

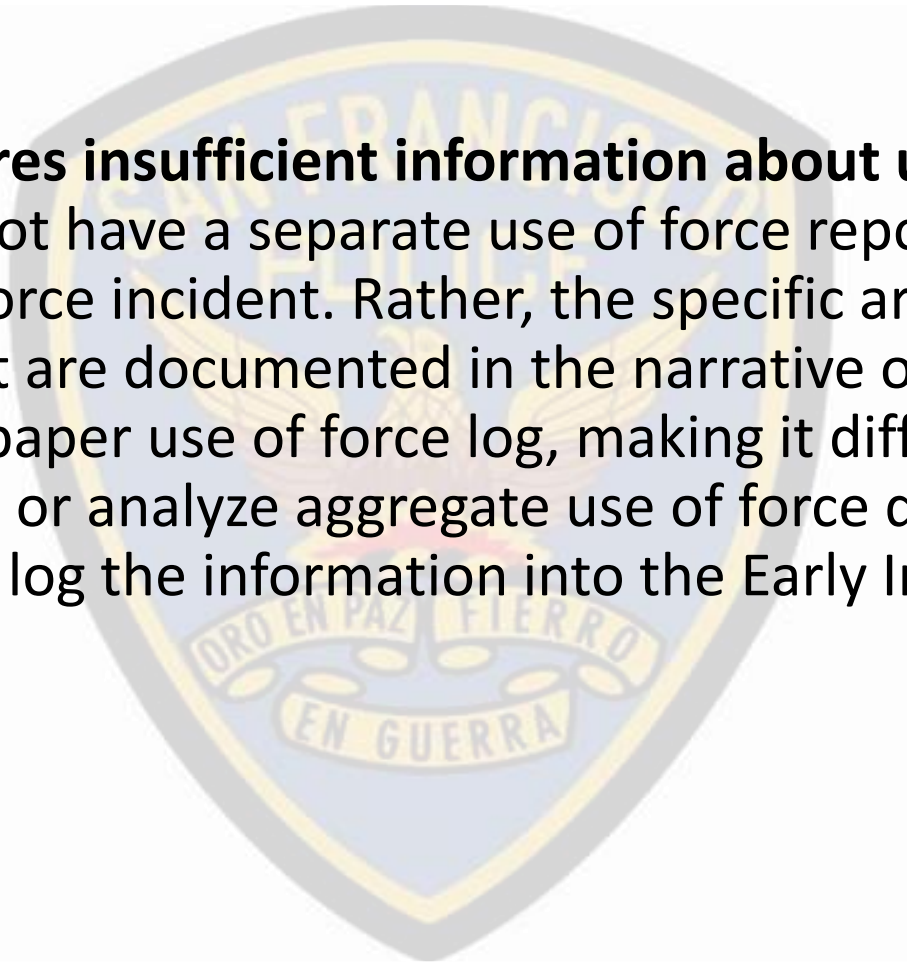


DOJ Collaborative Reform Initiative

Executive Sponsor Work Group Meeting – May 9, 2017
Commander Peter Walsh

Finding 4 *Use of Force*

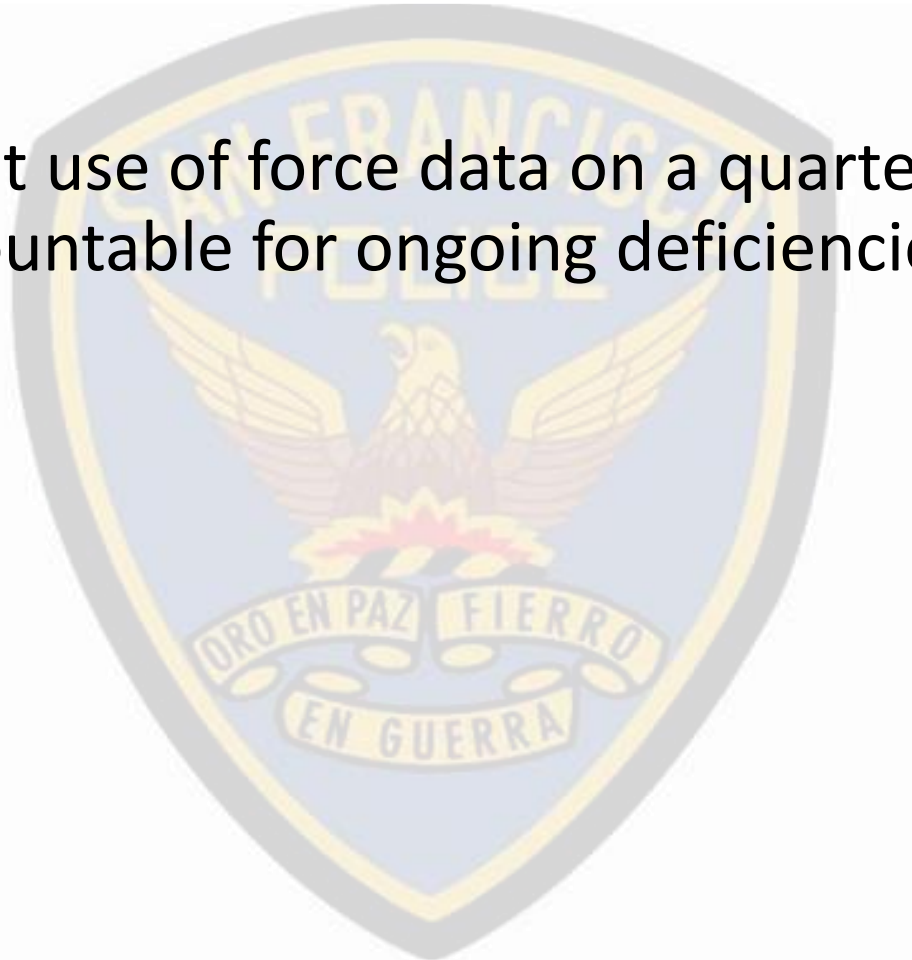
The Use of Force Log captures insufficient information about use of force incidents. The SFPD does not have a separate use of force report for personnel to complete after a use of force incident. Rather, the specific articulable facts leading to the force incident are documented in the narrative of a regular incident report form and a paper use of force log, making it difficult to collect accurate and complete data or analyze aggregate use of force data. In addition, it requires staff to manually log the information into the Early Intervention System.



Recommendation 4.6

Immediate

- The SFPD should audit use of force data on a quarterly basis and hold supervisors accountable for ongoing deficiencies.



