

# SFPD & DPA JOINT SPARKS PRESENTATION

2<sup>nd</sup> Quarter 2021

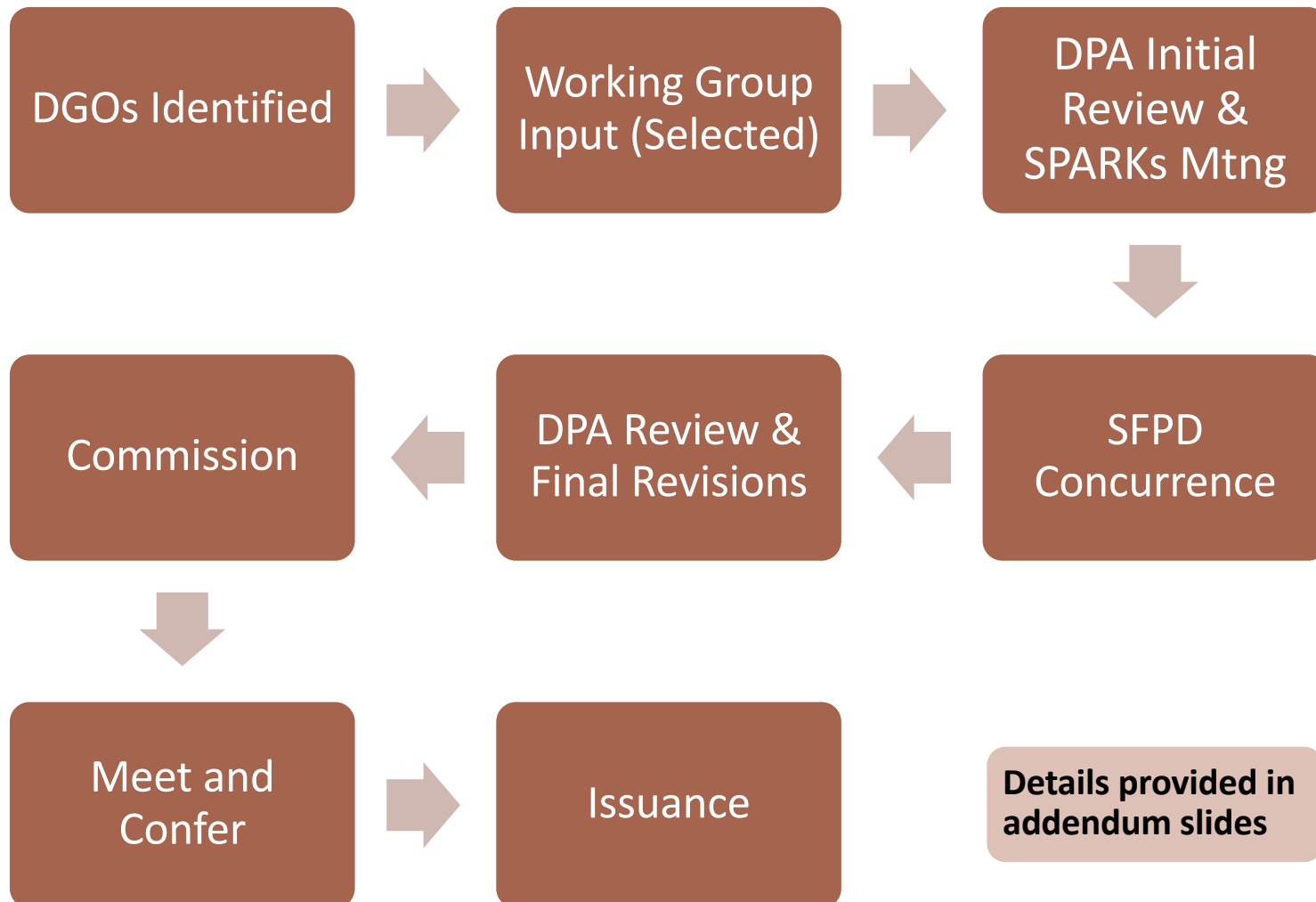


Presented By:

