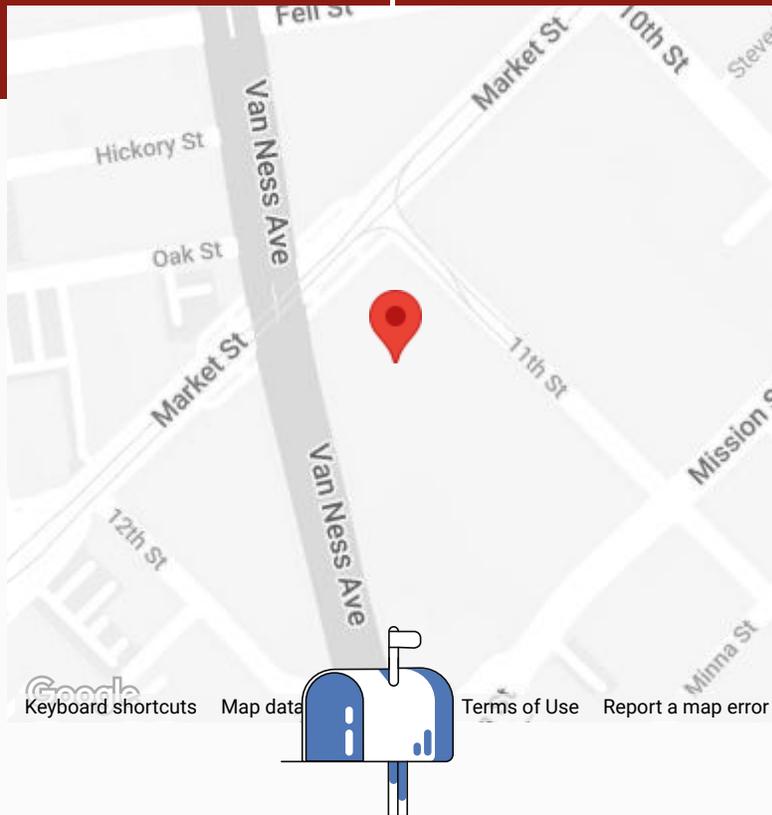
Online

<https://sf.gov/departments/departments-police-accountability>



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