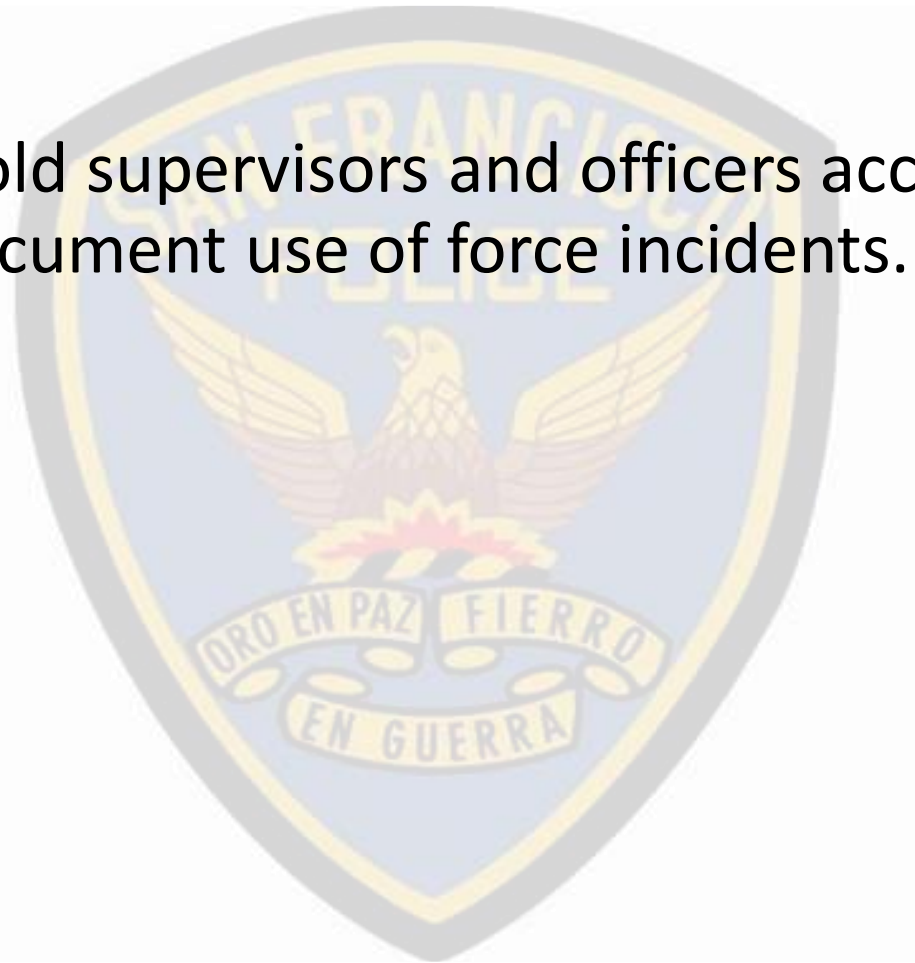
Finding 5 *Use of Force*

The SFPD does not consistently document the types of force used by officers. Out of a sample of more than 500 reported incidents of use of force, only five had documented the type of use of force on the Use of Force Log. Department Bulletin 14-111 – Documenting Use of Force, drafted April 4, 2014, requires officers to document the type and amount of force used, including the use of impact weapons, with supervisors responsible for ensuring compliance with the policy. However, through 2015, the team found that force data remained incomplete. The overall lack of consistent data collection is indicative of limited oversight of force reporting.

