

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**  
300 Lakeside Drive, P. O. Box 12688, Oakland, CA 94604-2688  
(510) 464-6000

**NOTICE OF MEETING AND AGENDA**  
**BART POLICE CITIZEN REVIEW BOARD**  
October 21, 2019

A Meeting of the BART Police Citizen Review Board (BPCRB) will be held on Monday, October 21, 2019, at 4:00 p.m. The Meeting will be held in the BART Board Room, Kaiser Center 20th Street Mall – Third Floor – 2040 Webster Street, Oakland, California.

**AGENDA**

1. Call to Order.
  - a. Roll Call.
  - b. Pledge of Allegiance.
2. Approval of Minutes of the Meeting of September 9, 2019. For Discussion and Action.
3. Introduction to the BART General Manager, Mr. Robert Powers. For Questions and Answers.
4. Selection of Members for the Subcommittee on Public Outreach. (Vice Chair Armstrong's request.) For Discussion and Action.
5. Use of Force / De-escalation Training Materials. (Chair Rizk's request.) For Discussion.
6. Chief of Police's Report. For Discussion and Action.
  - a. BART Police Department Monthly Report for August 2019.
  - b. Proposed Modifications to the BART Police Use of Force Review Board.
  - c. Annual Use of Force Report 2018.
7. Independent Police Auditor's Report. For Discussion and Action.
  - a. Office of the Independent Police Auditor (OIPA) Monthly Reports for September 2019.
  - b. National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Conference Report-back.
  - c. Description and Discussion of OIPA's Use of Force Review Process.
  - d. OIPA BART Rider Survey Findings.
8. Public Comment. (Limited to 3 minutes per speaker.)  
(An opportunity for members of the public to address the BPCRB on matters under their jurisdiction and not on the agenda.)
9. Closed Session. (Room 303, Board Conference Room.)
  - a. To Consider Public Employee Discipline/Dismissal/Release in OIPA Case #19-10. Govt. Code §54957.
10. Adjournment.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to this meeting, as there may be people in attendance susceptible to environmental illnesses.

BART provides service/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at (510) 464-6083 for information.

BPCRB Meeting Agenda materials will be made available to the public at the meeting and may also be accessed and downloaded 72 hours prior to the meeting at <http://www.bart.gov/about/bod/advisory/crb> (click on “Agenda”).

Pursuant to Govt. Code §54953.5, the audio recording of the open session portions of this public meeting shall be subject to inspection pursuant to the California Public Records Act (CPRA). Requests for information under the CPRA should be filed with the BART Office of the District Secretary.

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**  
300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2688

**BART Police Citizen Review Board Meeting Minutes**  
**Monday, September 9, 2019**

A regular meeting of the BART Police Citizen Review Board (BPCRB) was held Monday, September 9, 2019, at 4:00 p.m. in the following locations: BART Board Room, 2040 Webster Street, Oakland, California; Home2 Suites by Hilton Chicago McCormick Place, 123 East Cermak Road, Suite 200, Chicago, Illinois; and Hilton East Brunswick Hotel and Executive Meeting Center, 3 Tower Center Boulevard, East Brunswick, New Jersey. The meeting was called to order by Chairperson David Rizk; Mag Tatum, Recording Secretary.

**1. Call to Order.**

The regular meeting was convened at 4:00 p.m. by Chairperson Rizk.

Members Present in Oakland, CA: Members Erin Armstrong, Zachary Bruno, Les Mensinger, Darren White, William White and David Rizk.

Member Present in Chicago, IL: Member Pete Longmire.

Member Present in East Brunswick, NJ: Member Christina Gomez.

Absent: Member Robert Pirone. Members Kenneth Loo and George Perezvelez entered the meeting later.

The Pledge of Allegiance was recited.

**2. Approval of Minutes of the Meeting of August 12, 2019.**

Member Perezvelez entered the meeting.

Member Mensinger moved that the Minutes of the Meeting of August 12, 2019 be approved; Member Longmire seconded the motion, which carried by a unanimous roll call vote. Ayes – 8: Members Armstrong, Gomez, Longmire, Mensinger, Perezvelez, D. White, W. White, and Rizk. Noes – 0. Abstain – 1: Member Bruno. Absent – 2: Members Loo and Pirone.

**3. Update on Ad Hoc Subcommittee to Review BART Police Department's Policy No. 310, Officer Involved Shootings and Deaths.**

Member Loo entered the meeting.

Chairperson Rizk gave an update on the ad hoc subcommittee. The item was discussed.

Member W. White moved that the BART Police Department's Policy No. 310, Officer Involved Shootings and Deaths, be approved with additional language that a community meeting be held and upon the hiring of the new Chief of Police, Policy No. 310 will be

brought back to a future BPCRB meeting for re-evaluation; Member Perezvelez seconded the motion, which carried by a unanimous roll call vote. Ayes – 10: Members Armstrong, Bruno, Gomez, Longmire, Loo, Mensinger, Perezvelez, D. White, W. White, and Rizk. Noes – 0. Abstain – 0. Absent – 1: Member Pirone.

**4. Update on the Chief of Police Selection Process. (Chair Rizk’s request.)**

Chairperson Rizk presented an update on the Chief of Police Selection Process. The item was discussed.

**5. Implementation of Subcommittee on Public Outreach. (Vice Chair Armstrong’s request.)**

Vice Chairperson Armstrong gave a presentation on the implementation of Subcommittee on Public Outreach. The item was discussed.

Vice Chairperson Armstrong moved that the Subcommittee on Public Outreach be approved; Member D. White seconded the motion, which carried by a unanimous roll call vote. Ayes – 10: Members Armstrong, Bruno, Gomez, Longmire, Loo, Mensinger, Perezvelez, D. White, W. White, and Rizk. Noes – 0. Abstain – 0. Absent – 1: Member Pirone.

The selection of members for the Subcommittee on Public Outreach will occur at a future BPCRB meeting.

**6. National Association for Civilian Oversight of Law Enforcement (NACOLE) 2019 Organizational Membership - Disposition of Proxy for Board meetings. (Member Perezvelez’s request.)**

Member Perezvelez gave a presentation on the National Association for Civilian Oversight of Law Enforcement (NACOLE) 2019 Organizational Membership - Disposition of Proxy for Board meetings. The item was discussed.

Chairperson Rizk moved that Member Mensinger cast the BPCRB proxy vote during the election of officers and members of the Board of Directors at the Annual NACOLE Conference to be held September 25, 2019 in Detroit, MI.; Member Loo seconded the motion, which carried by a unanimous roll call vote. Ayes – 10: Members Armstrong, Bruno, Gomez, Longmire, Loo, Mensinger, Perezvelez, D. White, W. White, and Rizk. Noes – 0. Abstain – 0. Absent – 1: Member Pirone.

**7. Chief of Police’s Report.**

**a. BART Police Department’s Monthly Report for July 2019.**

Deputy Police Chief Lance Haight presented the BART Police Department’s Monthly Report. The report was discussed.

**8. Independent Police Auditor’s Report.**

**Office of the Independent Police Auditor (OIPA) Monthly Report for July 2019.**

Independent Police Auditor Russell Bloom presented the OIPA Monthly Report. The report was discussed.

**9. Public Comment.**

Chairperson Rizk called for Public Comment. No comments were received.

Chairperson Rizk announced that the Board would enter closed session under Item 10-A (Public Employee Discipline/Dismissal/Release in OIPA Case #18-44) of the regular meeting agenda, and that the Board would reconvene in open session at the conclusion of the closed session.

The Meeting recessed at 5:40 p.m.

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The Meeting reconvened in Closed Session at 5:42 p.m.

**10. Closed Session.**

- a. To reconsider Public Employee Discipline/Dismissal/Release in OIPA Case #18-44. Govt. Code §54957.

Members Present in Oakland, CA: Members Erin Armstrong, Zachary Bruno, Kenneth Loo, George Perezvelez, Les Mensinger, Darren White, William White and David Rizk.

Members Present in Chicago, IL: Member Pete Longmire.

Members Present in East Brunswick, NJ: Member Christina Gomez.

Absent: Member Robert Pirone.

Member Longmire left the meeting via teleconference.

**11. Adjournment.**

The Meeting reconvened in Open Session at 6:20 p.m.

Chairperson Rizk announced that the Board voted to accept the findings in OIPA Case #18-44, which carried by a roll call vote. Ayes – 6. Noes – 3: Members Armstrong, Gomez, and Rizk. Abstain – 0. Absent – 2: Members Pirone and Longmire.

The Meeting was adjourned at 6:22 p.m.

# BART POLICE DEPARTMENT



## August 2019

### MONTHLY REPORT

## BPD Monthly Reports

August 2019

Report	Responsible
01 – Industrial Leave*	SSD – J. Morgan
02 – Vacancy	SSD – F. Cheung
03 – Diversity	SSD – F. Cheung
04 – Training	PS&T – P. Kwon
05 – Use of Force	PS&T – K. Franklin
06 – Citizen Complaints	PS&T – K. Franklin
07 – Internal Affairs Log	PS&T – K. Franklin
08 – Performance Measures	SSD – K. Dam
09 – Enforcement Contacts	SSD – K. Dam
10 – Parking Enforcement	POD – J. DeVera
11 – Warrant Arrests	SSD – K. Dam
12 – Detectives Assignments	SSD – J. Guerra
13 – Detectives Closure Rate	SSD – J. Guerra
14 – Assembly Bill 716	POD – A. Sandoval
15 – Absence Overview	SSD – C. Vogan
16 – Overtime	SSD – F. Cheung
17 – Communications Center	SSD – G. Hesson
18 – BART Watch	SSD – C. Vogan

\*Not included in Year-End or Monthly BPCRB Reports

**BART Police Department (07) Staffing Status**

As of: **08/30/19**  
 Vacancy Factor: **0.0**

	Pos'n Code	Job Title	FY20		As of 07/01/19	On Leave		
			Adopted	Reclass		Filled	or TMD	Vacant
NON-SWORN (Rep)	027	Community Service Officer	59		59	43	4	16
	035	Fare Inspection Officer	20		20	11		9
	068	Crime Analyst	1		1	-		1
	045	Police Admin Specialist	12		12	10		2
	048	Police Dispatcher	18		18	14		4
	200	Administrative Analyst	1		1	-		1
	098	Revenue Protection Guard	18		18	16	-	2
	836	Police Sup./CAD/RMS Admin***	6		6	5	-	1
#	778	Police Officer	90		90	72	10	18
		In Academy = 19						-
		Field Training = 2						-
	788	Senior Police Officer	98		98	82	2	16
	798	Master Police Officer	10		10	10	-	-
	838	Police Sergeant	34		34	27	2	7
	888	Police Lieutenant	13		13	13		-
	898	Police Deputy Chief	3		3	3		-
	980	Police Chief	1		1	-		1
	Non-Sworn (Non-Rep)	SF100	Dir of Security Programs	1		1	1	
000065		Emergency Preparedness Mgr.	1		1	1	-	-
000074		Crisis Outreach Coordinator	1		1	1		-
000081		Police Services Administrator	1		1	1	-	-
AF200		Executive Assistance	1		1	1		-
<b>DEPARTMENT TOTAL</b>			<b>389</b>	<b>-</b>	<b>389</b>	<b>311</b>	<b>18</b>	<b>78</b>

Notes:  
 FY20 Ofc - 19  
 FIO - 4  
 AA - 1  
 FY20 Capital 4/1/2020 Ofc - 3

Note: BART Police Department has 17 Attrition Float positions, of which 10 are Police Officers (778), 5 are Community Service Officers (027) and 2 are Police Dispatchers (048).

> "On Leave" category does not include personnel on Admin Leave.

## BART PD DIVERSITY MONTHLY REPORT

As of 8/30/19

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<u>ETHNICITY</u>		<u>S</u>		<u>C</u>	
White	36% 113	39%	80	32%	33
Black	19% 59	19%	39	19%	20
Asian	22% 67	17%	36	30%	31
Hispanic	21% 65	23%	47	17%	18
American/ Indian	0% 0	0%	0	0%	0
Native Hawaiian/Pac Island	2% 7	2%	5	2%	2
<b>Total:</b>	<b>100% 311</b>	<b>100%</b>	<b>207</b>	<b>100%</b>	<b>104</b>
<u>DEMOGRAPHIC</u>		<u>S</u>		<u>C</u>	
Female	22% 64	9%	18	44%	46
Male	79% 247	91%	189	56%	58
<b>Total:</b>	<b>100% 311</b>	<b>100%</b>	<b>207</b>	<b>100%</b>	<b>104</b>
<u>CLASSIFICATION</u>					
Sworn	67% 207				
Civilian	33% 104				
<b>Total:</b>	<b>100% 311</b>				

**CRISIS INTERVENTION TRAINING AS OF: August 30, 2019**

Personnel Positions	Total Positions	Filled Positions	Vacant Positions	(Not in Academy or Field Training) Eligible to Attend Training	Total of Filled Positions Trained	Percentage of Total Filled Positions Trained	Percentage of Eligible Filled Positions Trained
Chief	1	0	1	0	0	#DIV/0!	#DIV/0!
Deputy Chiefs	3	3	0	3	3	100%	100%
Lieutenants	13	13	0	13	12	92%	92%
Sergeants	34	27	7	25	24	89%	96%
Officers	198	164	34	137	118	72%	86%
Dispatchers	18	14	4	14	12	86%	86%
CSOs/FEI	79	54	25	50	34	63%	68%
Crisis Outreach Coordinator	1	1	0	1	1	100%	100%
<b>Total</b>	<b>347</b>	<b>276</b>	<b>71</b>	<b>243</b>	<b>204</b>	<b>74%</b>	<b>84%</b>

Personnel Positions that are not designated to attend CIT Training

	Total	Filled	Vacant
Revenue Protection Guards	18	16	2
Police Administrative Specialists	12	10	2
Police Sup./CAD RMS Admin	6	5	1
Civilian Managers/Analyst	4	3	1
Manager Sec Prog	1	1	0
<b>Sub Total</b>	<b>41</b>	<b>35</b>	<b>6</b>
<b>TOTAL PERSONNEL</b>	<b>388</b>	<b>311</b>	<b>77</b>

**FAIR AND IMPARTIAL / BIASED BASED TRAINING AS OF August 30, 2019**

<b>Personnel Positions</b>	<b>Total Positions</b>	<b>Filled Positions</b>	<b>Vacant Positions</b>	<b>Eligible to Attend (Not in Academy or Field Training)</b>	<b>Total of Filled Positions Trained</b>	<b>Percentage of Total Filled Positions Trained</b>	<b>Percentage of Eligible Filled Positions</b>
Chief	1	0	1	0	0	#DIV/0!	#DIV/0!
Deputy Chiefs	3	3	0	3	3	100.0%	100.0%
Lieutenants	13	13	0	13	13	100.0%	100.0%
Sergeants	34	27	7	25	25	92.6%	100.0%
Officers	198	164	34	137	137	83.5%	100.0%
CSOs/FEI	79	54	25	50	45	83.3%	90.0%
<b>Total</b>	<b>328</b>	<b>261</b>	<b>67</b>	<b>228</b>	<b>223</b>	<b>85.4%</b>	<b>97.8%</b>

Personnel Positions that are not designated to attend FAIR AND IMPARTIAL Training

	<b>Total</b>	<b>Filled</b>	<b>Vacant</b>
Dispatchers	18	14	4
Crisis Outreach Coordinator	1	1	0
Revenue Protection Guards	18	16	2
Police Administrative Specialists	12	10	2
Police Sup./CAD RMS Admin	6	5	1
Civilian Managers/Analyst	4	3	1
Manager Sec Prog	1	1	0
<b>Sub Total</b>	<b>60</b>	<b>50</b>	<b>10</b>
<b>TOTAL PERSONNEL</b>	<b>388</b>	<b>311</b>	<b>77</b>

**POLICE ROADWAY PROTECTION TRAINING AS OF: August 30, 2019**

<b>Personnel Positions</b>	<b>Total Positions</b>	<b>Filled Positions</b>	<b>Vacant Positions</b>	<b>Eligible to Attend (Not in Academy, FTO, or IND/Leave)</b>	<b>Total of Filled Positions Trained</b>	<b>Percentage of Total Filled Positions Trained</b>	<b>Percentage of Eligible Filled Positions</b>
Chief	1	0	1	0	0	#DIV/0!	#DIV/0!
Deputy Chiefs	3	3	0	3	3	100.0%	100.0%
Lieutenants	13	13	0	13	13	100.0%	100.0%
Sergeants	34	27	7	25	25	93%	100.0%
Officers	198	164	34	137	137	83.5%	100.0%
CSOs/FEI -Not Required	79	54	25	50	45	83.3%	90.0%
<b>Total</b>	<b>328</b>	<b>261</b>	<b>67</b>	<b>228</b>	<b>223</b>	<b>85.4%</b>	<b>97.8%</b>

Personnel Positions that are not REQUIRED to attend Police Roadway Protection Training

	<b>Total</b>	<b>Filled</b>	<b>Vacant</b>
Dispatchers	18	14	4
Crisis Outreach Coordinator	1	1	0
Revenue Protection Guards	18	16	2
Police Administrative Specialists	12	10	2
Police Sup./CAD RMS Admin	6	5	1
Civilian Managers/Analyst	4	3	1
Manager Sec Prog	1	1	0
<b>Sub Total</b>	<b>60</b>	<b>50</b>	<b>10</b>
<b>TOTAL PERSONNEL</b>	<b>388</b>	<b>311</b>	<b>77</b>

## Use of Force Incidents - 2019

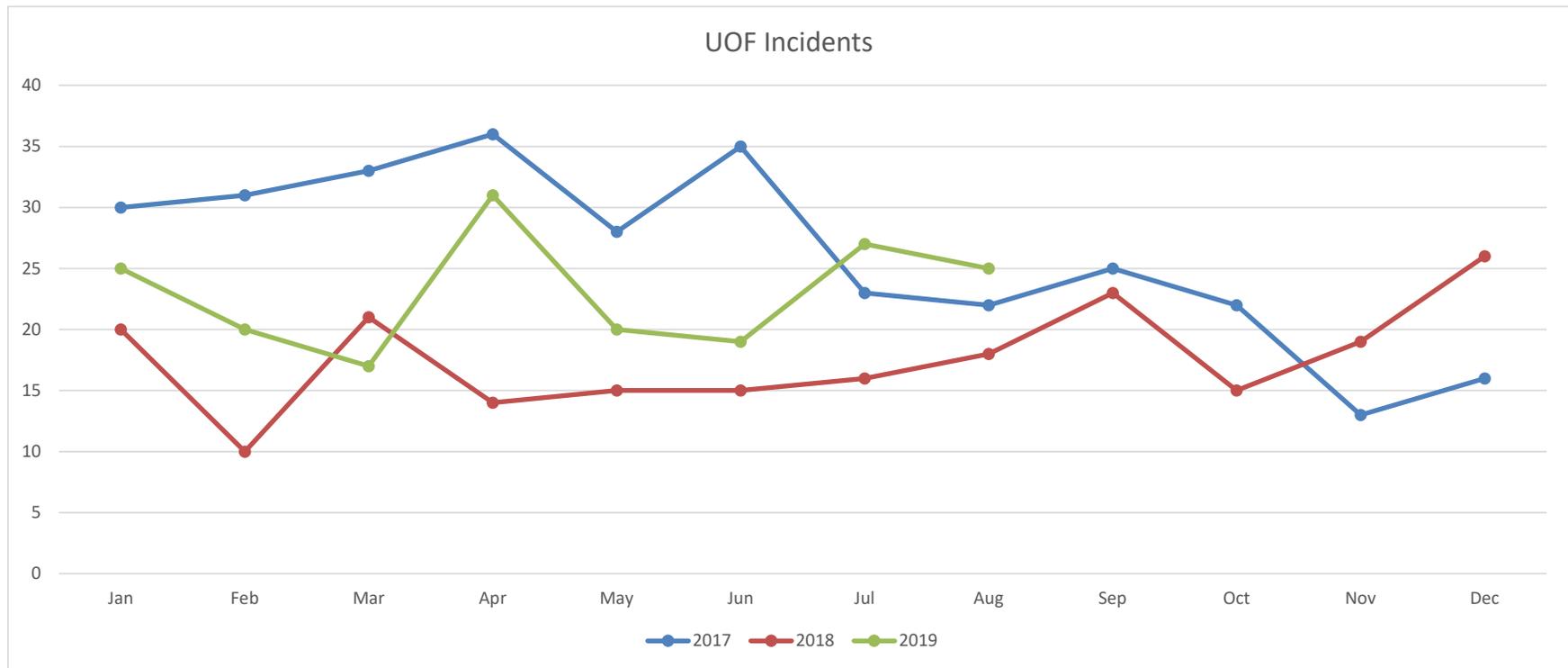
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2019	25	20	17	31	20	19	27	25					
YTD 2019	25	45	62	93	113	132	159	184					