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Police Commission  
10.01.2021

# Overview




# End of Q2 2021 Written Directives Progress

## SFPD – DPA SPARKs I

- 2 meetings held discussing 2x DGOs
  - DPA in receipt of 11 DGOs and 1 DB for review
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## SFPD Concurrence

- 4 meetings, with 5 DGOs reviewed
  - 4 DGOs retained for further revision
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## SFPD – DPA SPARKs II

- 1 meeting requested on 1 DGO
- 

## Commission

- Actions taken on 1 DGO (into M&C)
- Approved 1 DGO and 0 DMs

## POLICIES ISSUED Q2 2021

### Department Bulletins & Notices

**ISSUED**

45



**Bulletins**

6



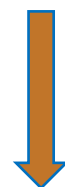
**Notices**

39

### GENERAL ORDERS

**ISSUED**

1



DGO 5.03  
Investigative Detentions

### MANUALS

**ISSUED**

0



N/A

## Q2 - Sparks Meeting Discussions

DPA Recommendations/SFPD Response	
Directive Type & Title	# DPA Recommendations
DGO 1.03 - Duties of Patrol Officers	10
DGO 8.01 – Major and Critical Incident Evaluation	8
DGO 9.05 - Traffic Citation Control	3

# Highlights of DPA Policy Work Q2

## DPA-initiated Department General Order (DGO) Limiting Questioning and Searching Individuals on Probation, Parole, and Other Forms of Supervised Release

### Inquiring About Probation or Parole

Police officers are precluded from asking whether a member of the public is on probation or parole unless:

- The person is detained for a misdemeanor or felony; or
- Is an immediate threat to officer or public safety.

### Probation or Parole “plus” Required

A person on probation or parole for a non-violent offense, subject to a warrantless search condition, may be searched according to the terms of their supervised release only if one of the below conditions are met:

- A nexus to new criminal activity exists; or
- An immediate threat to officer or public safety exists.

# Highlights of DPA Policy Work Q2

## DPA-initiated Department General Order (DGO) Limiting Questioning and Searching Individuals on Probation, Parole, and Other Forms of Supervised Release

### Verification

- Officers shall verify through official channels that a person is currently on probation or parole and is subject to search condition, before a search occurs. The verification must occur within 72 hours before the search and must be documented.

### Warrantless Search of Cellular Telephones

- A general search condition does not permit the warrantless search of cellular telephones.

# Highlights of DPA Policy Work Q2

## DPA Recommended that Plainclothes Officers Be Required to Wear Body Worn Cameras When Taking Enforcement Actions

- SFPD should make a distinction in DGO 5.08 between non-uniformed officers who are undercover versus those who are merely plainclothes; and,
- Plainclothes officers should be required to carry their Body Worn Cameras in their vehicles and mount them on their person once the plainclothes officers decide to take an enforcement action listed in DGO 10.11.02(c), the “Authorized Use” section of DGO 10.11.02(c), SFPD’s Body Worn Camera policy.



# Recommendation Tracking Matrix

Reported Issues		Evaluation of Issues				Corrective Action(s)	
Raised By	Recommendation	Police Commission Response	Police Commission Response Explanation	Police Department Response	Police Department Response Explanation	Implementation Status (determined by Police Commission)	Implementation Deliverable(s)
DPA	Implement mental health services at every facility.						
DPA	Adopt a Pretext Stop DGO to give direction to officers on the Commission's policy.						
Public Defender	Eliminate "Quality of Care" stops, including: license plate violations, broken tail lights, tinted windows, registration expired by less than 6 months						

## Q2 Recommendations Submitted

DGO	No. of DPA Recommendations	Date of Submission to SFPD
6.16 Sexual Assault	6	6/30/21
5.06 Citation Release	8	6/29/21
9.03 Chemical Testing for DUI's	12	6/2/21
3.01 Written Directives	31	May and June of 2021

DPA researched and provided to SFPD recommendations on four existing DGO's and made approximately fifty-seven (57) policy recommendations to SFPD

Thank you.

Any questions?

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