Recommendation 5.2

High

- The SFPD needs to hold supervisors and officers accountable for failure to properly document use of force incidents.



Finding 10 *Use of Force*

There is a lack of coordination and collaboration for responding to and investigating an officer-involved shooting.

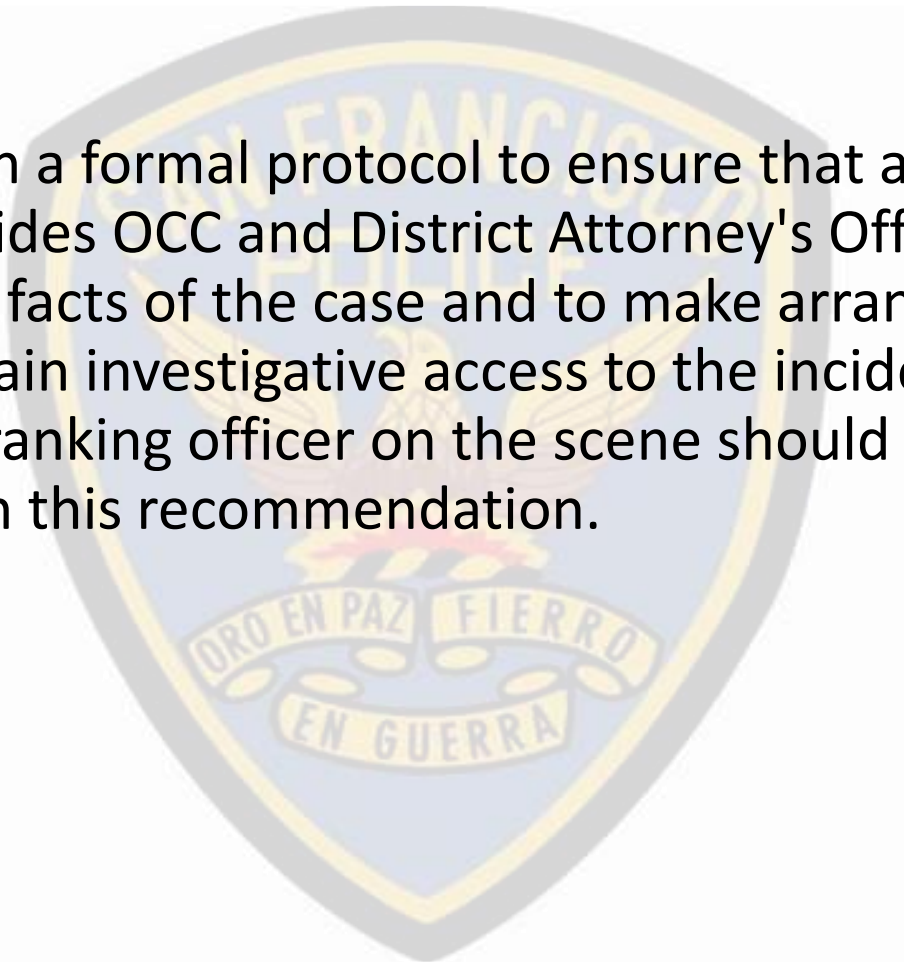
The SFPD's investigative protocols are comparable to those followed by other professional, major city police departments. However, IAD staff members, along with some of SFPD's partners, such as members of the District Attorney's Office and the OCC assigned to respond to such incidents, are not as integrated.

