

DGO 8.03 - SFPD Policy Working Group Recommendations and Discussion Tracking as of 1/18/24

#	Working Group Recommendations	Page Number	Meeting Date	SFPD Response	SFPD Explanation	Open/Closed
R1	The working group discussed whether there should be delineation between "Crowd Control" and "Crowd Management" captured in the DGO 8.03.	1	12/12/23	Recommendation requires further discussion/analysis	Both the Crowd Control Manual (Page 7) and Learning Domain 24 (Chapter 5 Page 3-7) the definition of crowd control and crowd management. This will be discussed at the 1/11/2024 DGO 8.03 Working Group Meeting.	Open
R2	A working group member requested clarification between lawful assembly and unlawful assembly.	1	12/12/23	Recommendation requires further discussion/analysis	Penal Codes defines the difference between a lawful and unlawful assembly. This will be discussed at the 1/11/2024 DGO 8.03 Working Group Meeting.	Open
R3	A working group member asked whether the DGO 8.03 should reference the use of Surveillance tools.	N/A	12/12/23	Recommendation requires further discussion/analysis	Department is open to including language to reference the compliance with local, state or federal regulations relating to surveillance tools in the Crowd Control policy. This will be discussed at a future working group meeting.	Open
R4	The working group requested to receive a copy of Crowd Control Manual and Learning Domain (LD) 24 of Peace Officers Standards and Training (POST) in order to be better prepared for future discussions.	N/A	12/12/23	Administrative Question and Answer-not for inclusion in DGO	While the Crowd Control Manual will not be updated through this working group process, the Executive Sponsor agreed to the importance of working group members having access to related manuals and training documents. A copy of the redacted Manual and Learning Domain 24 of Peace Officers Standards and Training (POST) was provided to working group members on December 27th, 2023, and will be posted on public website 72 hours in advance of the 1/11/2024, working group meeting.	Closed
R5	During the Officer Panel Q&A, officers stated that there are several principal issues that officers deal with during event planning that could be cited throughout the DGO, including unlawful assembly, mass arrests, dispersal orders, and use of barricades.	1	1/11/24	Recommendation requires further discussion/analysis	The working group will discuss the policy updates regarding unlawful assembly, mass arrests, dispersal orders, and use of barricades in future working group meetings when respective sections of the policy are discussed.	Open
R6	During the officer panel Q&A, an officer mentioned a Department Bulletin that was issued two years ago relating to CA Penal Code 409.7. The officer noted that it may be important to clarify what a "duly authorized representative of the media" is and whether it is the burden of the press or an officer to prove if a person is claiming to be a "duly authorized representative of the media".	2	1/11/24	Recommendation requires further discussion/analysis	The working group will discuss adding a clarification on "Duly Authorized Media", types of identifications to be used for verification in future, and burden of proof issues in future working group meeting when the "Media" section of the policy is discussed.	Open
R7	A working group member suggested to review the San Jose Police Department's Crowd Control Policy to address clarification on what constitutes as "Duly Authorized Representative of the Media".	2	1/11/24	Recommendation requires further discussion/analysis	The working group will refer to San Jose Police Department's Crowd Control policy for clarification on "Duly Authorized Media" in future working group when the "Media" section of the policy is discussed.	Open
R8	During the Officer Panel Q&A, officers stated that it could be beneficial to add the definitions for crowd control and crowd management to the policy and added that clarification on when crowd management transitions into crowd control could also be added to the policy.	1	1/11/24	Recommendation requires further discussion/analysis	A new section 8.03.02, "Definitions" was created and the definition of "Crowd Control - DGO 8.03.02 A". - added to the policy. The working group will discuss the definition of Crowd Management and the language referencing when Crowd Management turns into Crowd Control in future working group meetings.	Open
R9	The working group worked together to change the language for the "Purpose" section of the DGO 8.03 Crowd Control.	1	1/11/24	Recommendation has been completely included in draft DGO	Previous language: The purpose of this order is to establish general policies and procedures regarding the Department's response to demonstrations and other First Amendment activities and specifies acceptable crowd control techniques and levels of force.  New language as proposed by the Working Group: The purpose of this order is to establish general policies and procedures regarding the Department's response to public assemblies and specifies acceptable crowd control techniques and levels of force to ensure the protection of the First Amendment rights of the crowd and the safety of the entire community.	Closed
R10	The working group decided to include the definition of "crowd control" pulled directly from the POST LD-24	1	1/11/24	Recommendation has been completely included in draft DGO	"Crowd Control. Crowd control is the law enforcement response to a protest or gathering that has become unlawful and/ or violent. It may also require arrest and/ or deployment of dispersal tactics or even use of force." Also see response to R8.	Closed