



LONDON BREED  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**Department of Police Accountability**  
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SAN FRANCISCO, CA 94103



PAUL DAVID HENDERSON  
EXECUTIVE DIRECTOR

February 8, 2024

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

**Fourth Quarter 2023 Policy Work**

Highlights of the Department of Police Accountability’s (DPA’s) Fourth Quarter 2023 Policy Recommendations are described below.

**I. DPA Policy Recommendation Table**

During the Fourth Quarter of 2023, DPA researched and provided to the San Francisco Police Department (SFPD) ninety-five (95) recommendations on three (3) existing Department General Orders (DGOs), one (1) Department Manual, and three (3) Department Notices (DNs) as delineated in the below table.

<b>Policy</b>	<b>Number of DPA Recommendations</b>	<b>Date submitted to SFPD or Police Commission</b>
DGOs 1.03 (combined with 1.04, 1.05) Duties of Patrol Officers, Sergeants, and Station Personnel	32	10/24/23
DGO 3.10 Serious Incident Review Board	13	11/6/23
DGO 6.08 Aggressive Solicitation	5	12/12/23
DN 23-185 Drug Loitering Offenses	9	10/19/23
Community Policing and Problem-Solving Manual	25	10/30/23
DN (XX) Management Dashboard Protocol in Bias (pending)	10	11/29/23
DN 23-198 Stop Data Regulatory Update	1	11/30/23

**Total: 95 Recommendations**



## **II. National Survey and Best Practices Report on Vehicle Pursuits**

In the Fourth Quarter, DPA conducted a national survey and compiled best practices research regarding vehicle pursuits at the request of the Police Commission. DPA presented its findings at a public Police Commission meeting on January 10, 2024. The presentation can be watched [here](#).

DPA's Table of Vehicle Pursuit Policies can be found [here](#) and DPA's related PowerPoint presentation can be found [here](#).

## **III. Best Practices Research for General Order on the Use of Social Media for Investigations**

In the Fourth Quarter, DPA performed extensive best practices research for developing cutting edge policy on law enforcement use of social media for investigations. DPA analyzed the SFPD draft social media investigations policy and compared it with the 2013 United States Department of Justice Guidelines<sup>1</sup> which are widely considered best practices for law enforcement. We also analyzed other police departments' social media policies nationwide.

DPA Policy also solicited feedback from stakeholders, including the SF Public Defender's Officer and the Criminal Justice Task Force of the SF Bar Association, and conducted extensive interviews with surveillance, privacy, and civil liberty experts including the Brennan Center for Justice, ACLU, Electronic Frontier Foundation, and Berkeley Law.

We anticipate providing the results of our research to the Police Commission imminently in the First Quarter of 2024.

## **IV. Standing Items**

### **A. Joint SFPD and DPA Body Worn Camera Viewing Platform.**

In the Second Quarter of 2023, DPA recommended that DPA be granted access to the same Body Worn Camera (BWC) viewing platform that SFPD uses to facilitate DPA's timely investigation of officer-involved shootings and public complaints of police misconduct. The platform has important features such as redaction tools and the ability to watch four videos at once, that would save DPA time and money. Notably, DPA has not requested full, unfettered access to the platform, only that we have access to the BWC footage on the platform once SFPD redacts confidential California Law Enforcement Telecommunications System (CLETS) information.

On October 18, 2023, in their Third Quarter Sparks presentation, SFPD responded to our recommendation as follows: "SFPD will look into the licensing costs, contracting implications and

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<sup>1</sup>  
[https://bja.ojp.gov/sites/g/files/xyckuh186/files/media/document/developing\\_a\\_policy\\_on\\_the\\_use\\_of\\_social\\_media\\_in\\_intelligence\\_and\\_inves.pdf](https://bja.ojp.gov/sites/g/files/xyckuh186/files/media/document/developing_a_policy_on_the_use_of_social_media_in_intelligence_and_inves.pdf)



process associated with allowing DPA to have limited access but cannot agree to full unfettered access to search, pull, and share BWC footage from Evidence.com”

DPA has not received further information from SFPD, and this item is still pending.

**B. Missing Children-Updating General Order 6.10**

DPA requests that SFPD prioritize completing DGO 6.10, SFPD’s Missing Persons policy which has not been updated since 1999 and has been under development for several years. On May 30, 2023, after receiving SFPD’s new draft policy, DPA provided seventeen (17) recommendations to SFPD. Importantly, DPA recommended that DGO 6.10 inform officers that a missing child *under the age of 18* requires immediate action to be consistent with California law. (Pen. Code, §§14211-14215). Currently, for reasons that are unknown to DPA, SFPD’s policy only considers a missing child to be exigent if the child is *under 12 years old*. DPA recommends that SFPD take prompt action for missing youth under 18 to protect teens from the dangers of the streets, including access to dangerous drugs, as well as human trafficking.

DPA’s recommendations on DGO 6.10 are still pending with SFPD.<sup>2</sup>

Sincerely,

Paul Henderson  
Executive Director

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<sup>2</sup> For more information about the status of DGO 6.10, please see DPA’s separate response to SFPD’s report on the fourteen (14) languishing DGOs scheduled for discussion before the Police Commission on February 14, 2024.