Lack of collaboration and cooperation in investigating officer-involved shooting incidents can undermine procedural justice and transparency for the Department. The SFPD needs to develop protocols and memoranda of agreement to ensure the highest level of cooperation and oversight into the investigation of officer-involved shooting incidents. Joint training protocols ensuring all parties are appropriately trained and working to the highest professional standards should become a matter of routine practice. These protocol agreements and practices will become more important as OCC assumes its responsibility to independently investigate SFPD officer-involved shooting incidents. The team will monitor the implementation of the new law during the CRI-TA implementation phase.

Recommendation 10.1

High

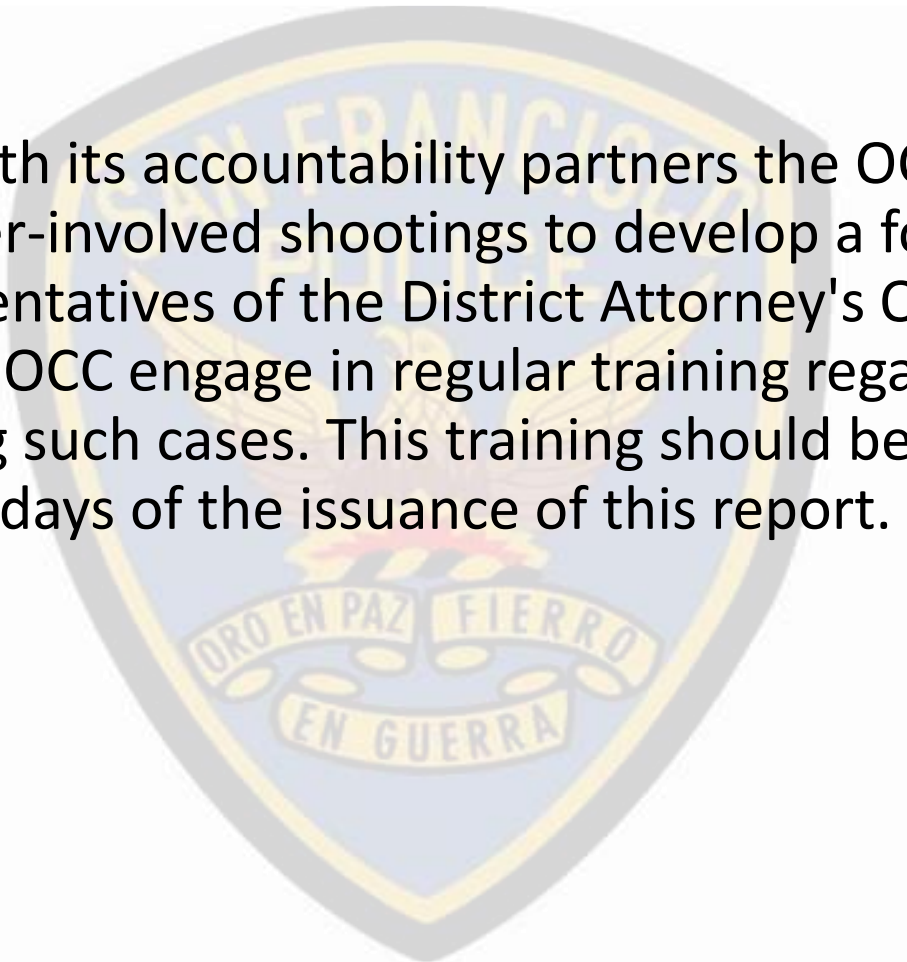
- The SFPD should establish a formal protocol to ensure that a representative of the Homicide Detail provides OCC and District Attorney's Office investigators a timely briefing about the facts of the case and to make arrangements for a formal walk-through or gain investigative access to the incident scene as soon as possible. The highest-ranking officer on the scene should be responsible for ensuring compliance with this recommendation.