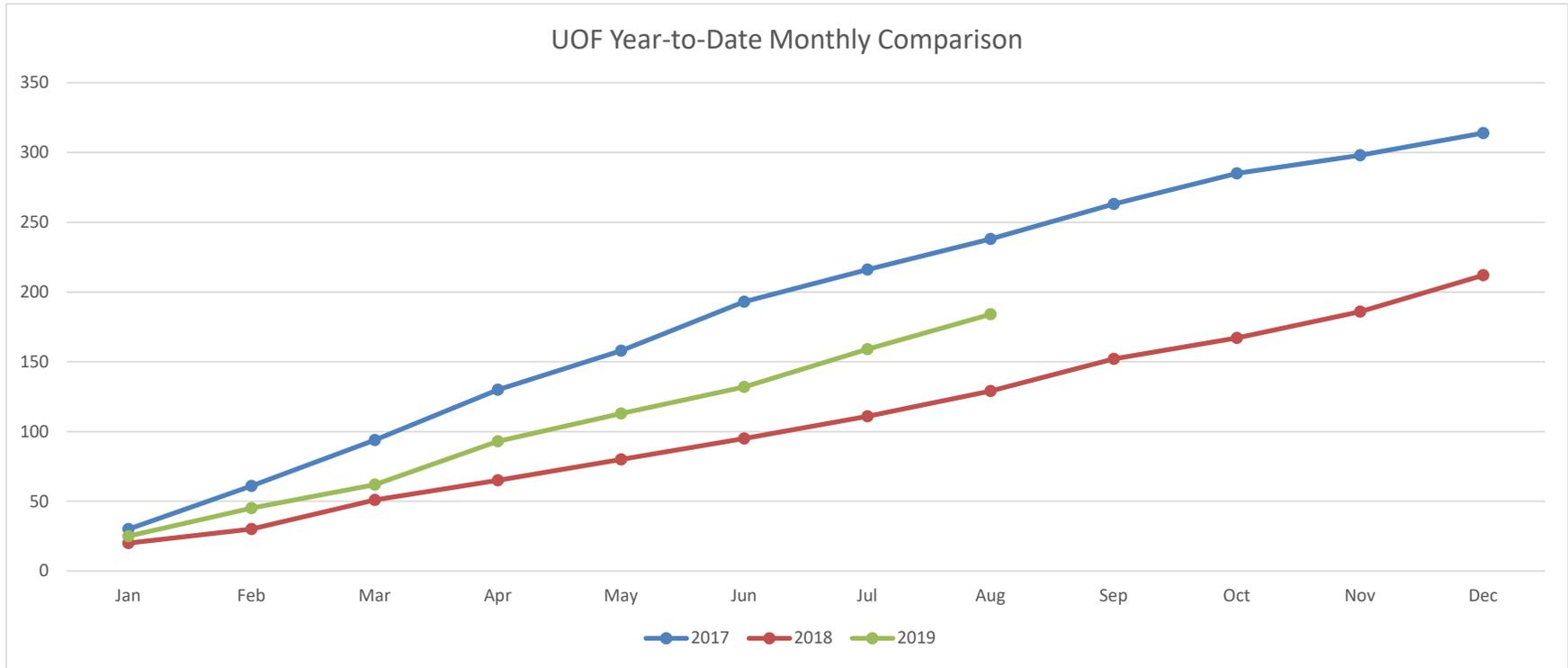
## Use of Force Incidents - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2018	20	10	21	14	15	15	16	18	23	15	19	26	212
YTD 2018	20	30	51	65	80	95	111	129	152	167	186	212	

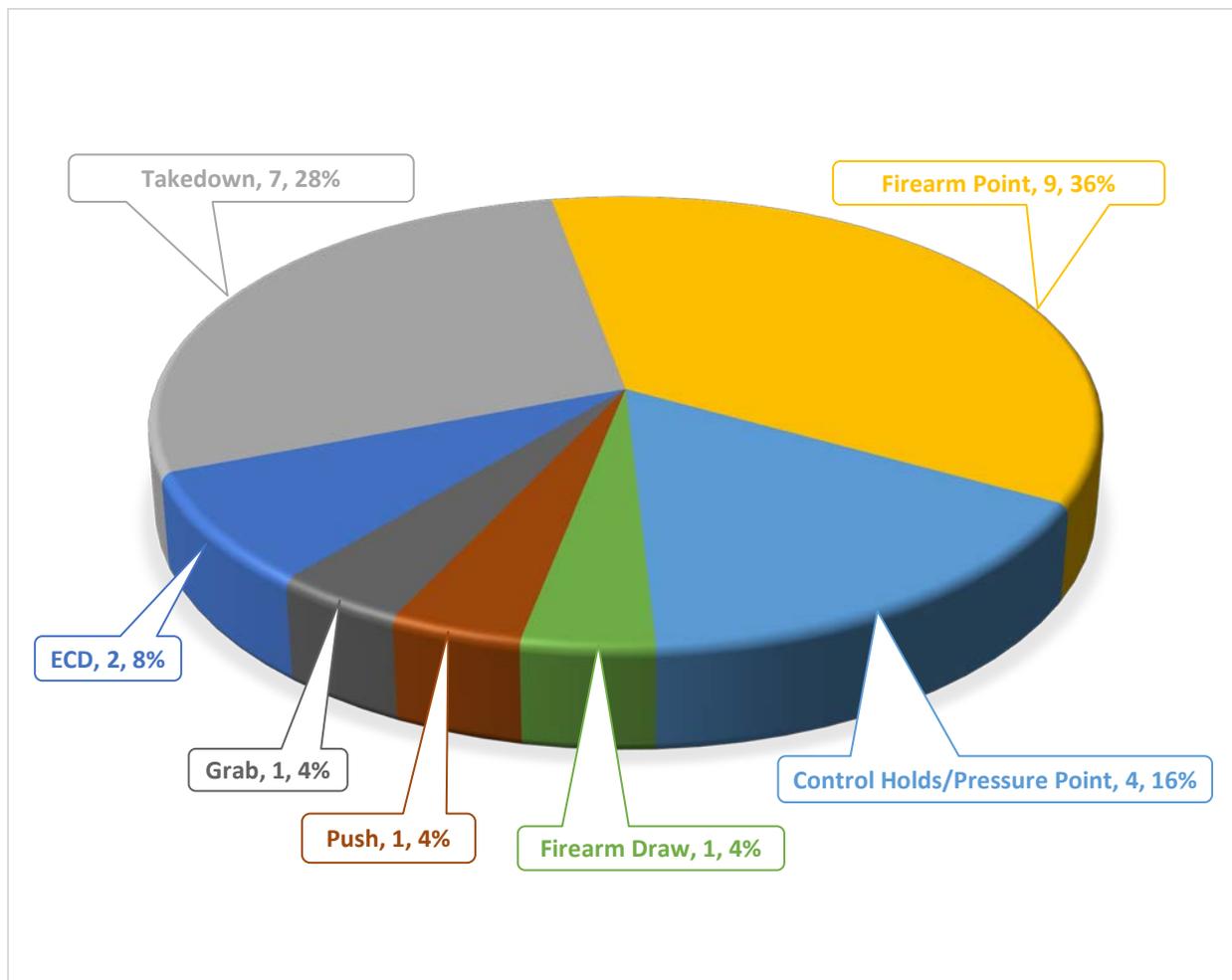
## Use of Force Incidents - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2017	30	31	33	36	28	35	23	22	25	22	13	16	314
YTD 2017	30	61	94	130	158	193	216	238	263	285	298	314	



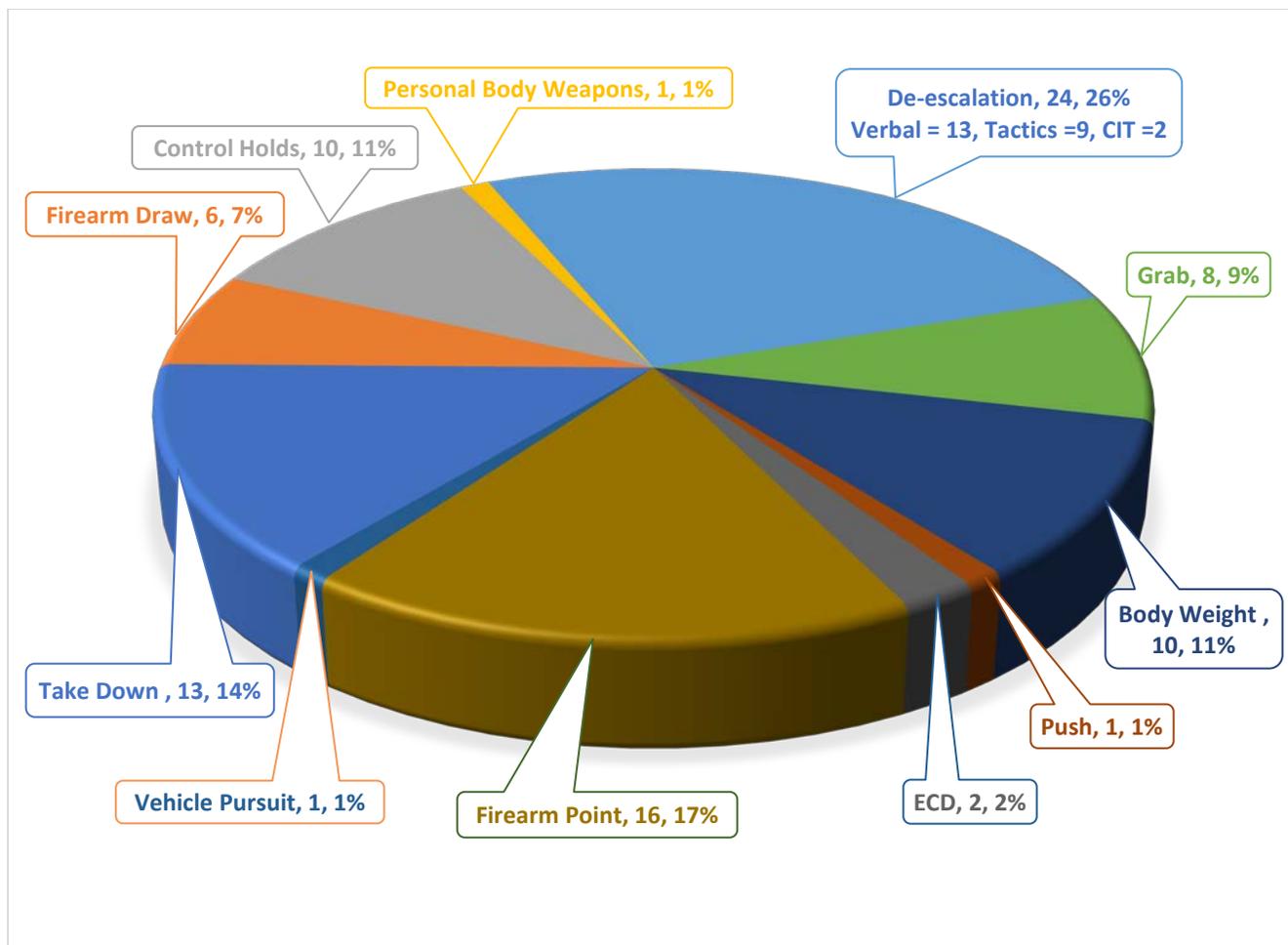


## Force Options Used (Incident Count), August 2019



\*Each incident could contain more than one force option used. This pie chart reflects the most significant force option used per incident.

## Types of Force Used, August 2019 (Overall Total)



\*Some incidents involved the use of multiple force options. If two officers involved in the same incident used the same force option, this data would reflect both officers. As an example, if two officers in the same incident used control holds, this data would reflect two separate control holds.

## Citizen Complaints - 2019

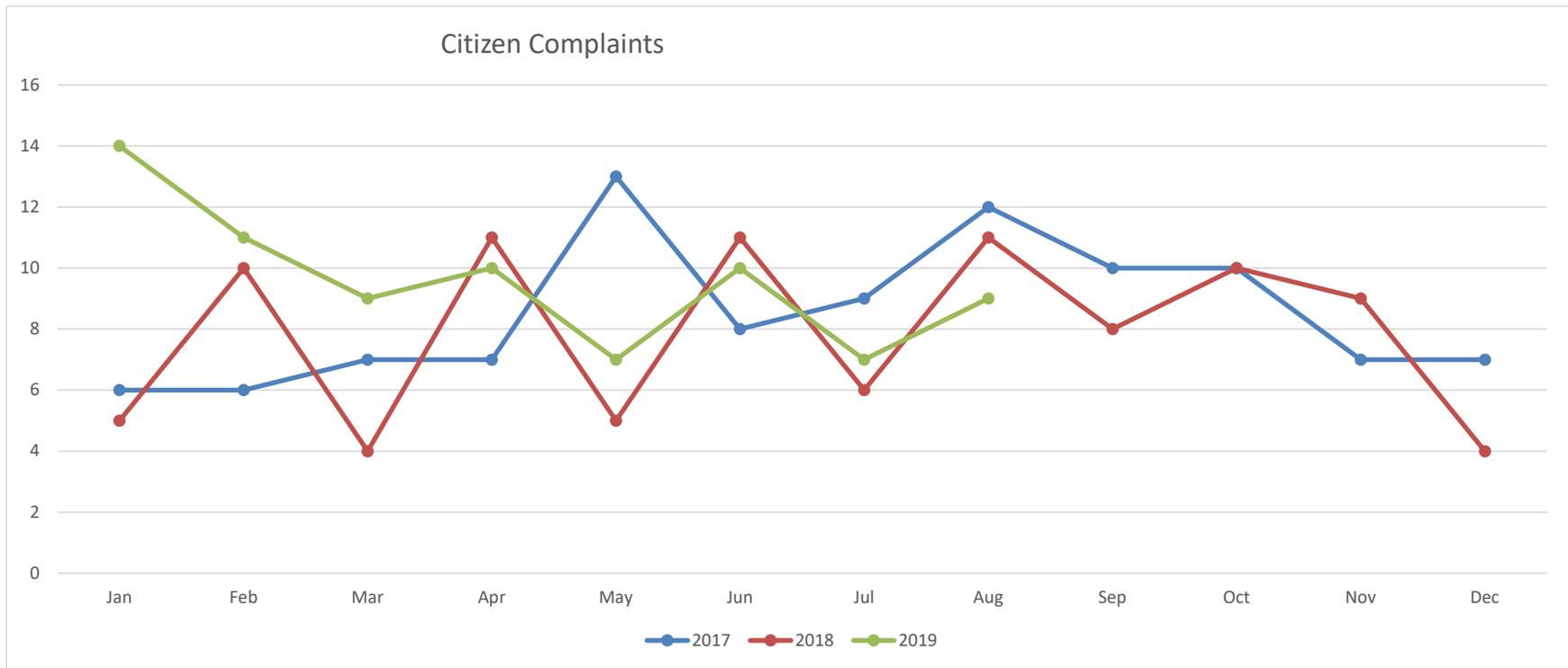
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2019	14	11	9	10	7	10	7	9					
YTD 2019	14	25	34	44	51	61	68	77					

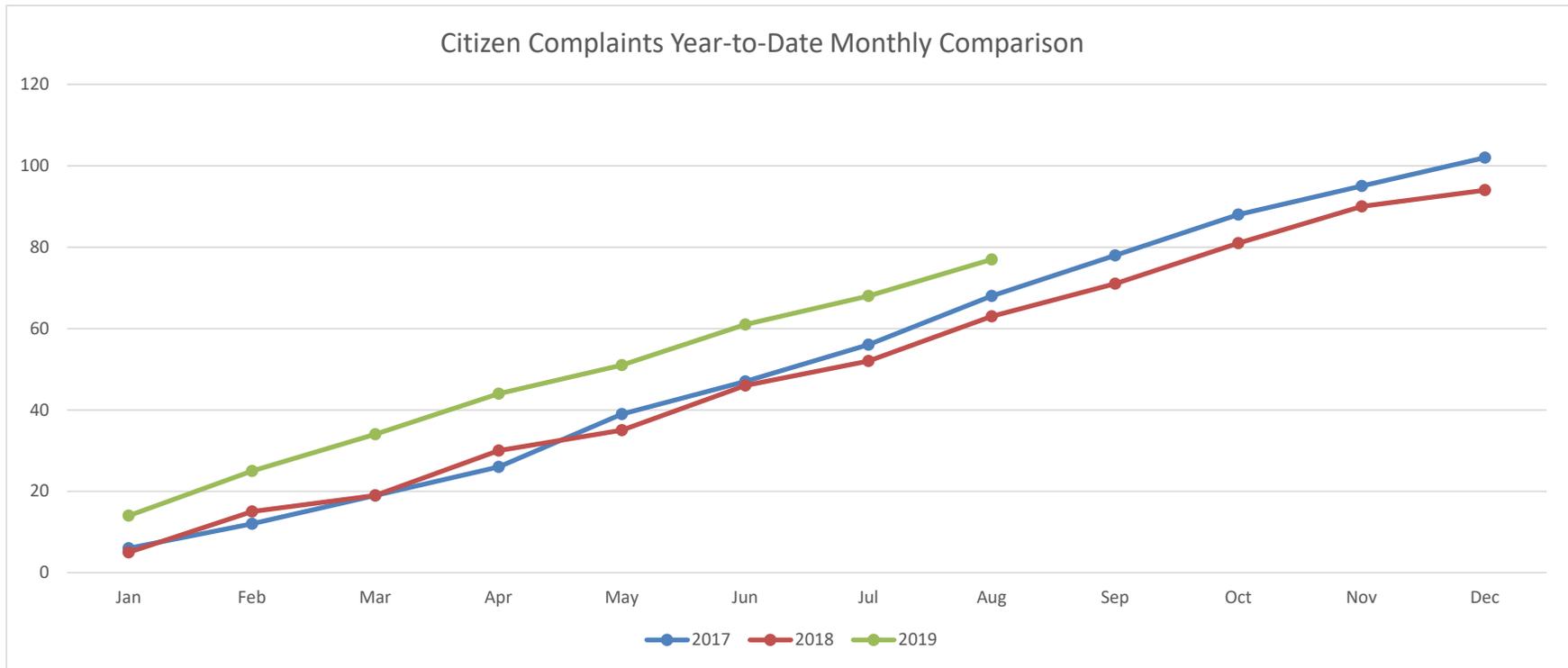
## Citizen Complaints - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2018	5	10	4	11	5	11	6	11	8	10	9	4	94
YTD 2018	5	15	19	30	35	46	52	63	71	81	90	94	

