



CITY AND COUNTY OF SAN FRANCISCO
Department of Police Accountability
ONE SOUTH VAN NESS AVE., 8th FLOOR
SAN FRANCISCO, CA 94103



PAUL DAVID HENDERSON
EXECUTIVE DIRECTOR

January 26, 2023

President Cindy Elias
Vice President Max Carter-Oberstone
Commissioners
San Francisco Police Commission

Third and Fourth Quarter 2022 Policy Work

Highlights of the Department of Police Accountability's (DPA's) key third and fourth Quarter 2022 Policy Recommendations are described below.

I. 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 increase public and officer safety and to reduce the uses of force associated with foot pursuits. The proposed policy complements the FTFO training and does the following:

- Emphasizes sound tactics which are essential in these rapidly unfolding, time-compressed situations, to achieve the safest possible outcome.
- Directs officers to weigh the necessity of immediate apprehension, including the severity of the crime at issue, against the danger to the pursuing officers, the fleeing person, and the public before acting.
- Gives guidance to responding officers and supervisors as to their respective responsibilities and duties.
- Includes documentation requirements to capture data around foot pursuits.

Data collection. DPA also recommended that SFPD collect better data around foot pursuits to identify injury causing practices, monitor the effectiveness of de-escalation training, identify whether foot pursuits are carried out in a racially neutral manner, and to inform training strategies to improve outcomes.

II. DGO 9.07 – Curtailing the Use of Pretext Stops

In Q3 and Q4 of 2022, DPA participated in the Police Commission's working group on DGO 9.07 and the Human Rights Commission's listening sessions on curtailing pretext stops to reduce racial disparities in traffic stops. On January 11, 2022, the Police Commission approved this groundbreaking policy for Meet and Confer with the POA. This draft DGO curtailing pretext stops is the most



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comprehensive in the nation.

III. SFPD General Order Revisions

During the third and fourth quarter of 2022, DPA researched and provided to SFPD recommendations on 18 existing DGO's and made more than 92 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.	2.09 – Social Media	5 Stage 1 ¹	11/16/22
4.	3.12 – Dept. Training Plan	2	10/17/22
5.	5.01 – Use of Force	11	7/25/22 – to SFPD FTFO Unit
6.	5.07 – Rights of Onlookers	Jointly drafted with SFPD	Multiple dates in Q3 and Q4
7.	5.08 – Non-Uniformed Officers	6 Stage 1	10/7/22
8.	5.16 – Search Warrants	6	10/24/22
9.	6.05 – Death Cases	9	8/11/22
10.	6.14 – Psychological Evaluation of Adults	2 supplemental to 2020 recommendations	9/28/22
11.	7.04 – Children of Arrested Parents	13	7/11/22
12.	8.01 – Critical Incidents	1	9/12/22
13.	8.04 – Crisis Intervention Response Team	8	9/19/22 and 9/26/22
14.	8.10 – First Amendment Activities	4	11/3/22
15.	9.02 – Vehicle Collisions	2	8/3/22
16.	9.05 – Traffic Citation Control	2	10/26/22
17.	10.02 - Equipment	2	9/21/22
18.	10.11 – Body Worn Camera	10 Stage 1	11/3/22

92 + Recommendations Q3- Q4 2022

¹ A Stage 1 recommendation made pursuant to DGO 3.01 occurs when DPA provides pre-drafting recommendations to SFPD before SFPD provides DPA with an updated draft of the DGO. DPA provides more specific recommendations in Stage 2 after DPA receives the initial draft.



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IV. DPA Recommended that SFPD's Meet and Confer Process Be More Transparent to Decrease Delays in Issuing Department General Orders (DGOs)

To increase accountability and transparency, DPA recommended that the Police Commission pass a Resolution requiring SFPD to publicly post a calendar of Meet and Confer meetings and provide a status report of DGOs that are pending in meet and confer to ensure that the SFPD, the Department of Human Resources, and the Police Officer's Association (POA) are timely in completing labor negotiations. While DPA supports labor rights, the Meet and Confer process has been overly protracted and hindered SFPD from implementing policies that comport with new legal standards and emerging best practices. DPA's Charter-mandated role is to be the voice of the community. The public has the right to know whether City departments are working diligently to ensure that new and updated police policies are being considered and issued in a timely manner. Publishing a calendar and requiring SFPD to provide a status update on non-confidential information, furthers that goal.

V. DPA Recommended that SFPD Form a Working Group with External Partners to Improve the Accuracy of SFPD's Traffic Stop Data

DPA recommended that SFPD and DPA form a working group with SFPD's IT Division, experts on traffic stop data, and academic partners to ensure SFPD's systems are up to date and that SFPD's traffic stop data is accurate and can be validated.

Sincerely,

Paul Henderson
Executive Director