Recommendation 10.2

Immediate

- The SFPD should work with its accountability partners the OCC and the District Attorney's Office in officer-involved shootings to develop a formal training program in which representatives of the District Attorney's Office, SFPD Homicide Detail, and the OCC engage in regular training regarding best practices for investigating such cases. This training should be developed and implemented within 120 days of the issuance of this report.



Finding 19 *Use of Force*

The SFPD does not maintain complete and consistent officer-involved shooting files. The SFPD maintains two separate officer-involved shooting files, one with the Homicide Detail and one with IAD. The files are incomplete with no consistent report structure. The team encountered a lack of consistency as to the investigations as well. The fact that some investigative evidence is digital while other evidence is still in paper format may contribute to this inconsistency. Because Homicide Detail and IAD do not share protocols or standards for investigations of officer-involved shooting incidents, there is likelihood that evidence will not be properly identified or assessed, particularly with dual investigative approaches. Photos, crime scene logs, and video collection were referenced in many reports. However, these items were inventoried elsewhere without copies in the investigative files. Investigative files did not contain preliminary finding reports or draft reports—even files that were years old. Within Homicide Detail, many files contained an initial summary report but did not document basic records of who was called to attend the scene or who was on the scene.

Recommendation 19.1

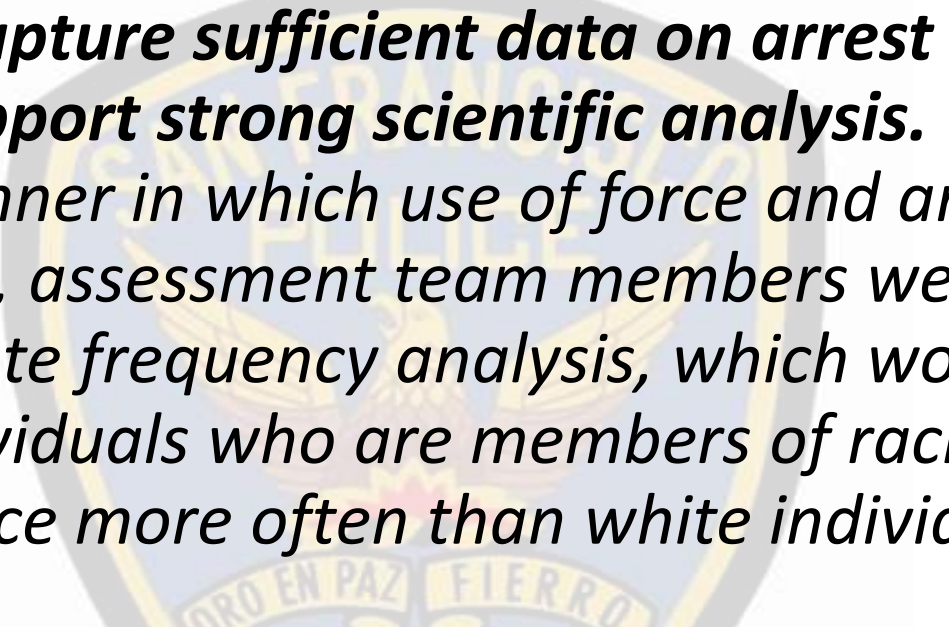
Immediate

- The SFPD needs to develop a standard officer-involved shooting protocol within 90 days of the release of this report.