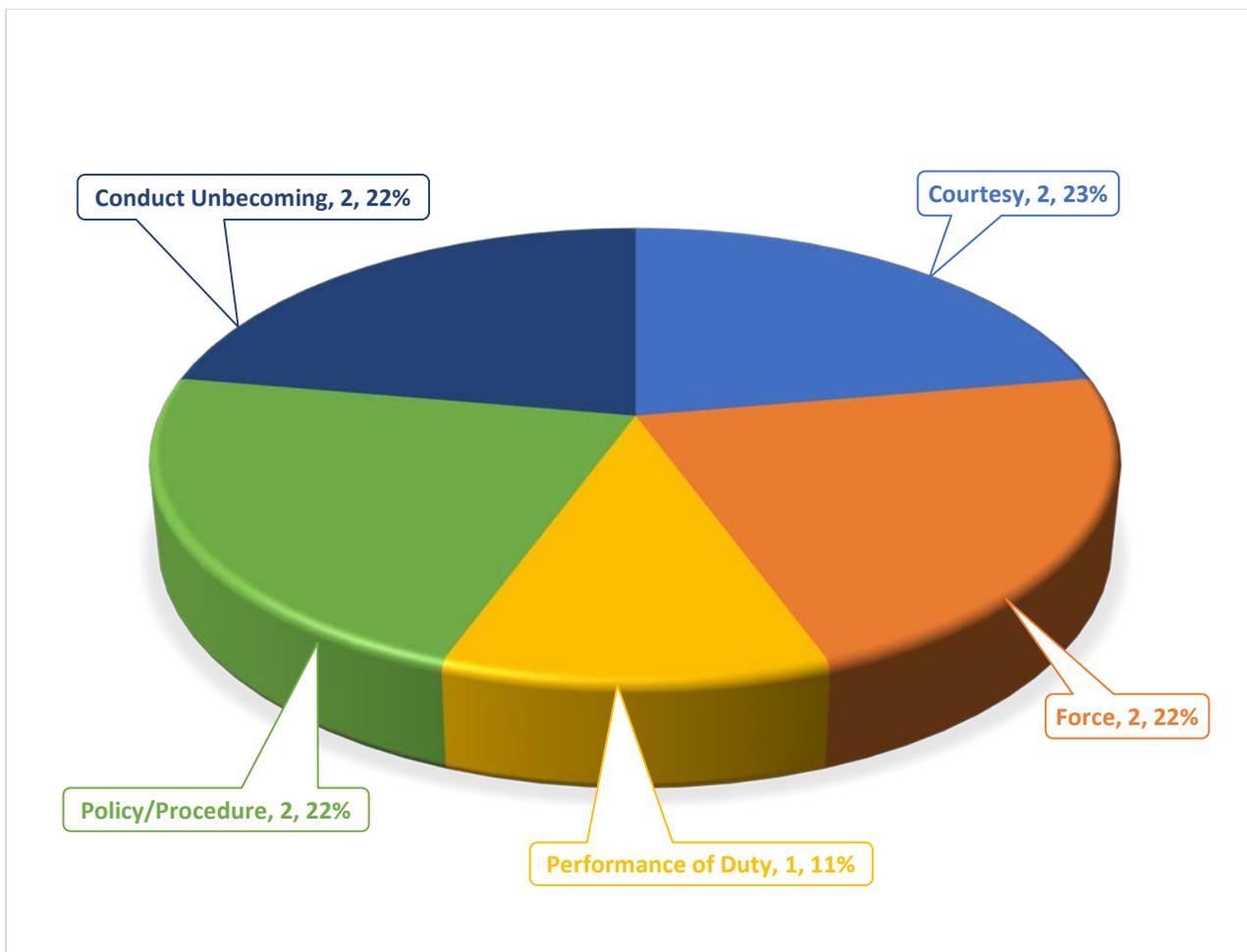
## Citizen Complaints - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2017	6	6	7	7	13	8	9	12	10	10	7	7	102
YTD 2017	6	12	19	26	39	47	56	68	78	88	95	102	





## Complaints Received (Incident Count), August 2019



Each incident could contain more than one allegation. This pie chart reflects the most significant allegation per incident.

BART Police Department - Office of Internal Affairs								
Investigation Log - August 2019								
IA	DATE							
CASE #	OCC'D	REC'D	ALLEGATION	MISC	INVESTIGATOR	STATUS	5 MONTH DATE	DUE DATE
IA2017-040	01/31/17	5/18/2017	Force		Sgt. McNack	Tolled	10/17/17	
			Force					
IA2018-001	01/03/18	1/3/2018	Force (OIS)		Sgt. T. Salas	Tolled	06/04/18	
IA2018-032	UNK	4/20/2018	BBP, POD, CUBO	Deferred to OIPA #18-16		Tolled	9/23/2018	
IA2018-043	43257	6/6/2018	Force		Sgt. McNack	Tolled	43409	
IA2018-060	43303	7/23/2018	Service Review		Lt. Franklin	Tolled	43457	
IA2018-095	10/31/2018	10/31/2018	Force, Arrest/Detention	Deferred to OIPA #18-44		OIPA Investigation	4/1/2019	10/31/2019
IA2019-008	1/17/2019	1/18/2019	Force 8/28 L11	Admin Closure	Sgt. T. Salas	In Progress	6/19/2019	1/18/2020
IA2019-012	1/28/2019	1/29/2019	POD	OIPA Intake #19-02	Sgt. T. Salas	In Progress	6/30/2019	1/29/2020
IA2019-013	1/28/2019	1/29/2019	POD		Sgt. McNack	Awaiting training recommendation	6/30/2019	1/29/2020
IA2019-014	1/31/2019	1/31/2019	BBP, CUBO		Sgt. McNack	In Progress	7/2/2019	1/31/2020
IA2019-016	1/18/2019	2/5/2019	POD		Sgt. T. Salas	In Progress	3/9/2019	2/5/2020
IA2019-019	1/2/2019	1/18/2019	Force		Sgt. McNack	In Progress	7/13/2019	1/18/2020
IA2019-021	2/11/2019	2/11/2019	Force		Sgt. T. Salas	In Progress	7/23/2019	2/11/2020
IA2019-024		2/17/2019	CUBO		Sgt. McNack	In Progress	7/19/2019	2/17/2020
IA2019-025	2/21/2019	2/25/2019	Force, CUBO		Sgt. McNack	In Progress	7/23/2019	2/25/2020
IA2019-034	3/7/2019	3/13/2019		Deferred to OIPA #19-10		OIPA Investigation	3/13/2019	3/13/2020
IA2019-036	1/27/2019	3/18/2019	Force, Arrest/Detention	Deferred to OIPA #19-11		OIPA Investigation	8/17/2019	3/18/2020
IA2019-037	3/18/2019	3/18/2019		OIPA Intake #19-12 Admin Closure	Sgt. McNack	In Progress	8/17/2019	3/18/2020
IA2019-039	3/22/2019	3/22/2019	CUBO	Clear by video	Sgt. T. Salas	In Progress	8/21/2019	3/22/2020
IA2019-041	3/26/2019	3/25/2019	Force, Policy/Procedure	Deferred to OIPA #19-13		OIPA Investigation	8/17/2019	3/25/2020
IA2019-042	1/27/2019	3/29/2019	POD, CUBO, Policy/Procedure		Sgt. McNack	In Progress	8/28/2019	3/29/2020
IA2019-043	2/13/2019	2/13/2019	Force		Sgt. McNack	In Progress	9/1/2019	2/13/2020
IA2019-050	4/11/2019		Per Chief, regarding how department handled a call for service	Service Review	Sgt. T. Salas	In Progress	5/12/2019	12/31/1900
IA2019-052	4/16/2019	4/16/2019	Force, CUBO		Sgt. McNack	In Progress	9/15/2019	4/16/2020
IA2019-053	4/17/2019	4/17/2019	CUBO, BBP	Admin Closure	Sgt. McNack	In Progress	9/16/2019	4/17/2020
IA2019-054	4/17/2019	4/17/2019	Force, CUBO	Deferred to OIPA #19-15		OIPA Investigation	5/12/2019	4/17/2020
IA2019-056	4/29/2019	4/30/2019	POD, CUBO	SR sent to Sgt. Lee on 05/17/19	Sgt. T. Salas	In Progress	5/30/2019	4/30/2020
IA2019-057	4/29/2019	4/29/2019	Arrest/Detention BBP, CUBO	Deferred to OIPA #19-17		OIPA Investigation	9/28/2019	4/29/2020
IA2019-060	4/8/2019	5/6/2019	Arrest/Detention Force, Axon, CUBO	Deferred to OIPA #19-19		OIPA Investigation	9/10/2019	5/6/2020
IA2019-061	5/11/2019	5/11/2019	Force		Sgt. T. Salas	In Progress	10/10/2019	5/11/2020

IA	DATE							
CASE #	OCC'D	REC'D	ALLEGATION	MISC	INVESTIGATOR	STATUS	5 MONTH DATE	DUE DATE
IA2019-062	5/16/2019	5/16/2019	Force		Sgt. T. Salas	In Progress	10/15/2019	5/16/2020
IA2019-063	5/7/2019	5/16/2019	Force		Lt. Franklin	In Progress	10/15/2019	5/16/2020
IA2019-064	12/7/2018	5/22/2019	POD		Sgt. T. Salas	In Progress	10/21/2019	5/22/2020
IA2019-065	5/22/2019	5/23/2019	Bias- Based Policing	Clear by video	Sgt. T. Salas	In Progress	10/22/2019	5/23/2020
IA2019-066	4/8/2019	5/8/2019	CUBO		Sgt. McNack	In Progress	10/7/2019	5/8/2020
IA2019-067	5/16/2019	5/16/2019	Force		Sgt. McNack	In Progress	10/15/2019	5/16/2020
IA2019-068	6/3/2019	6/3/2019	Force		Sgt. McNack	In Progress	11/2/2019	6/3/2020
IA2019-069	6/4/2019	6/4/2019	CUBO		Sgt. McNack	In Progress	11/3/2019	6/4/2020
IA2019-070	6/6/2019	6/6/2019	POD	OIPA Intake #19-21	Sgt. McNack	In Progress	10/15/2019	6/6/2020
IA2019-071	6/6/2019	6/11/2019	Bias-Based Policing CUBO		Sgt. McNack	In Progress	11/10/2019	6/11/2020
IA2019-072	6/5/2019	6/6/2019	Force		Sgt. McNack	In Progress	11/12/2019	6/6/2020
IA2019-073	6/13/2019	6/14/2019	Bias-Based Policing	OIPA Intake #19-22	Sgt. McNack	In Progress	11/13/2019	6/14/2020
IA2019-074	6/25/2019	6/25/2019	Force		Sgt. T. Salas	In Progress	11/25/2019	6/25/2020
IA2019-077	5/16/2019	5/16/2019	Axon Camera		Sgt. T. Salas	In Progress	10/15/2019	5/16/2020
IA2019-078	6/29/2019	7/2/2019	BBP, POD	Clear by video	Sgt. T. Salas	In Progress	12/1/2019	7/2/2020
IA2019-079	4/20/2019	7/2/2019	CUBO		Sgt. T. Salas	In Progress	12/1/2019	7/2/2020
IA2019-080	6/28/2019	7/1/2019	Bias-Based Policing	Admin Closure	Sgt. T. Salas	In Progress	11/30/2019	7/1/2020
IA2019-081	Unk	6/25/2019	POD	OIPA Intake #19-23 Admin Closure	Sgt. T. Salas	In Progress	11/24/2019	6/25/2020
IA2019-082	7/5/2019	7/5/2019	Force		Sgt. McNack	In Progress	12/4/2019	7/5/2020
IA2019-083	4/27/2019	6/17/2019	BBP		Sgt. McNack	In Progress	7/17/2019	6/17/2020
IA2019-084	7/23/2019	7/23/2019	CUBO	Clear by video	Lt. Franklin	In Progress	12/22/2019	7/23/2020
IA2019-087	7/30/2019	7/30/2019	POD	Clear by video	Sgt. T. Salas	In Progress	8/29/2019	7/30/2020
IA2019-088	7/30/2019	7/30/2019	Courtesy		Sgt. McNack	In Progress	12/29/2019	7/30/2020
IA2019-089	8/7/2019	8/13/2019	Force, Courtesy, Arrest or Detention	OIPA Intake #19-23 Admin Closure	Sgt. T. Salas	In Progress	1/12/2020	8/13/2020
IA2019-090	8/11/2019	8/11/2019	Policy/Procedure		Sgt. T. Salas	In Progress	1/10/2020	8/11/2020
IA2019-091	8/4/2019	8/15/2019	Courtesy	S.R. Lt. Weissich to Handle	Lt. Franklin	In Progress	9/14/2019	8/15/2020
IA2019-093	8/16/2019	8/16/2019			Sgt. McNack	In Progress	9/15/2019	8/16/2020

PART 1 CRIMES	2014	2015	2016	2017	2018	YTD August		% change from '19
						2018	2019	
Homicide	0	1	1	0	3	3	1	-67%
Rape	2	3	4	8	3	3	4	33%
Robbery	153	161	232	290	349	212	242	14%
Aggravated Assault	71	73	93	125	130	95	76	-20%
Violent Crime Subtotal	226	238	330	423	485	313	323	3%
Burglary (Not Including Auto)	7	4	12	15	18	12	11	-8%
Larceny	2597	2325	2217	2593	2590	1725	2038	18%
Auto Theft	522	480	480	420	354	257	151	-41%
Arson	0	0	1	4	4	3	1	-67%
Property Crime Subtotal	3126	2809	2710	3032	2966	1997	2201	10%
<b>TOTAL</b>	<b>3352</b>	<b>3047</b>	<b>3040</b>	<b>3455</b>	<b>3451</b>	<b>2310</b>	<b>2524</b>	<b>9%</b>



# BART Police Performance Measurements

## August 2019

**Disclaimer--\*\***The data is drawn from the BART Police Department TriTech computer database, and they are unaudited. The numbers may not match the official monthly totals reported to the FBI through the Uniform Crime Reporting (UCR) program. Late reporting, the reclassification or unbounding of crimes, can affect crime statistics. **OT Budget costs** are projected numbers and actual numbers are about 4 months behind. The statistics contained in the on the Performance Measurements are **subject to change , updates, and corrections. \*\***

### Top 5 Stations For Part 1 Crimes

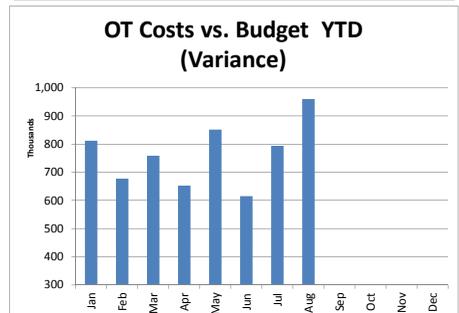
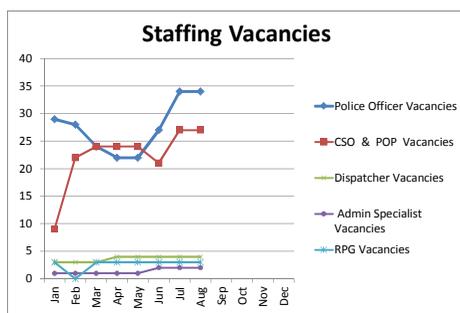
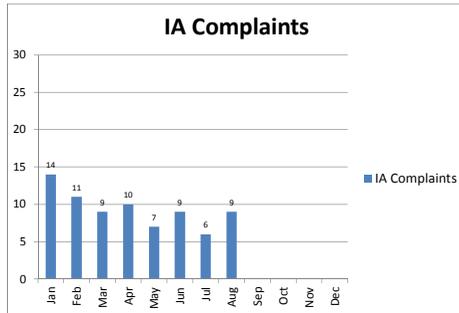
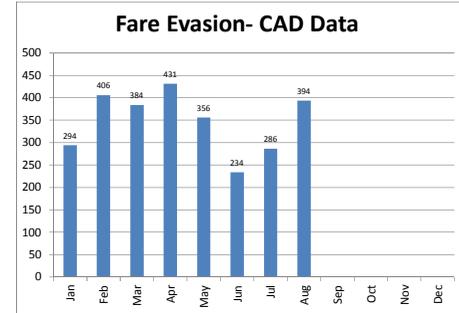
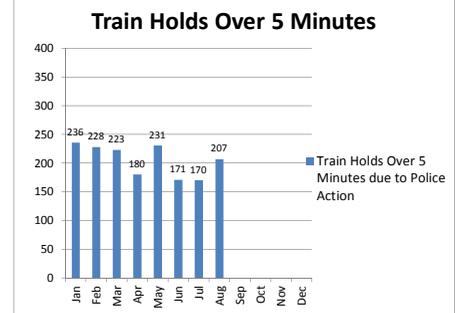
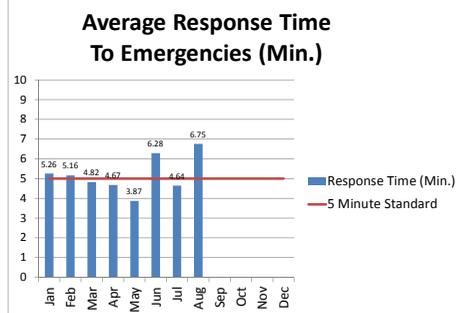
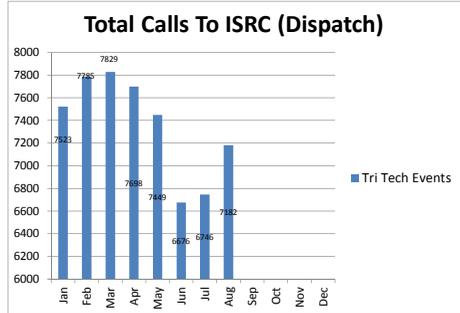
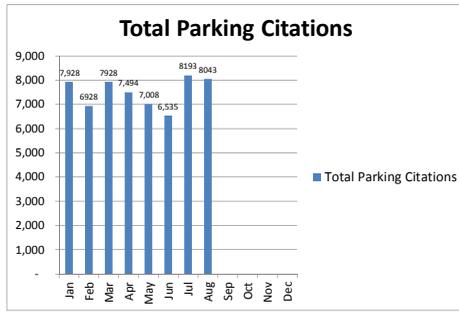
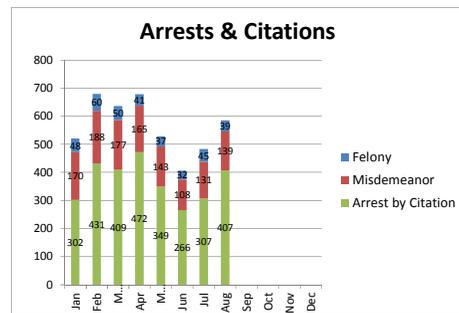
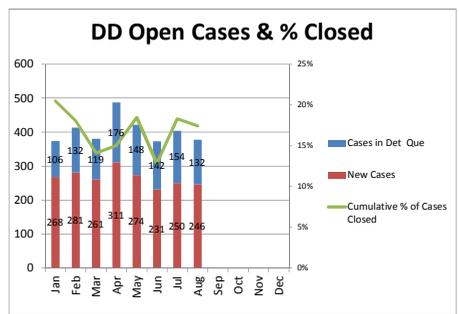
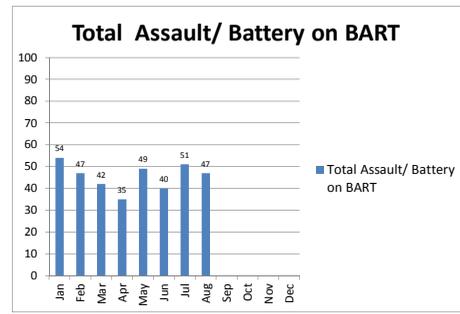
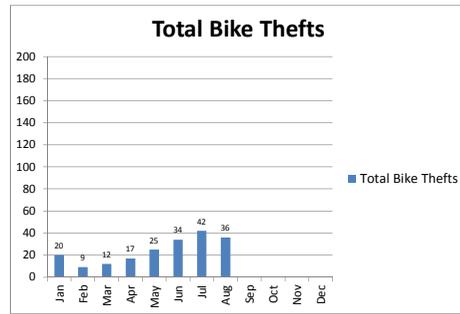
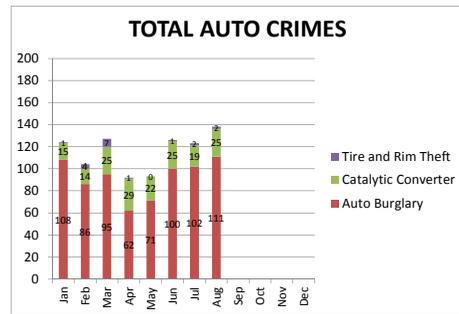
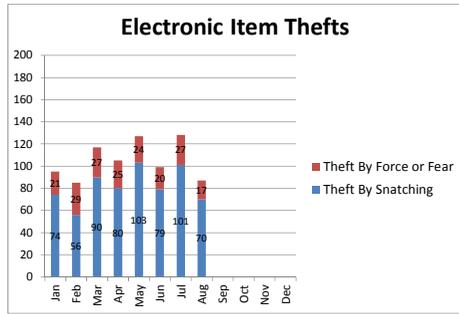
#### 2019 Current Month

Daly City  
Fruitvale  
Coliseum  
Hayward  
West Oakland

#### Most Frequent all of 2018 2018 YEAR

Coliseum  
West Oakland  
Hayward/ San Leandro  
Richmond  
Fruitvale

This list was obtained by adding the highest totals listed in the Part 1 crimes data.



PART 1 CRIMES	2017	2018	YTD August		% change from '18
			2018	2019	
Homicide	0	2	2	1	-50%
Rape	6	3	3	2	-33%
Robbery	191	215	126	150	19%
Aggravated Assault	73	87	63	37	-41%
<b>Violent Crime Subtotal</b>	<b>270</b>	<b>307</b>	<b>194</b>	<b>190</b>	<b>-2%</b>
Burglary (Not Including Auto)	8	11	7	7	0%
Larceny	1471	1283	872	1077	24%
Auto Theft	266	199	197	90	-54%
Arson	2	3	2	1	-50%
<b>Property Crime Subtotal</b>	<b>1747</b>	<b>1496</b>	<b>1078</b>	<b>1175</b>	<b>9%</b>
<b>TOTAL</b>	<b>2017</b>	<b>1803</b>	<b>1272</b>	<b>1365</b>	<b>7%</b>

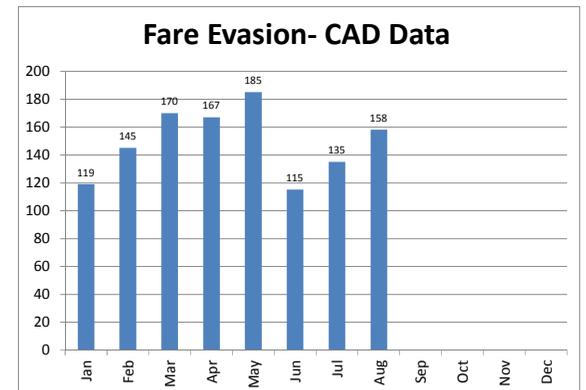
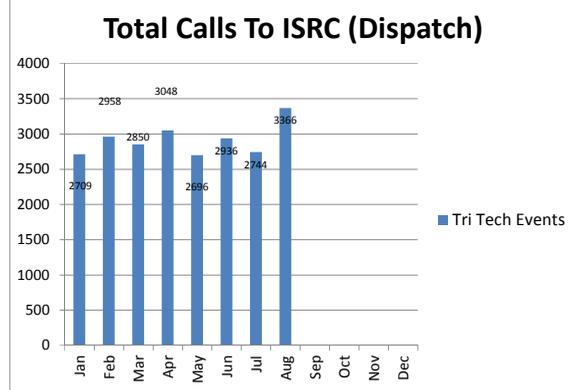
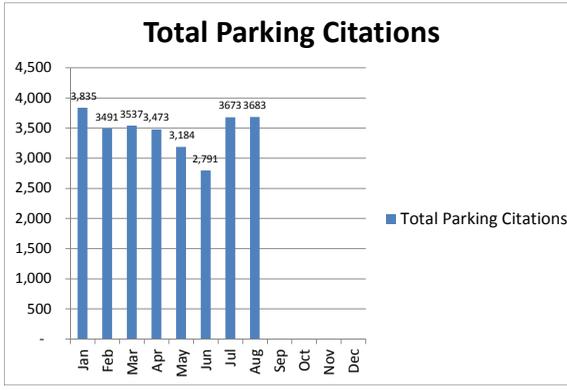
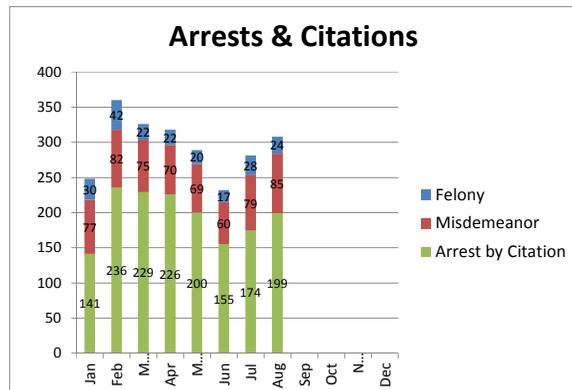
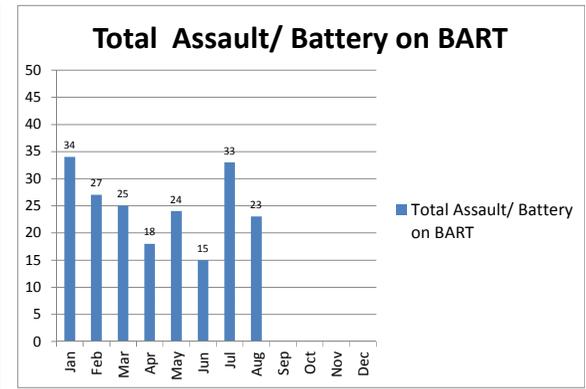
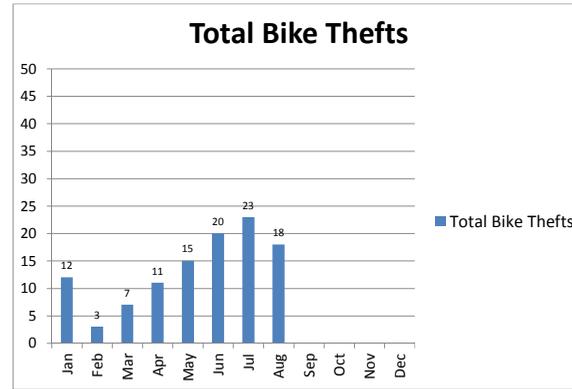
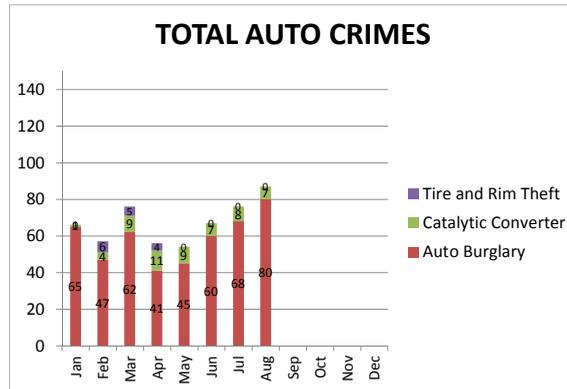
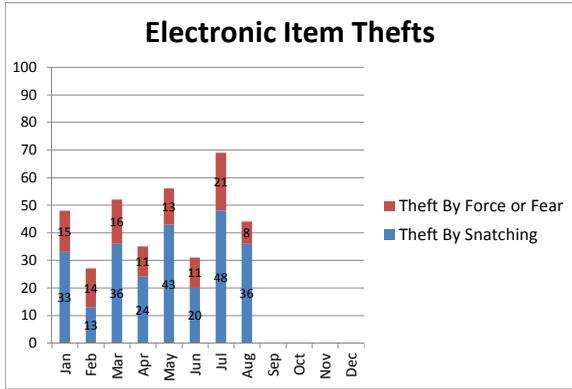


# BART Police Performance Measurements

## Alameda County Crime Statistics

### August 2019

**Disclaimer--\*\***The data is drawn from the BART Police Department TriTech computer database, and they are unaudited. The numbers may not match the official monthly totals reported to the FBI through the Uniform Crime Reporting (UCR) program. Late reporting, the reclassification or unbounding of crimes, can affect crime statistics. The statistics contained in the on the Performance Measurements are [subject to change , updates, and corrections.](#) \*\*



PART 1 CRIMES	2017	2018	YTD August		% change from '18
			2018	2019	
Homicide	0	1	1	0	-100%
Rape	1	0	0	2	200%
Robbery	35	29	22	24	9%
Aggravated Assault	23	20	18	13	-28%
<b>Violent Crime Subtotal</b>	<b>59</b>	<b>50</b>	<b>41</b>	<b>39</b>	<b>-5%</b>
Burglary (Not Including Auto)	2	1	1	0	-100%
Larceny	675	670	457	408	-11%
Auto Theft	134	135	96	56	-42%
Arson	3	1	1	0	-100%
<b>Property Crime Subtotal</b>	<b>814</b>	<b>807</b>	<b>555</b>	<b>464</b>	<b>-16%</b>
<b>TOTAL</b>	<b>873</b>	<b>857</b>	<b>596</b>	<b>503</b>	<b>-16%</b>

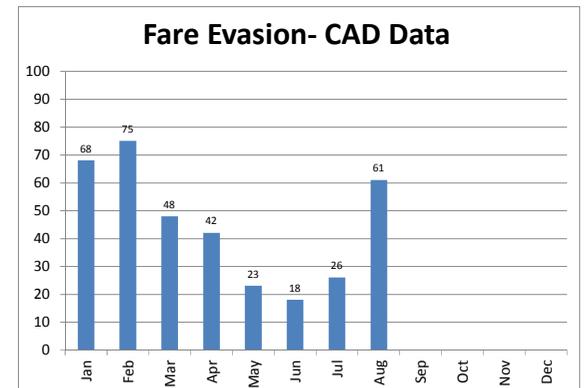
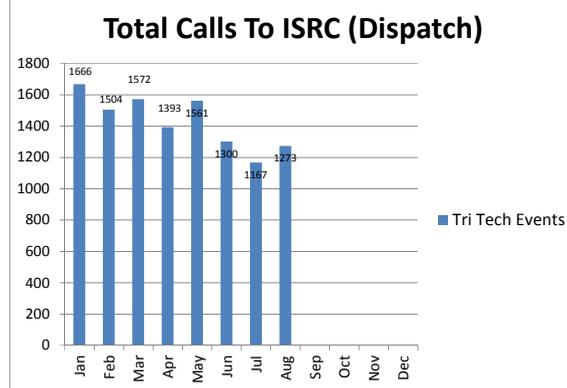
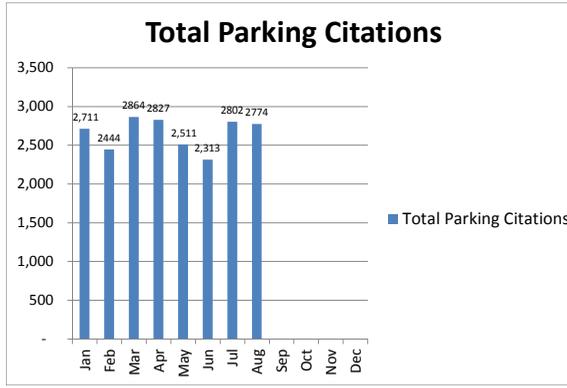
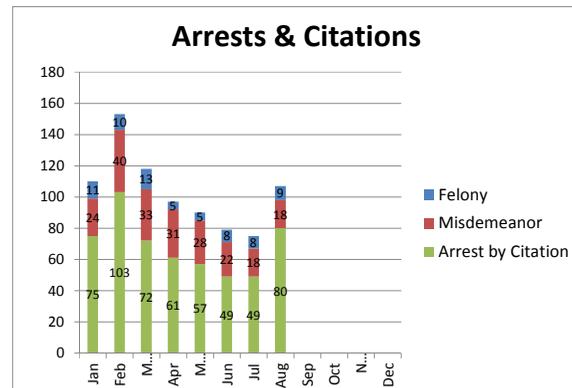
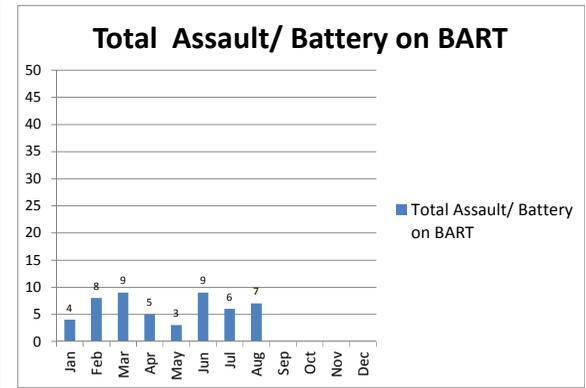
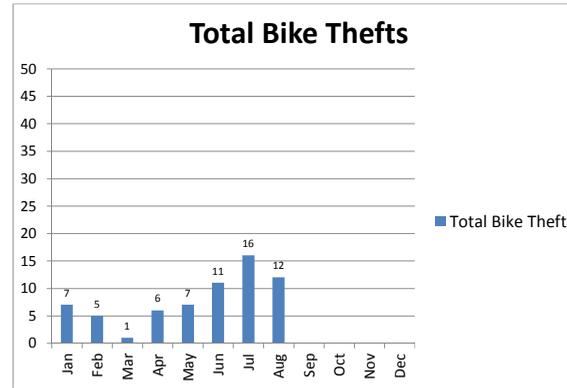
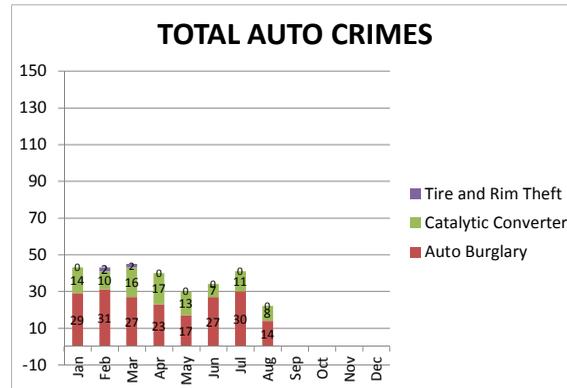
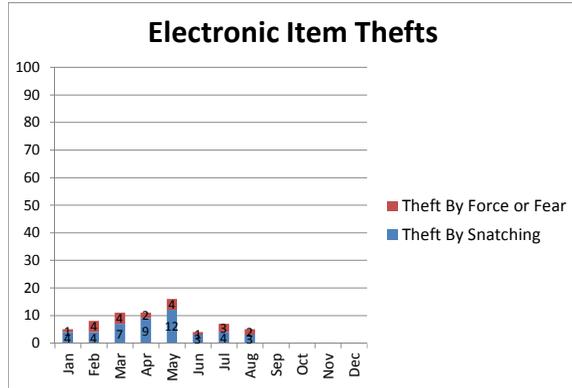


# BART Police Performance Measurements

## Contra Costa County Crime Statistics

### August 2019

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PART 1 CRIMES	2017	2018	YTD August		% change from '18
			2018	2019	
Homicide	0	0	0	0	0%
Rape	0	0	0	0	0%
Robbery	49	97	61	61	0%
Aggravated Assault	23	18	11	22	100%
<b>Violent Crime Subtotal</b>	<b>72</b>	<b>115</b>	<b>72</b>	<b>83</b>	<b>15%</b>
Burglary (Not Including Auto)	5	6	4	3	-25%
Larceny	244	476	283	396	40%
Auto Theft	2	1	1	0	-100%
Arson	0	0	0	0	0%
<b>Property Crime Subtotal</b>	<b>251</b>	<b>483</b>	<b>288</b>	<b>399</b>	<b>39%</b>
<b>TOTAL</b>	<b>323</b>	<b>598</b>	<b>360</b>	<b>482</b>	<b>34%</b>

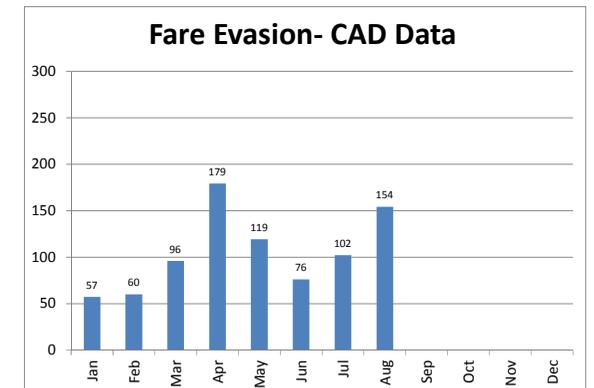
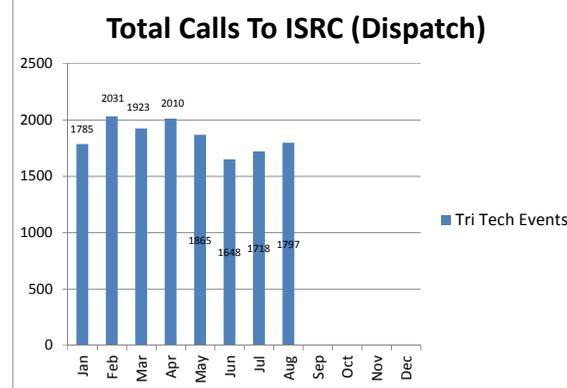
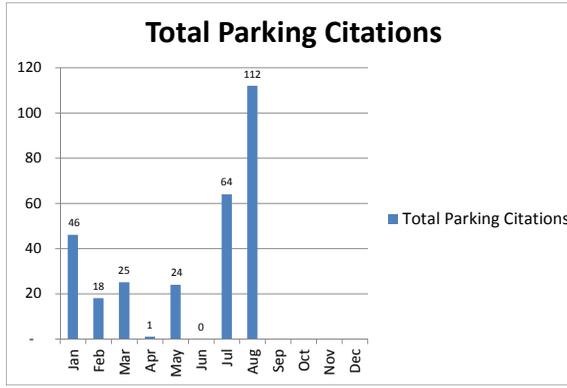
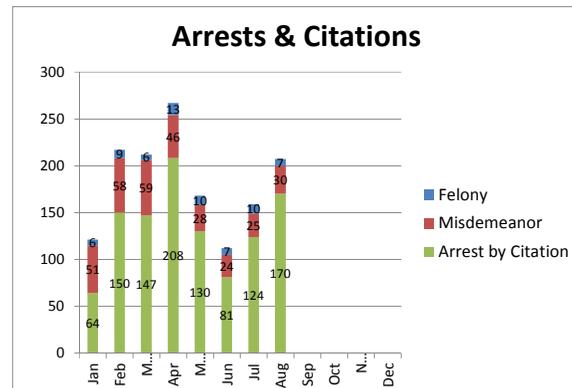
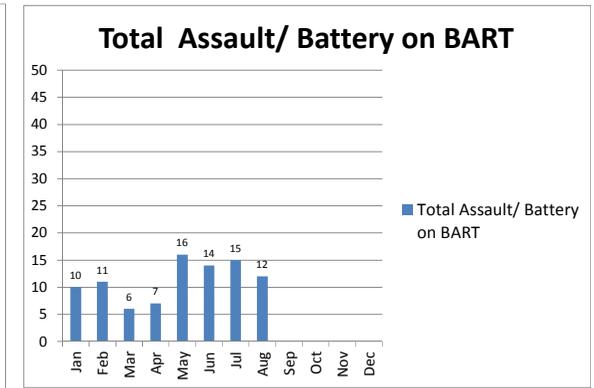
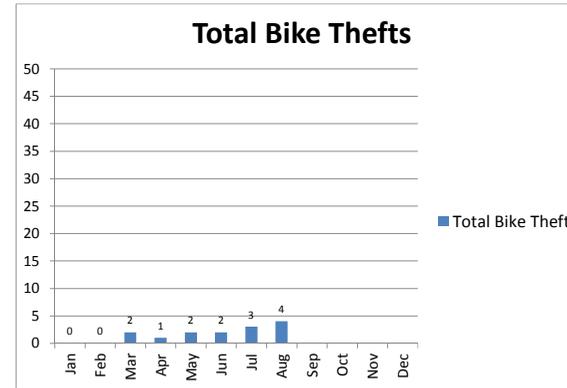
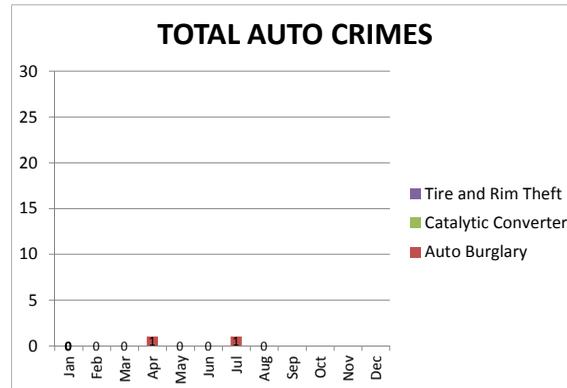
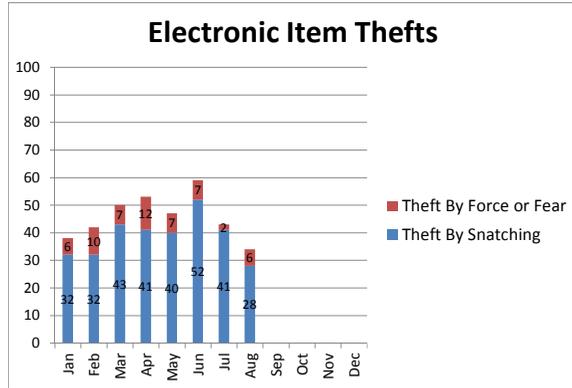