Finding 20 *Use of Force*

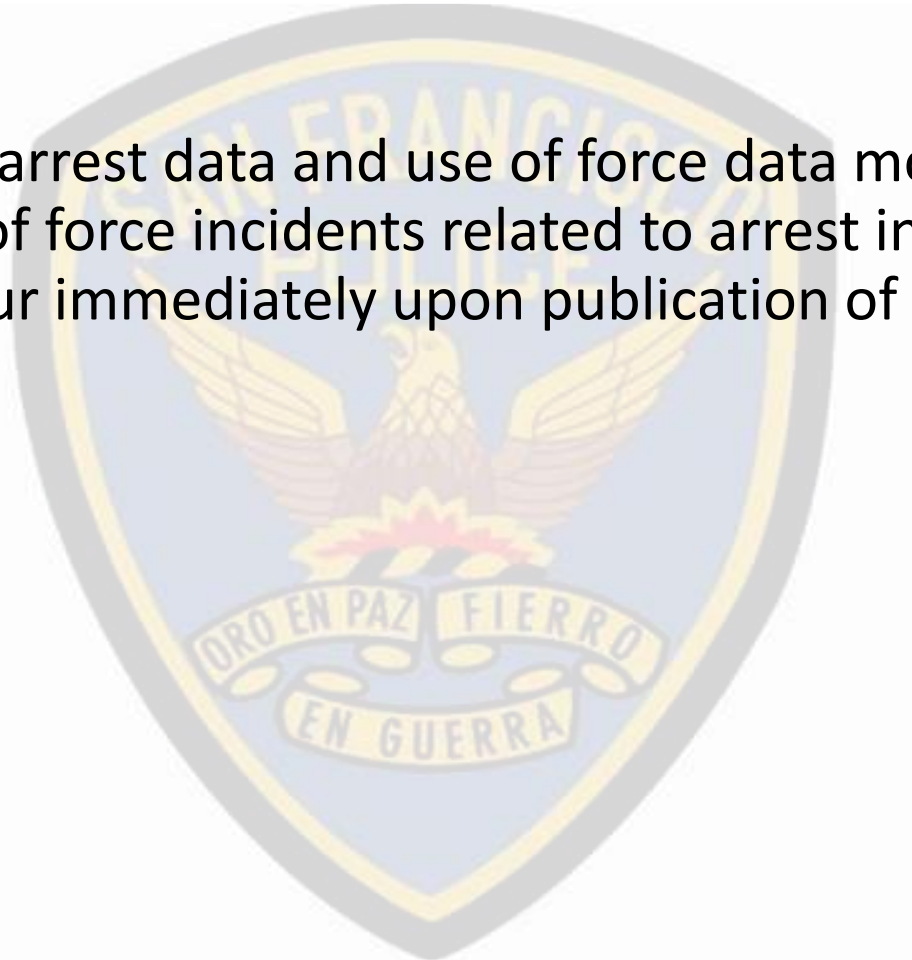
The SFPD does not capture sufficient data on arrest and use of force incidents to support strong scientific analysis. Because of limitations in the manner in which use of force and arrest data were collected by the SFPD, assessment team members were unable to perform a multi-variate frequency analysis, which would have shed light on whether individuals who are members of racial minorities were subjected to force more often than white individuals during arrests.

The background of the slide features a large, semi-transparent watermark of the San Francisco Police Department (SFPD) logo. The logo is a shield-shaped emblem with a blue and gold color scheme. At the top, it reads "SAN FRANCISCO POLICE DEPARTMENT". Below that, it says "ESTABLISHED 1849". The central part of the logo contains the motto "ORO EN PAZ FIERRO EN GUERRA" (Gold in Peace, Iron in War) on a banner. The logo is centered behind the text.

Recommendation 20.2

Immediate

- The SFPD needs to audit arrest data and use of force data monthly to ensure proper recording of use of force incidents related to arrest incidents. An audit of these data should occur immediately upon publication of this report and monthly thereafter.



Thank you

Questions?