# BART Police Performance Measurements

## San Francisco County Crime Statistics

### August 2019

**Disclaimer--\*\***The data is drawn from the BART Police Department TriTech computer database, and they are unaudited. The numbers may not match the official monthly totals reported to the FBI through the Uniform Crime Reporting (UCR) program. Late reporting, the reclassification or unbounding of crimes, can affect crime statistics. The statistics contained in the on the Performance Measurements are [subject to change , updates, and corrections.](#) \*\*



PART 1 CRIMES	2017	2018	YTD August		% change from '18
			2018	2019	
Homicide	0	0	0	0	0%
Rape	1	0	0	0	0%
Robbery	15	8	4	7	75%
Aggravated Assault	6	5	3	5	67%
<b>Violent Crime Subtotal</b>	<b>22</b>	<b>13</b>	<b>7</b>	<b>12</b>	<b>71%</b>
Burglary (Not Including Auto)	0	0	0	1	100%
Larceny	208	161	114	204	79%
Auto Theft	18	19	16	6	-63%
Arson	0	0	0	0	0%
<b>Property Crime Subtotal</b>	<b>226</b>	<b>180</b>	<b>130</b>	<b>211</b>	<b>62%</b>
<b>TOTAL</b>	<b>248</b>	<b>193</b>	<b>137</b>	<b>223</b>	<b>63%</b>

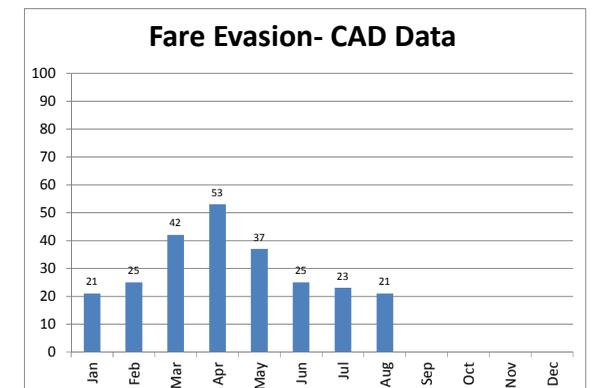
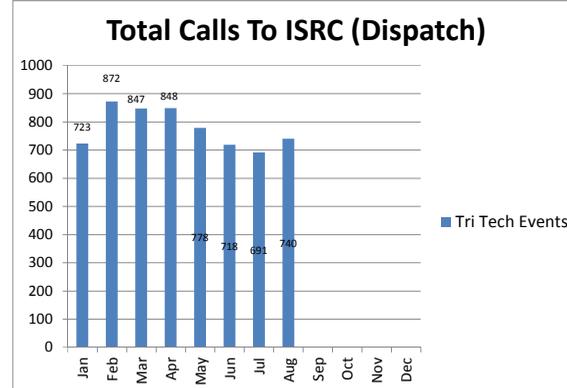
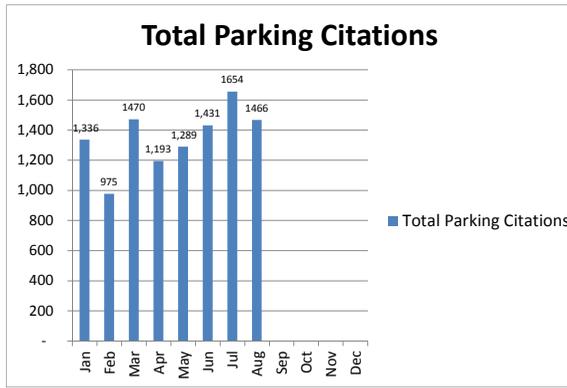
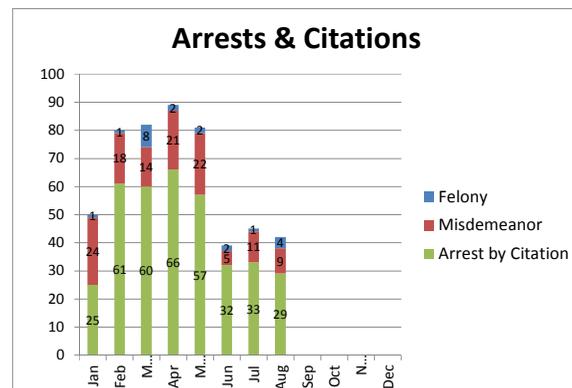
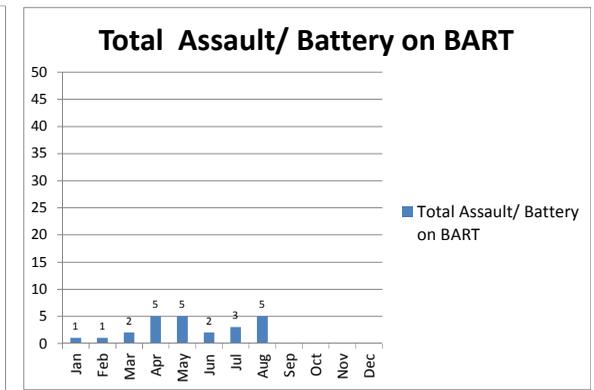
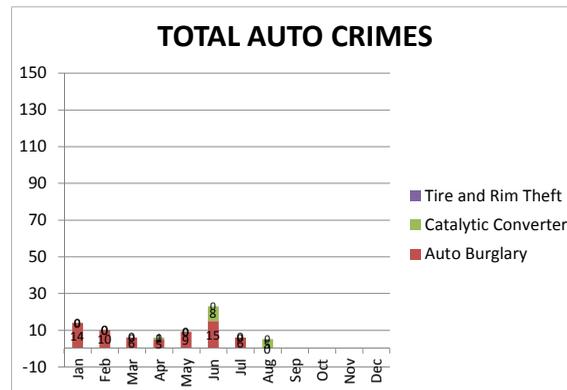
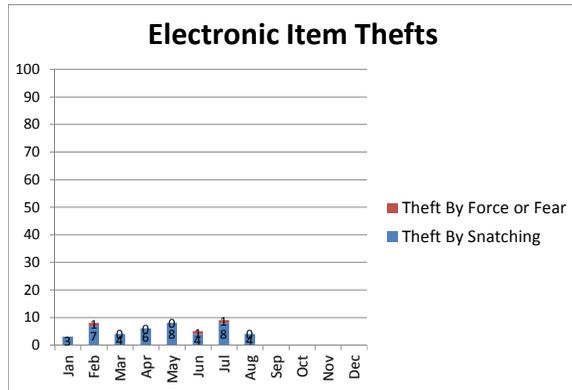


# BART Police Performance Measurements

## San Mateo County Crime Statistics

### August 2019

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## Enforcement Contacts - 2019

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Felony Arrest	48	60	50	41	37	32	45	39					
YTD 2019	48	108	158	199	236	268	313	352					
Misd. Arrest	170	188	177	165	143	108	131	139					
YTD 2019	170	358	535	700	843	951	1,082	1,221					
Cite & Release	302	431	409	472	349	266	307	407					
YTD 2019	302	733	1,142	1,614	1,963	2,229	2,536	2,943					
Field Interview	814	945	804	891	701	510	541	661					
YTD 2019	814	1,759	2,563	3,454	4,155	4,665	5,206	5,867					

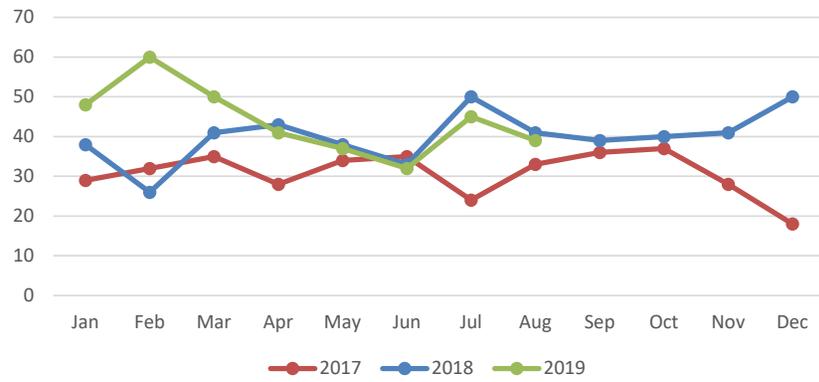
## Enforcement Contacts - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Felony Arrest	38	26	41	43	38	33	50	41	39	40	41	50	480
YTD 2018	38	64	105	148	186	219	269	310	349	389	430	480	
Misd. Arrest	88	109	123	90	117	142	108	127	119	160	144	129	1,456
YTD 2018	88	197	320	410	527	669	777	904	1,023	1,183	1,327	1,456	
Cite & Release	396	405	457	175	280	235	199	236	151	206	144	176	3,060
YTD 2018	396	801	1,258	1,433	1,713	1,948	2,147	2,383	2,534	2,740	2,884	3,060	
Field Interview	512	581	581	476	527	513	491	605	433	570	489	463	6,241
YTD 2018	512	1,093	1,674	2,150	2,677	3,190	3,681	4,286	4,719	5,289	5,778	6,241	

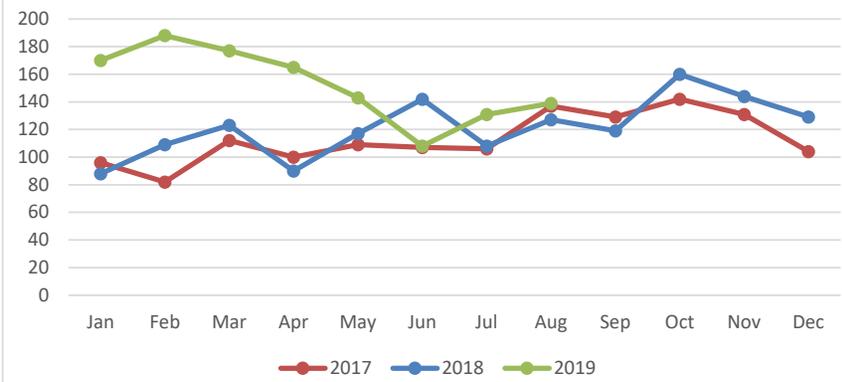
# Enforcement Contacts - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Felony Arrest	29	32	35	28	34	35	24	33	36	37	28	18	369
YTD 2017	29	61	96	124	158	193	217	250	286	323	351	369	
Misd. Arrest	96	82	112	100	109	107	106	137	129	142	131	104	1,355
YTD 2017	96	178	290	390	499	606	712	849	978	1,120	1,251	1,355	
Cite & Release	356	578	355	252	222	155	261	654	385	730	287	200	4,435
YTD 2017	356	934	1,289	1,541	1,763	1,918	2,179	2,833	3,218	3,948	4,235	4,435	
Field Interview	175	336	322	349	418	336	348	545	749	646	508	466	5,198
YTD 2017	175	511	833	1,182	1,600	1,936	2,284	2,829	3,578	4,224	4,732	5,198	

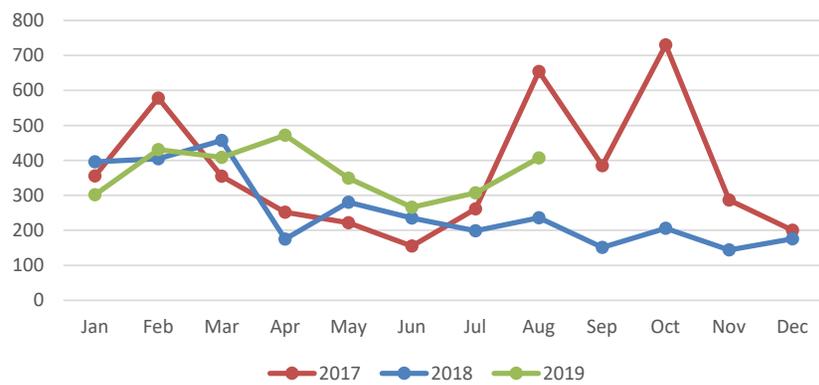
### Felony Arrests



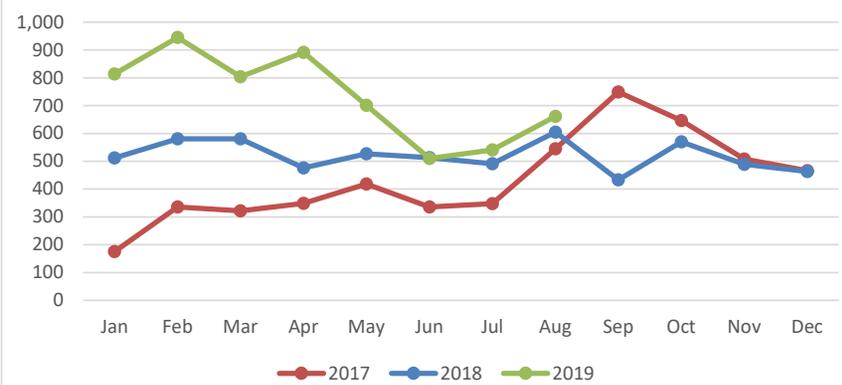
### Misdemeanor Arrests



### Cite & Release



### Field Interviews



## Parking Enforcement - 2019

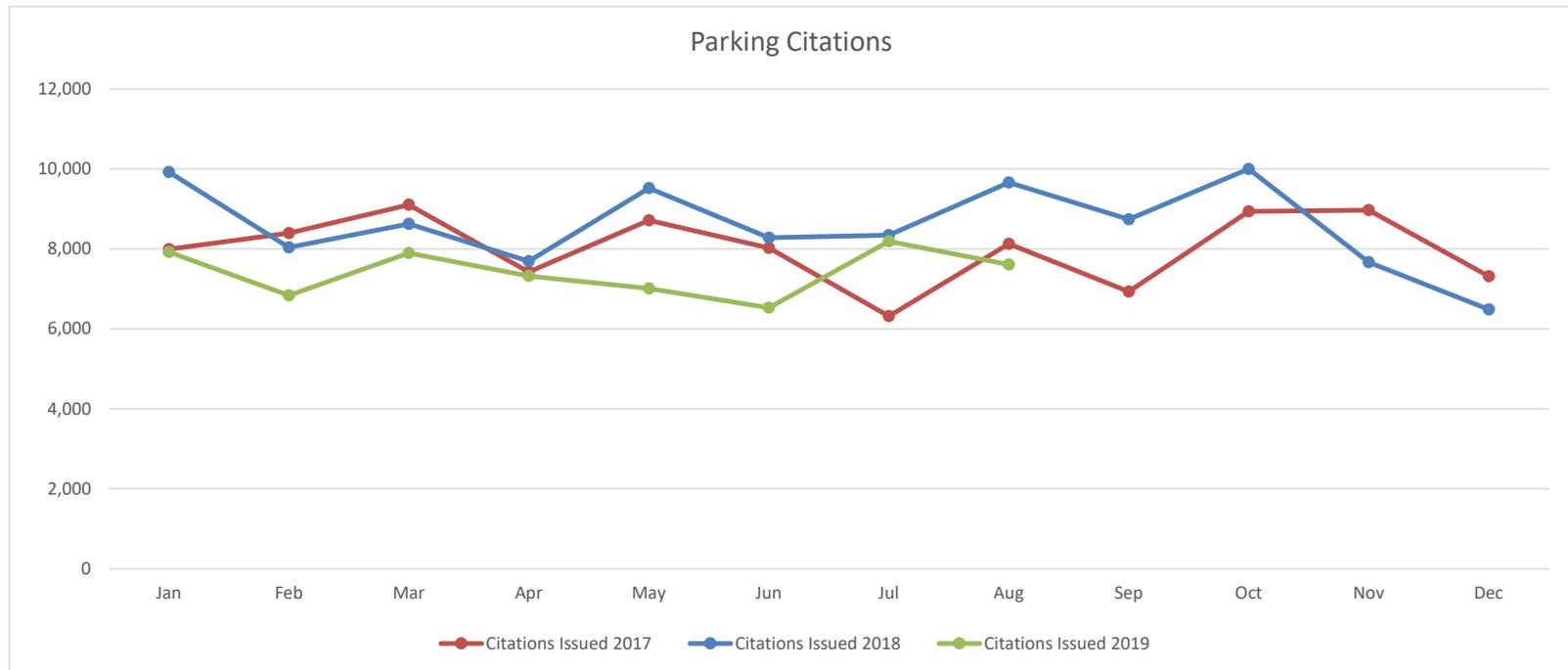
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Citations Issued	7,927	6,837	7,897	7,322	7,010	6,530	8,191	7,614					
YTD 2019	7,927	14,764	22,661	29,983	36,993	43,523	51,714	59,328					
Contested	1,654	1,605	1,838	1,386	1,803	1,447	1,808	1,682					
YTD 2019	1,654	3,259	5,097	6,483	8,286	9,733	11,541	13,223					
Dismissed	1,039	983	1,155	890	1,127	890	1,160	1,008					
YTD 2019	1,039	2,022	3,177	4,067	5,194	6,084	7,244	8,252					

## Parking Enforcement - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Citations Issued	9,925	8,042	8,629	7,697	9,520	8,281	8,344	9,661	8,744	10,001	7,671	6,488	103,003
YTD 2018	9,925	17,967	26,596	34,293	43,813	52,094	60,438	70,099	78,843	88,844	96,515	103,003	
Contested	2,121	1,808	2,152	1,782	1,827	2,053	1,958	2,211	2,060	2,314	1,925	1,667	23,878
YTD 2018	2,121	3,929	6,081	7,863	9,690	11,743	13,701	15,912	17,972	20,286	22,211	23,878	
Dismissed	1,502	1,200	1,448	1,160	1,152	1,294	1,223	1,438	1,309	1,489	1,197	1,037	15,449
YTD 2018	1,502	2,702	4,150	5,310	6,462	7,756	8,979	10,417	11,726	13,215	14,412	15,449	

## Parking Enforcement - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Citations Issued	7,997	8,400	9,104	7,424	8,716	8,028	6,318	8,131	6,933	8,939	8,973	7,316	96,279
YTD 2017	7,997	16,397	25,501	32,925	41,641	49,669	55,987	64,118	71,051	79,990	88,963	96,279	
Contested	1,324	1,673	1,761	1,796	1,912	1,681	1,587	1,734	1,578	1,793	1,556	2,116	20,511
YTD 2017	1,324	2,997	4,758	6,554	8,466	10,147	11,734	13,468	15,046	16,839	18,395	20,511	
Dismissed	821	1,000	1,136	1,223	1,288	1,070	998	1,115	937	1,107	940	1,375	13,010
YTD 2017	821	1,821	2,957	4,180	5,468	6,538	7,536	8,651	9,588	10,695	11,635	13,010	



# Warrant Arrests

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<b>2019</b>												
BART Felony Warrants	3	2	1	2	0	1	0	0				
BART Misdemeanor Warrants	2	13	3	5	0	3	7	10				
O/S Felony Warrants	24	39	32	17	16	14	29	17				
O/S Misdemeanor Warrants	81	73	82	101	61	42	64	57				
<b>Monthly Total</b>	<b>110</b>	<b>127</b>	<b>118</b>	<b>125</b>	<b>77</b>	<b>60</b>	<b>100</b>	<b>84</b>				
<b>YTD Total</b>	<b>110</b>	<b>237</b>	<b>355</b>	<b>480</b>	<b>557</b>	<b>617</b>	<b>717</b>					
<b>2018</b>												
BART Felony Warrants	2	1	3	0	2	1	2	2	2	0	1	0
BART Misdemeanor Warrants	3	3	2	2	6	4	1	4	5	7	2	4
O/S Felony Warrants	12	10	16	29	29	8	16	14	10	21	17	23
O/S Misdemeanor Warrants	40	37	68	55	60	36	67	51	41	69	62	67
<b>Monthly Total</b>	<b>57</b>	<b>51</b>	<b>89</b>	<b>86</b>	<b>97</b>	<b>49</b>	<b>86</b>	<b>71</b>	<b>58</b>	<b>97</b>	<b>82</b>	<b>94</b>
<b>YTD Total</b>	<b>57</b>	<b>108</b>	<b>197</b>	<b>283</b>	<b>380</b>	<b>429</b>	<b>515</b>	<b>586</b>	<b>644</b>	<b>741</b>	<b>823</b>	<b>917</b>
<b>2017</b>												
BART Felony Warrants	1	2	1	1	2	3	1	5	1	1	1	0
BART Misdemeanor Warrants	6	4	3	5	9	2	6	17	10	3	8	3
O/S Felony Warrants	20	19	20	18	18	15	10	9	18	16	14	6
O/S Misdemeanor Warrants	39	40	53	53	54	44	52	53	48	74	60	36
<b>Monthly Total</b>	<b>66</b>	<b>65</b>	<b>77</b>	<b>77</b>	<b>83</b>	<b>64</b>	<b>69</b>	<b>84</b>	<b>77</b>	<b>94</b>	<b>83</b>	<b>45</b>
<b>YTD Total</b>	<b>66</b>	<b>131</b>	<b>208</b>	<b>285</b>	<b>368</b>	<b>432</b>	<b>501</b>	<b>585</b>	<b>662</b>	<b>756</b>	<b>839</b>	<b>884</b>



## San Francisco Bay Area Rapid Transit Police Department Criminal Investigations Division Monthly Summary Report Aug, 2019

### Detective Assignments

Total number of cases assigned to detectives during the month	Number of cases that are still being investigated by detectives	Number of cases that all current leads have been exhausted	Number of cases that were sent to the district attorney's offices for a review	Number of cases that the district attorney's offices has not made a final disposition	Number of cases that were charged/probation violation by the district attorney	Number of cases that were not charged by the district attorney's offices	Percentage of cases that the district attorney's offices filed charges	Total number of cases that are assigned to a detective as of Sept 9, 2019
<b>246</b>	<b>132</b>	<b>11</b>	<b>102</b>	<b>61</b>	<b>17</b>	<b>24</b>	<b>17%</b>	<b>564</b>

**Submitted By: Sgt. J. Power S-49**

**Date: 09/09/2019**

# San Francisco Bay Area Rapid Transit Police Department

## Criminal Investigations Division

### Aug, 2019

#### Detective Closure Rate

	Total number of cases assigned to detectives previous 12 months (Aug 2018 - July 2019)	Number of cases that are still being investigated by detectives	Number of cases that all current leads have been exhausted	Percentage of cases that all current leads have been exhausted	Number of cases closed by arrest or identification of suspect	Percentage of cases closed by arrest or identification of suspect	Percentage of Open Cases
	<b>3062</b>	<b>851</b>	<b>488</b>	<b>16%</b>	<b>1708</b>	<b>56%</b>	<b>28%</b>
D39	13	0	2	<b>15%</b>	11	<b>85%</b>	<b>0%</b>
D51	209	0	31	<b>15%</b>	176	<b>84%</b>	<b>0%</b>
D75	1	0	0	<b>0%</b>	1	<b>100%</b>	<b>0%</b>
D31	290	47	60	<b>21%</b>	183	<b>63%</b>	<b>16%</b>
D55	323	157	67	<b>21%</b>	99	<b>31%</b>	<b>49%</b>
D27	393	33	101	<b>26%</b>	252	<b>64%</b>	<b>8%</b>
D54	436	90	69	<b>16%</b>	274	<b>63%</b>	<b>21%</b>
D10	359	45	43	<b>12%</b>	269	<b>75%</b>	<b>13%</b>
D52	468	74	14	<b>3%</b>	379	<b>81%</b>	<b>16%</b>
Robbery	439	365	53	<b>12%</b>	21	<b>5%</b>	<b>83%</b>
D70	131	40	48	<b>37%</b>	43	<b>33%</b>	<b>31%</b>

#### CASES IN DETECTIVE QUEUE

	Total	Past 60 days
D55	72	18
D31	73	10
D27	17	1
D54	40	1
D10	36	20
D52	63	49
Robbery	296	296
D70	28	1

Submitted by: Sgt. John J. Power #S49  
Date: Sept 9, 2019

## Assembly Bill 716 - 2019

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Prohibition Orders Issued	33	43	30	26	33	24	30	37					
YTD 2019	33	76	106	132	165	189	219	256					

## Assembly Bill 716 - 2018

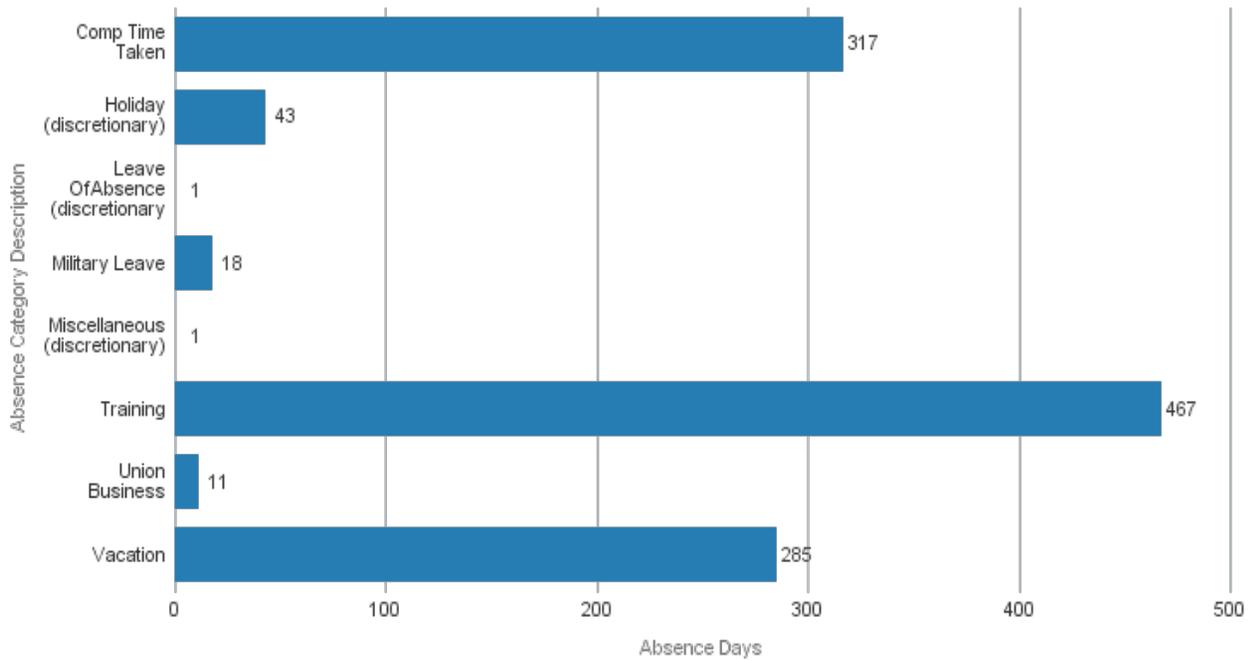
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Prohibition Orders Issued	20	28	28	33	31	32	32	32	36	25	39	39	375
YTD 2018	20	48	76	109	140	172	204	236	272	297	336	375	

## Assembly Bill 716 - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Prohibition Orders Issued	18	18	30	27	37	30	24	21	27	31	38	14	315
YTD 2017	18	36	66	93	130	160	184	205	232	263	300	315	

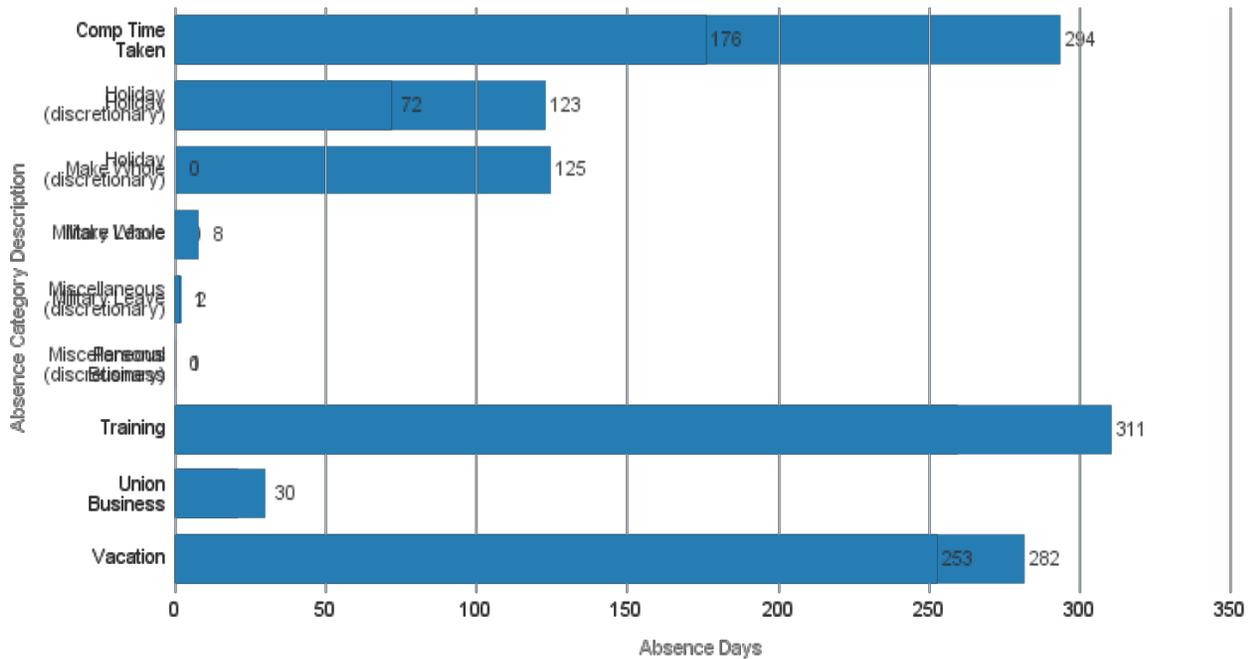


### Scheduled Absence Overview - August 2019



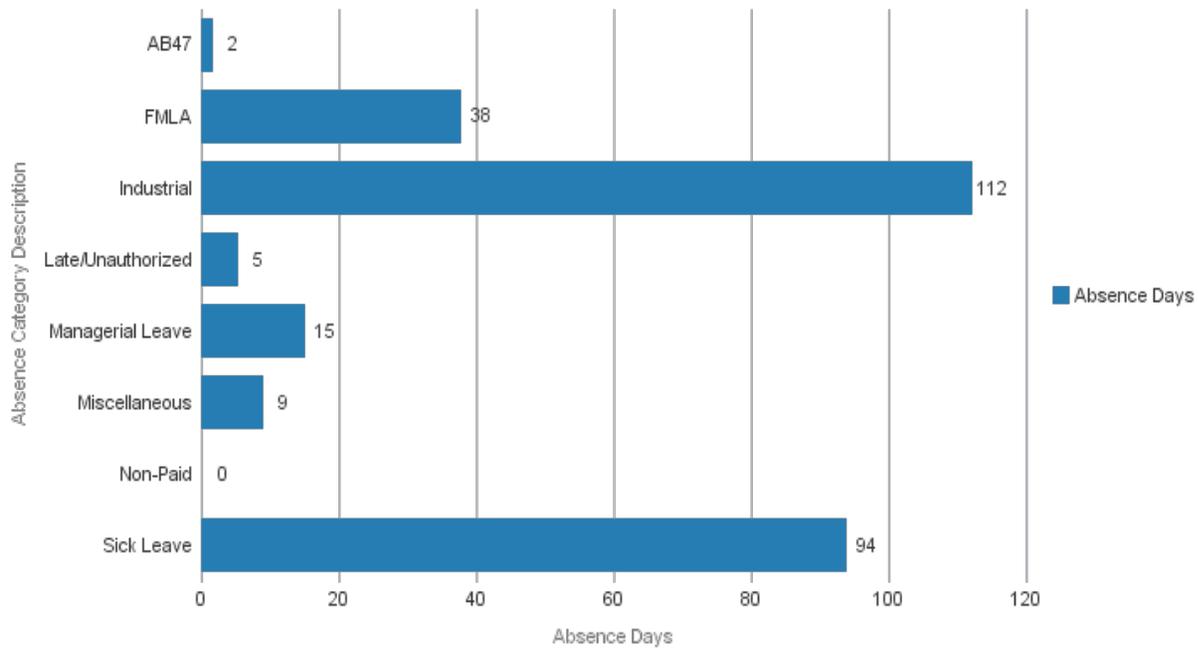
Absence Category Description	Absence Hours	Absence Days	% Total
Comp Time Taken	3,226	317	28%
Holiday (discretionary)	396	43	4%
Leave OfAbsence (discretionary)	5	1	0%
Military Leave	180	18	2%
Miscellaneous (discretionary)	8	1	0%
Training	3,891	467	41%
Union Business	132	11	1%
Vacation	2,832	285	25%
<b>Grand Total</b>	<b>10,670</b>	<b>1,142</b>	<b>100%</b>

### Scheduled Absence Overview - August 2018



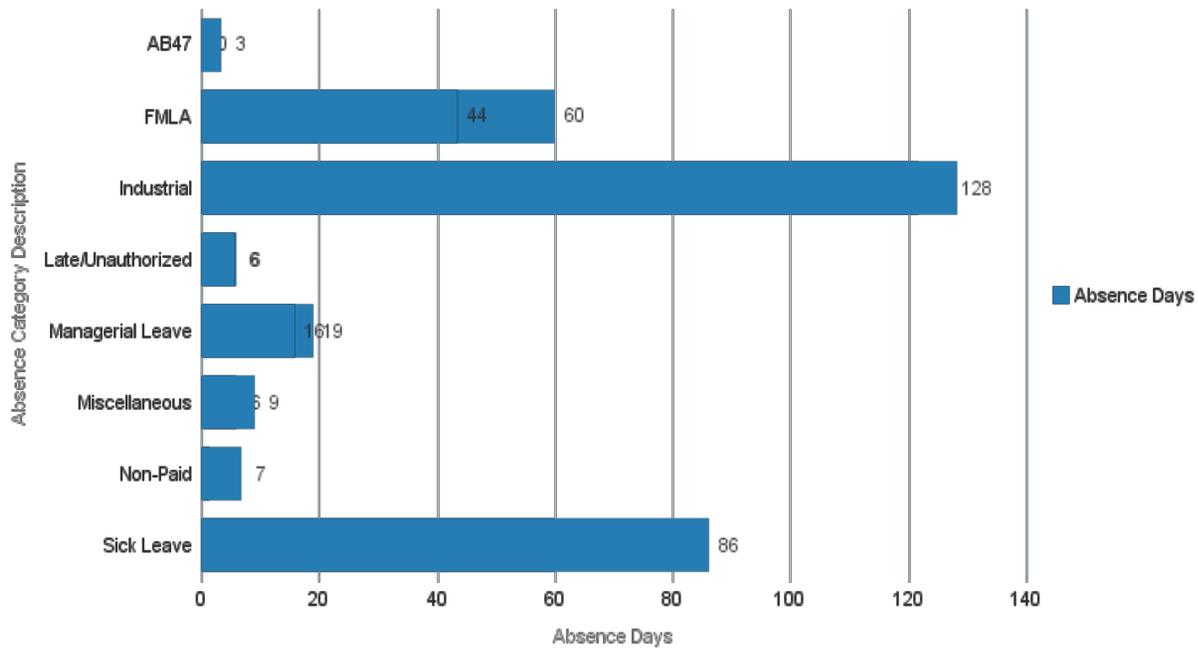
Absence Category Description	Absence Hours	Absence Days	% Total
Comp Time Taken	1,787	176	21%
Holiday (discretionary)	738	72	8%
Make Whole	2	0	0%
Military Leave	96	8	1%
Miscellaneous (discretionary)	16	1	0%
Personal Business	0	0	0%
Training	2,851	311	37%
Union Business	334	30	4%
Vacation	2,460	253	30%
<b>Grand Total</b>	<b>8,284</b>	<b>852</b>	<b>100%</b>

### Unscheduled Absence Overview - August 2019



Absence Category Description	Absence Hours	Absence Days	% Total
AB47	16	2	1%
FMLA	375	38	14%
Industrial	1,150	112	41%
Late/Unauthorized	55	5	2%
Managerial Leave	156	15	5%
Miscellaneous	102	9	3%
Non-Paid	2	0	0%
Sick Leave	1,014	94	34%
<b>Grand Total</b>	<b>2,870</b>	<b>275</b>	<b>100%</b>

### Unscheduled Absence Overview - August 2018



Absence Category Description	Absence Hours	Absence Days	% Total
AB47	32	3	1%
FMLA	442	44	15%
Industrial	1,290	128	43%
Late/Unauthorized	59	6	2%
Managerial Leave	160	16	5%
Miscellaneous	80	9	3%
Non-Paid	69	7	2%
Sick Leave	895	86	29%
<b>Grand Total</b>	<b>3,027</b>	<b>299</b>	<b>100%</b>

# BART PD OVERTIME MONTHLY REPORT

## August 2019

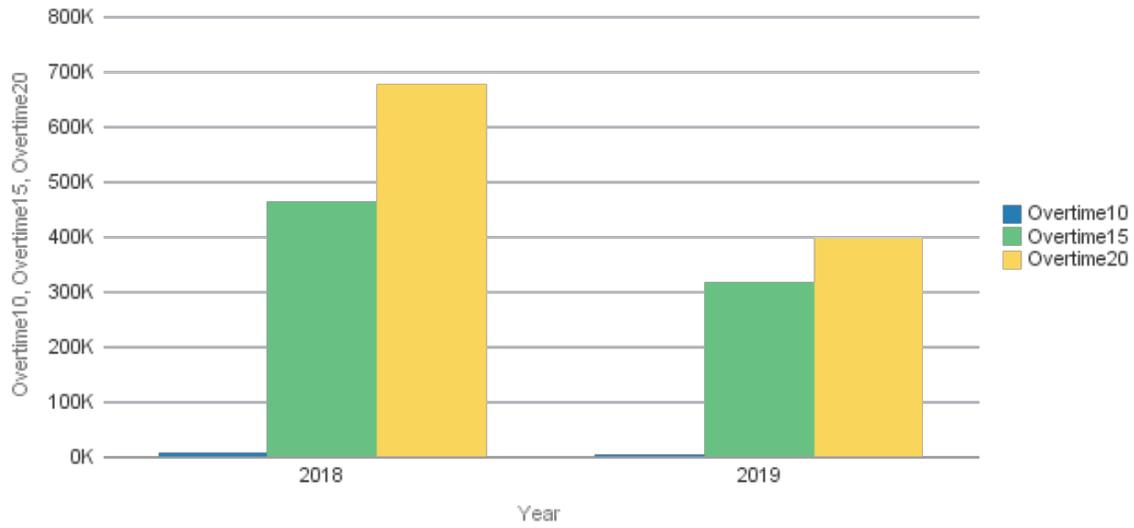
Activity Name	Activity ID	2018			2019		
		Overtime10	Overtime15	Overtime20	Overtime10	Overtime15	Overtime20
Admin	ADMIN	0	1,066	0	0	2,544	679
Admin Pool CapRR	ADMIN	0	1,066	0	0	2,544	679
AdminSuppor to be allocated	ADMIN	0	1,066	0	0	2,544	679
Administration	ADMIN	0	1,066	0	0	2,544	679
Adv Officer Training	ADVOF	0	2,851	2,575	0	35,600	28,977
BART Labor	BLABR	0	0	6,592	0	886	0
BF OT Discr Day BPD	BFDSC	0	1,871	2,437	0	983	2,402
BF OT Industrial Leave BPD	BFILV	306	11,594	35,516	410	823	2,607
BF OT Minimum Rest	BFRST	0	999	0	0	48	1,776
BF OT Patrol TRN	BFTRN	0	916	2,276	0	163	1,173
BF OT Recovery Day	BFRCV	0	367	6,717	0	12,683	25,411
BF OT Training BPD	BFTRN	0	916	2,276	0	163	1,173
BF OT Vacancy BPD	BFVCN	0	24,992	35,108	434	29,427	78,201
BF OT Vacation BPD	BFVAC	482	38,058	76,420	0	40,376	81,303
BF Sick/FMLA/Brvment	BFSLV	0	6,217	10,813	387	10,735	14,477
Backfill for Negotiations	BCKFL	0	0	1,423	0	0	0
Boardroom Security	BRDRM	0	0	768	0	321	2,647
Bus Bridge C35	BUC35	0	0	0	0	2,955	1,509
Bus Bridge Services	BUA15	0	751	0	0	0	0
COPPS Project/Event	COPPS	0	3,882	0	0	5,305	2,984
Calendar Year 2018	CY2018	0	1,425	1,430	0	0	0
Capital Pool CapRR	ADMIN	0	1,066	0	0	2,544	679
Coliseum Events	CEOPS	0	10,769	3,004	320	10,946	10,654
Court Appearance	COURT	0	173	767	0	1,135	0
Crowd Ctrl for Spec	CROWD	0	0	0	0	388	0
Def Tac Instructor TRN	DEFTR	0	0	0	0	475	0
Detectives Unit OT	INVST	0	3,878	2,856	0	16,757	11,752
E-BART SECURITY	EBSEC	0	5,217	8,361	0	0	0
EMS/OWS Pltfrm Detail	PLTFM	0	6,650	1,450	272	7,165	4,697
Evidence Collection	EVIDN	0	550	0	0	1,370	0
Explorer Advisors	EXPLR	0	614	0	0	1,299	0
Final Design	FDSGN	106	14,197	18,108	0	3,658	10,358

Held Over/Late Case	HLDV	0	11,793	2,538	0	13,984	3,086
Honor Guard Detail	HONOR	0	749	736	0	1,242	0
IA Unit Overtime	IAUNT	0	234	0	0	1,833	0
Jnt Terrorism Tskfrce	JTTFO	0	0	0	0	1,662	0
K-9 Team Training	K9TTR	0	1,037	0	0	0	0
K9 PATROL TEAMS	K9TMS	0	0	0	0	61	0
Labor Negotiations	LBRNG	0	756	0	0	0	0
MET BLD EVENT	METCS	0	0	0	0	195	0
Meeting Attendance	MTNGS	0	864	239	105	5,109	0
Mgr of Sec Programs	SECPR	0	5,294	83	0	0	0
Operating	OPER	0	0	0	0	10,002	0
	OPRTN	1,308	25,357	34,192	1,115	7,481	9,582
P&T Unit Overtime	PTUNT	1,538	22,486	13,186	0	15,866	5,230
Platform Installation	PLTIN	0	345	0	0	0	0
Police Admin OT	PADMN	0	16,214	4,585	184	6,807	1,356
Ptrl Special Enforcement	SPECL	3,700	224,715	377,570	1,018	33,274	68,887
Range Staff Training	RANGE	0	0	0	0	984	1,303
Rev Protection Unit OT	RVPRT	0	0	0	0	937	0
SF STA CLN SEC	DSFCS	0	7,004	5,797	0	5,792	7,762
SWAT Team Expenses	SWATT	0	458	582	0	0	434
SWAT Team Training	SWATT	0	458	582	0	0	434
Special Events	SPEVN	0	0	0	0	655	759
Training	TRNG	0	0	1,018	0	0	0
Training Other	TRNOT	0	62	3,283	0	11,373	10,397
Trma Resp Team TRN	TRTTR	0	0	0	0	316	0
Union Business	UNBUS	587	2,863	11,270	0	1,066	2,375
<b>Total</b>		<b>8,028</b>	<b>462,905</b>	<b>674,558</b>	<b>4,245</b>	<b>315,019</b>	<b>397,104</b>

Aug-19

**1,145,491****716,368**

### Overtime10, Overtime15, Overtime20



## Communications Center - 2019

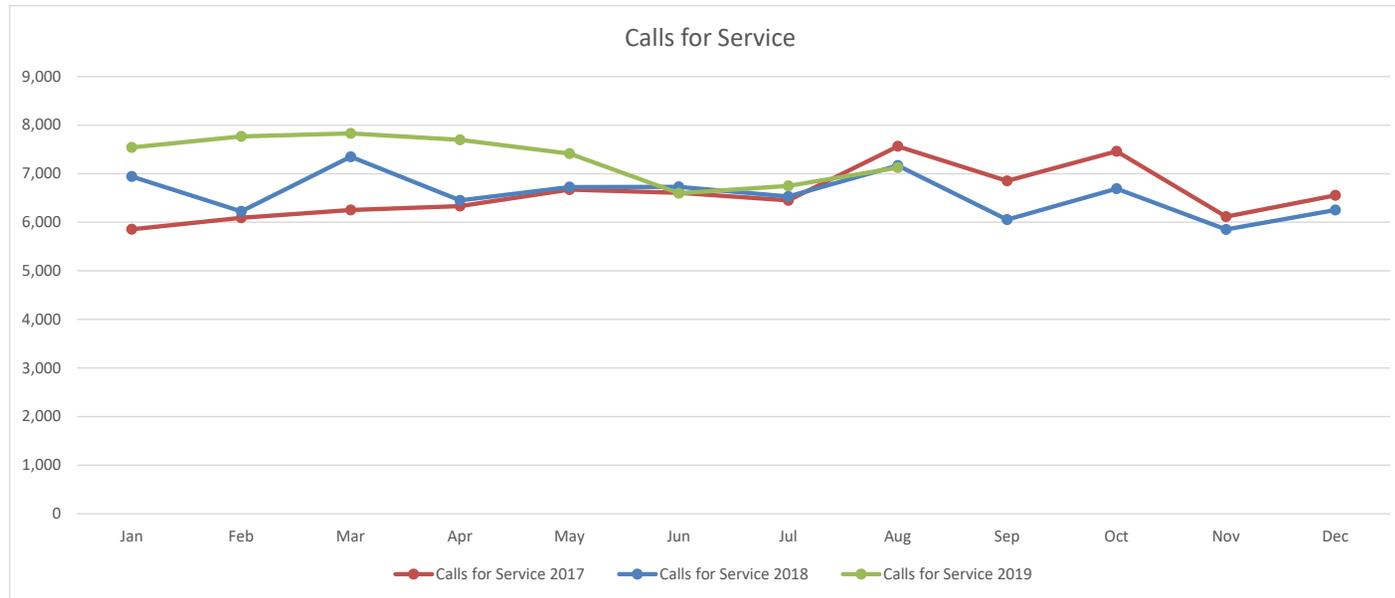
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Calls for Service	7,540	7,765	7,829	7,698	7,415	6,598	6,746	7,126					
YTD 2019	7,540	15,305	23,134	30,832	38,247	44,845	51,591	58,717					
Priority 1 Calls	203	181	202	204	202	213	205	199					
YTD 2019	203	384	586	790	992	1,205	1,410	1,609					
Medical Emergencies	361	310	370	321	396	360	318	323					
YTD 2019	361	671	1,041	1,362	1,758	2,118	2,436	2,759					

## Communications Center - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Calls for Service	6,941	6,222	7,349	6,452	6,724	6,729	6,529	7,168	6,055	6,690	5,852	6,252	78,963
YTD 2018	6,941	13,163	20,512	26,964	33,688	40,417	46,946	54,114	60,169	66,859	72,711	78,963	
Priority 1 Calls	192	180	183	214	214	216	223	202	190	209	200	199	2,422
YTD 2018	192	372	555	769	983	1,199	1,422	1,624	1,814	2,023	2,223	2,422	
Medical Emergencies	414	310	344	373	386	375	341	405	342	361	321	362	4,334
YTD 2018	414	724	1,068	1,441	1,827	2,202	2,543	2,948	3,290	3,651	3,972	4,334	

## Communications Center - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Calls for Service	5,855	6,093	6,250	6,331	6,670	6,605	6,448	7,562	6,850	7,460	6,117	6,553	78,794
YTD 2017	5,855	11,948	18,198	24,529	31,199	37,804	44,252	51,814	58,664	66,124	72,241	78,794	
Priority 1 Calls	214	192	194	182	209	234	210	185	174	204	154	176	2,328
YTD 2017	214	406	600	782	991	1,225	1,435	1,620	1,794	1,998	2,152	2,328	
Medical Emergencies	425	327	357	344	367	385	376	344	356	387	387	463	4,518
YTD 2017	425	752	1,109	1,453	1,820	2,205	2,581	2,925	3,281	3,668	4,055	4,518	



# BART Watch - 2019

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
Crime in Progress	160	124	129	119	121	139	133	89					1,014
Disruptive Behavior	1760	1539	1703	1419	1527	1377	1405	1594					12,324
Drug Use	676	636	616	505	576	623	576	599					4,807
Human Trafficking	15	5	12	5	8	1	5	1					52
Illegally Parked Vehicle	27	25	19	32	20	15	18	22					178
Panhandling	203	178	119	124	134	116	151	114					1,139
Report a Crime Tip	31	47	47	35	22	40	26	33					281
Robbery/Theft	91	38	50	53	40	49	39	33					393
Sexual Assault/Lewd Behavior	79	44	48	62	88	51	83	33					488
Suspicious Activity	248	204	186	212	209	211	211	172					1,653
Unattended Bag or Package	48	72	73	55	66	38	66	60					478
Unsecure Door	5	11	12	17	16	22	20	20					123
Vandalism	116	109	107	78	104	103	61	114					792
Welfare Check	299	385	403	425	385	283	316	292					2,788
<b>Total</b>	<b>3758</b>	<b>3417</b>	<b>3524</b>	<b>3141</b>	<b>3316</b>	<b>3068</b>	<b>3110</b>	<b>3176</b>					<b>26,510</b>

Total Downloads: 78,606

Total Reports Made

Anonymous: 40.32%

Non-Anonymous: 59.68%

## Statistics

Statistics	Six Week Average	10/07-10/13	09/30-10/06	09/23-09/29	09/16-09/22	09/09-09/15	09/02-09/08
Alerts Sent	0.33	1	0	0	0	0	1
Description	<i>The total number of alerts sent.</i>						
Incoming Reports	404.17	416	388	441	376	404	400
Description	<i>The number of reports sent from users.</i>						
Replies to Reports	618.00	528	575	732	630	630	613
Description	<i>The number of replies sent to users from ELERTS EPICenter console.</i>						

Report Type	# of Reports (all time)	
Disruptive Behavior (A)	29385	41.69%
[none selected]	8231	11.68%
Suspicious Activity (A)	5550	7.87%
Panhandling (A)	5427	7.70%
Crime in Progress (A)	3740	5.31%
Other (D)	3082	4.37%
Drug Use (A)	2717	3.85%
Vandalism (A)	2333	3.31%
Panhandling or Disruptive Behavior (D)	1967	2.79%
Welfare Check (A)	1725	2.45%
Unattended Bag or Package (A)	1636	2.32%
Report a Crime Tip (A)	1259	1.79%
Sexual Assault / Lewd Behavior (A)	1079	1.53%
Illegally Parked Vehicle (A)	1018	1.44%
Robbery / Theft (A)	822	1.17%
Unsecure Door (A)	421	0.60%

Identification	Total
Anonymous	40.34 %
Description	<i>Reports sent anonymously.</i>
Non-Anonymous	59.66 %
Description	<i>Reports sent non-anonymously.</i>

App Statistics (including tests)	
Total Messages (iOS)	101535
Description	<i>Reports and replies via iOS devices.</i>
Total Messages (Android)	43823
Description	<i>Reports and replies via Android devices.</i>
Total Messages (SMS)	13
Description	<i>Reports and replies via SMS.</i>

TEST-THIS IS ONLY A TEST	# of Reports (all time)
TEST Report Total	8492

Human Trafficking (A)	80	0.11%
Text-a-Tip (A)	13	0.02%
Total	70485	100 %
(A) Active   Disabled (D)		

Top SMS Users	
Phone Number	Number of Reports
7817383461	6
7029071486	1
4849860547	1
5103685574	1
6312137467	1
5109789702	1
5108215151	1
9178090953	1

**BART Police  
Use of Force  
Annual Report**

**2018**

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This report contains data and analysis of use of force incidents,  
compiled by the Patrol Operations Bureau.

## Report Content

Use of Force Policy 300.9 requires the following:

*At least annually, the Patrol Division Commander should prepare an analysis report on use of force incidents. The report should be submitted to the Chief of Police, the Office of the Independent Police Auditor, and the BART Police Citizen Review Board. The report should not contain the names of officers, suspects or case numbers, and should include:*

- (a) The identification of any trends in the use of force by members.*
- (b) Training needs recommendations.*
- (c) Equipment needs recommendations.*
- (d) Policy revision recommendations.*

This report will also incorporate the following statistics as they relate to the above topics:

1. Types of force used
2. Cause for use of force
3. Service being rendered at time of use of force
4. Suspect custody status
5. Suspect injuries
6. Officer injuries

## Year in Review

A significant revision was made to the Use of Force Policy in 2017, through the collaborative efforts of the Department, the BART Police Citizen Review Board, The Office of the Independent Police Auditor, and the BART Police Officers and Managers Associations.

The policy revision included the following:

- *Officers shall use de-escalation techniques whenever feasible and appropriate: to potentially reduce or eliminate the need to use force; and to prevent injuries to the subject, the public and the officer(s). Use of de-escalation techniques must allow for the fact that officers are often forced to make split-second decisions, with limited information, and in circumstances that are tense, uncertain and rapidly evolving.*

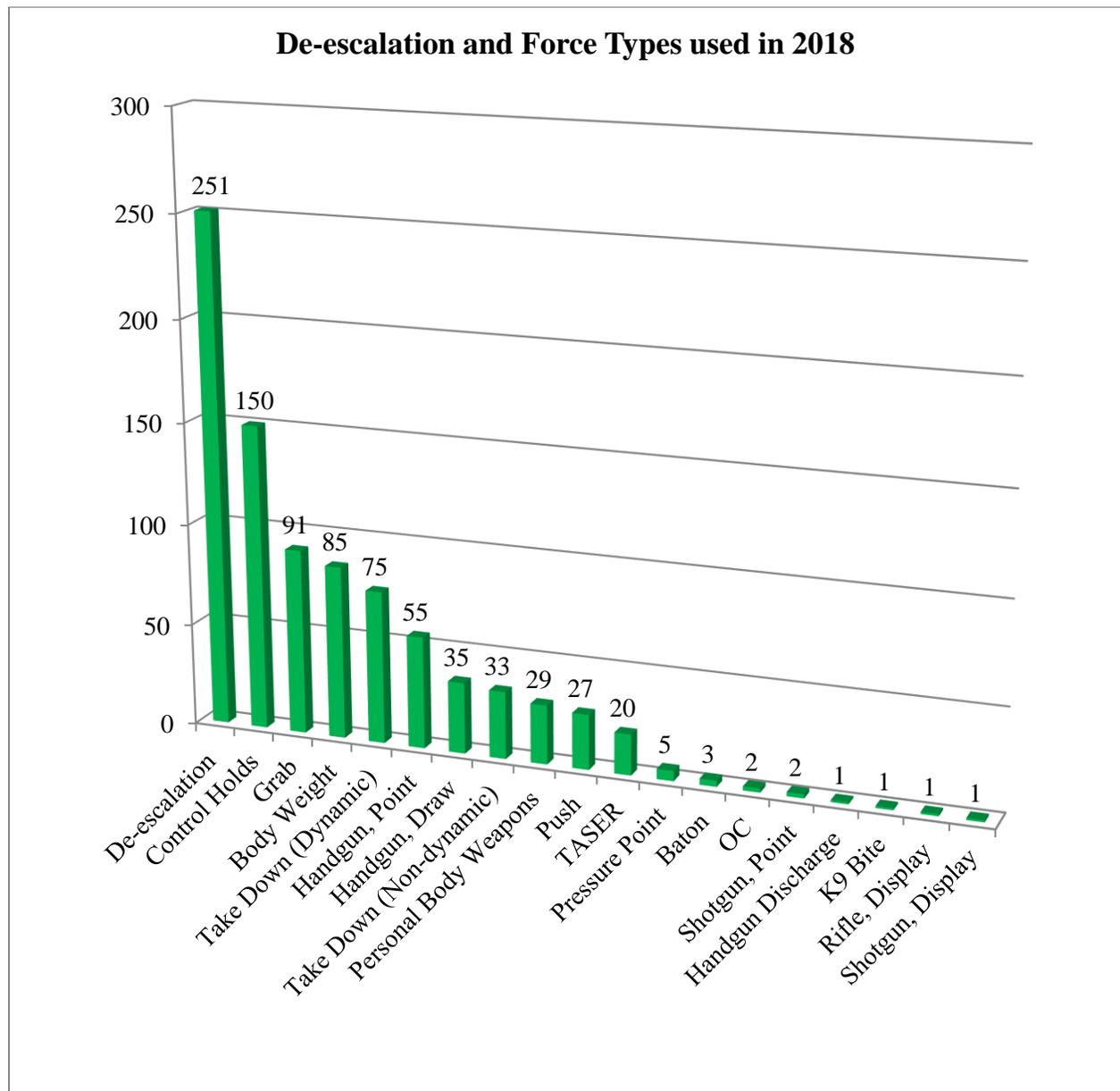
In order to document use of de-escalation techniques, the Department created a “de-escalation” category in the BlueTeam database. In all cases when a supervisor investigates a use of force incident, the supervisor is tasked with reviewing whether de-escalation was used. If de-escalation was used, the supervisor selects the de-escalation option, similar to selecting a force option. The BlueTeam database can then search and report on de-escalation. It should be noted that BlueTeam incidents are created only when force was used and investigated. There are many instances when de-escalation was employed and there was no force used by the officer. Such instances do not

## BART Police Use of Force, 2018 Annual Report

generate a BlueTeam entry, and so not all de-escalation is captured in this data. Our officers use de-escalation tactics frequently during the normal course of duty.

Documenting de-escalation in use of force incidents has been a relatively new process for supervisors in 2018. We are working to be consistent in documenting de-escalation, and the documentation is becoming more routine.

### **REPORT TOPIC: TRENDS IN THE USE OF FORCE**



## BART Police Use of Force, 2018 Annual Report

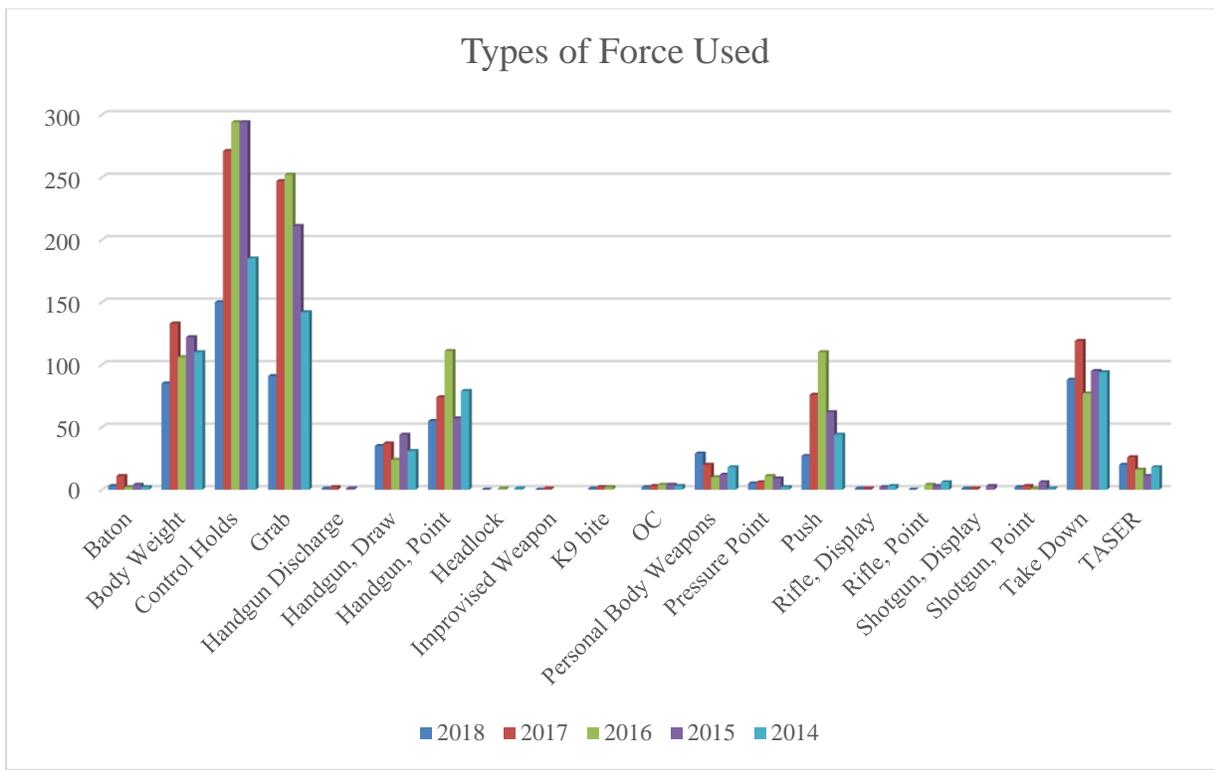
\*There were 212 incidents where force were used; however, some incidents involved the use of multiple options, and/or the same option used by multiple officers.

This data shows that the most frequently used option is de-escalation. The next most-used options are the low-level options such as control holds and grabs. This data reflects our objective of using minimal force.

De-escalation options are further divided into categories of crisis intervention techniques (CIT), verbal techniques, and tactical techniques. De-escalation techniques in 2018 are as follows:

2018 De-escalation	
Verbal Techniques	133
Tactical Techniques (time, distance, etc.)	86
Crisis Intervention Techniques	32
Total	251

The following data compares year to year totals of the types of force used. The data shows that the comparative proportions of force options are similar from year to year.



## BART Police Use of Force, 2018 Annual Report

The following data shows a significant decrease in the number of use of force incidents in 2018, compared to the prior three years.

### Use of Force Incidents - 2018

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2018	20	10	21	14	15	15	16	18	23	15	19	26	212
YTD 2018	20	30	51	65	80	95	111	129	152	167	186	212	

### Use of Force Incidents - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2017	30	31	33	36	28	35	23	22	25	22	13	16	314
YTD 2017	30	61	94	130	158	193	216	238	263	285	298	314	

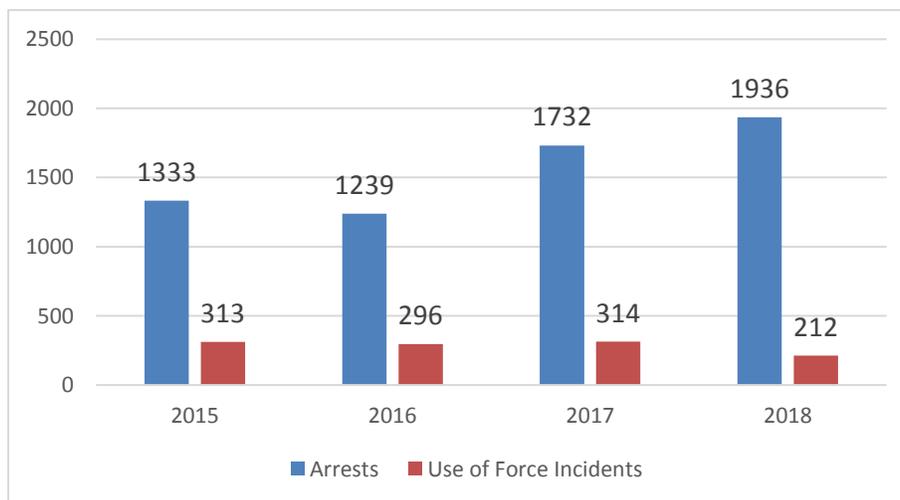
### Use of Force Incidents - 2016

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2016	37	24	32	13	24	31	30	20	14	20	29	22	296
YTD 2016	37	61	93	106	130	161	191	211	225	245	274	296	

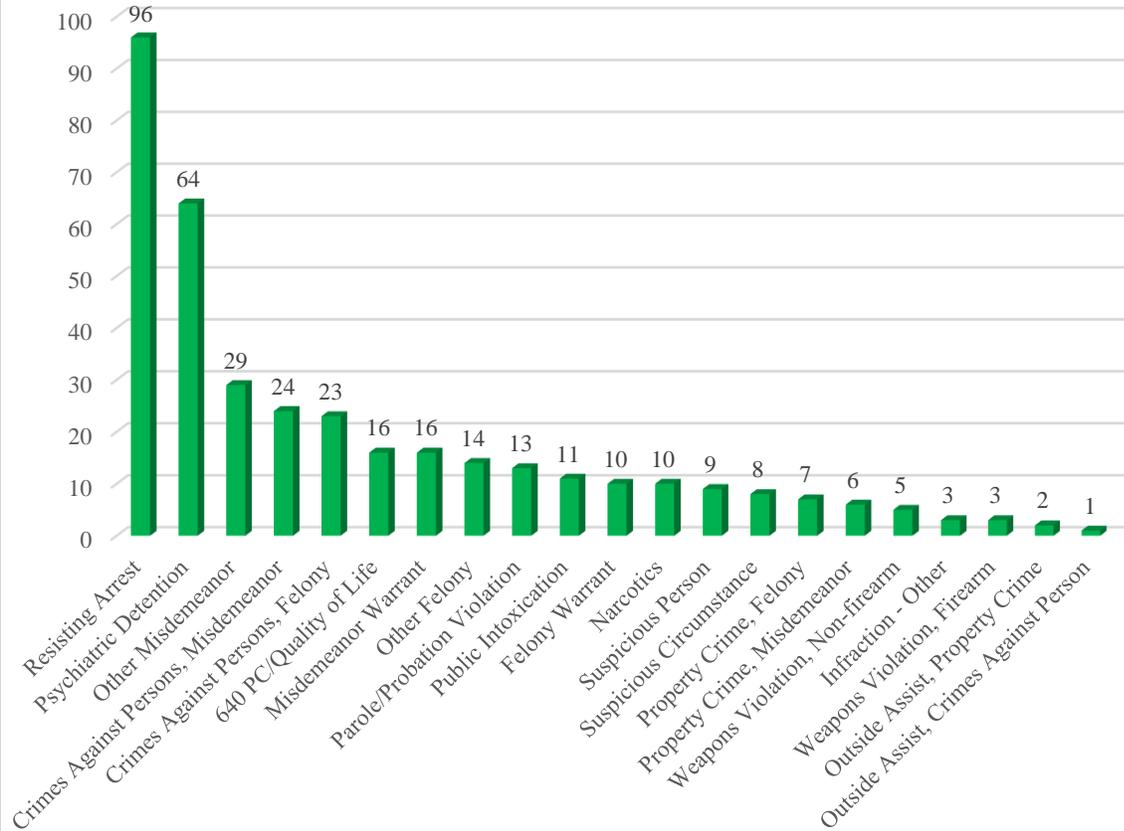
### Use of Force Incidents - 2015

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2015	17	19	34	20	24	22	30	29	30	28	33	27	313
YTD 2015	17	36	70	90	114	136	166	195	225	253	286	313	

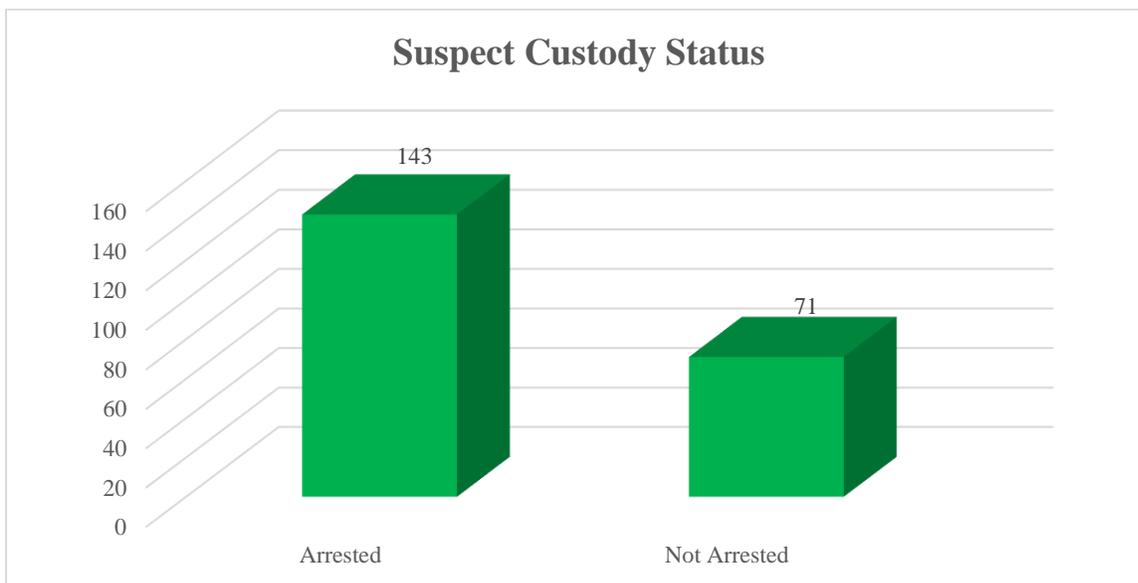
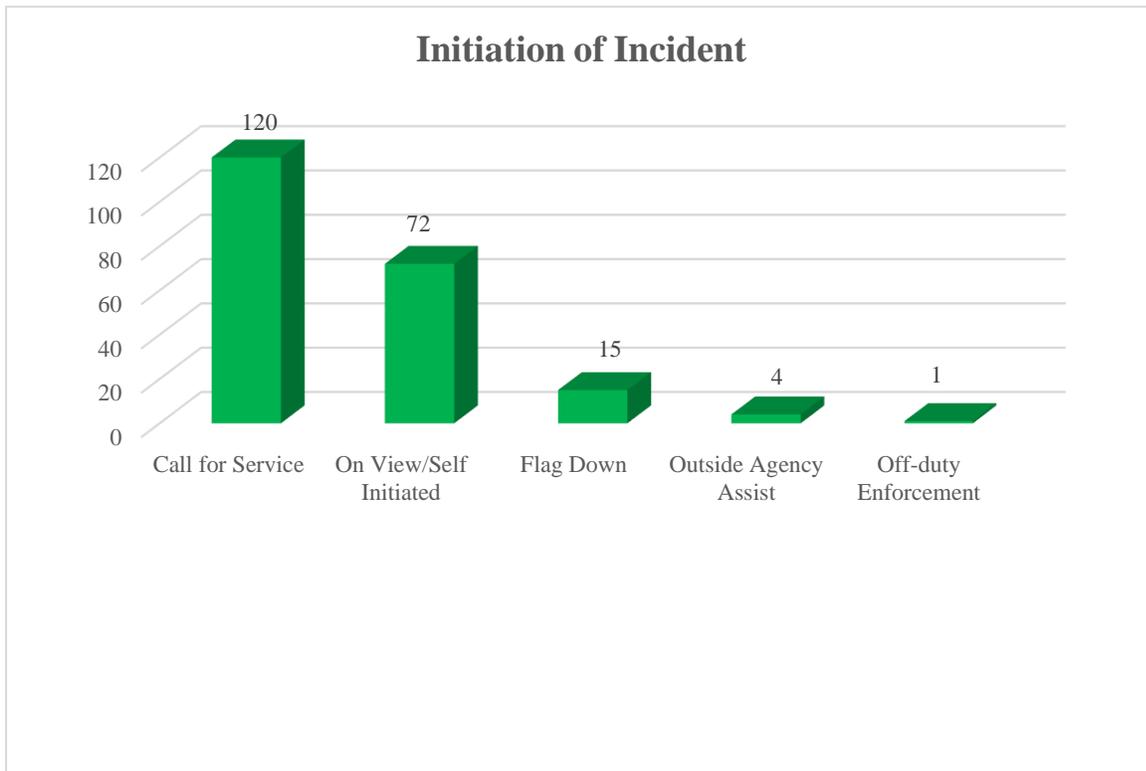
The following data shows that calls for service and arrests increased during the last 4 years; however, use of force incidents decreased in 2018.



### Use of Force Incident Circumstances

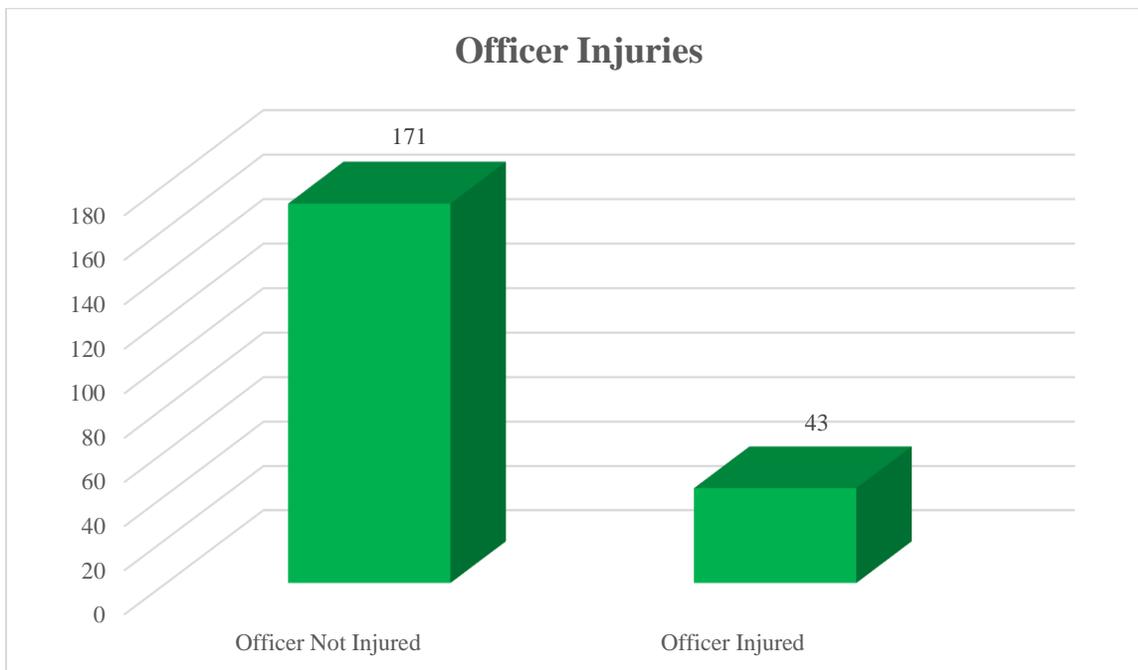
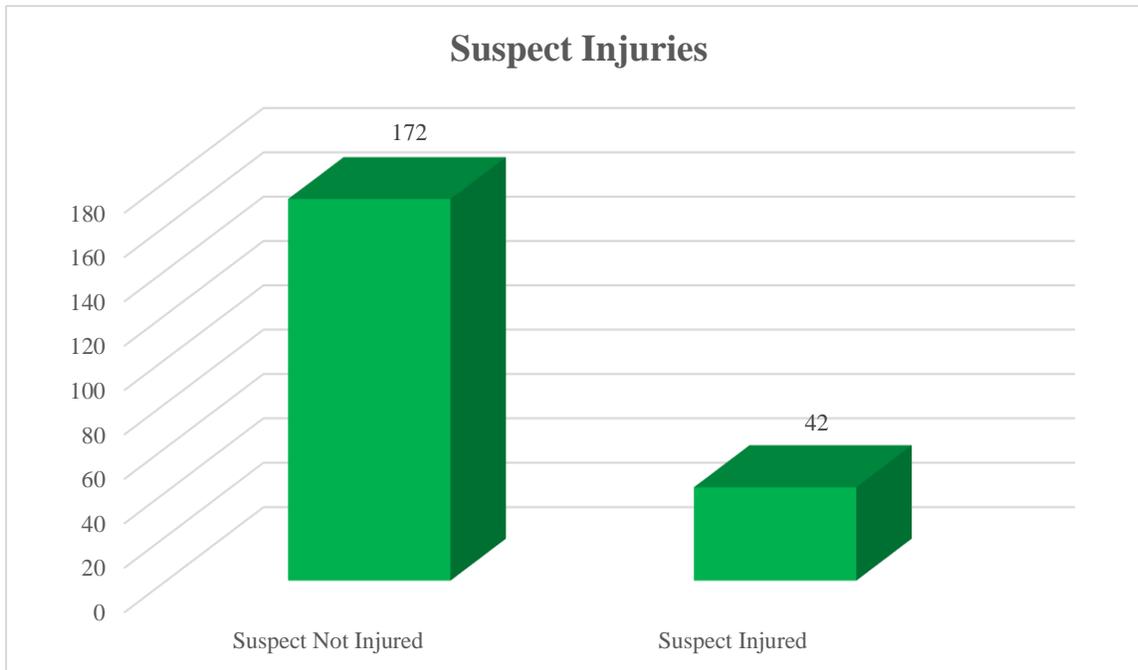


## BART Police Use of Force, 2018 Annual Report



Note: this data shows that 33% of instances when force was used, the suspect was not arrested. It is noted that 64 incidents resulted in a psychiatric detention, which is not an arrest.

## BART Police Use of Force, 2018 Annual Report



Note: this data indicates that suspects were not injured in 80% of use of force incidents and officers were also not injured in 80% of incidents. This is an indication that officers are using minimal force upon suspects.

## BART Police Use of Force, 2018 Annual Report

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### Demographics from Use of Force Incidents

Age Groups of Involved Persons	Number of Persons	Percentage
under 20	36	16.2%
20 - 29	68	30.6%
30 - 39	48	21.6%
40 – 49	23	10.4%
50 and up	25	11.3%
no data entered	22	9.9%
Total	222	

Ethnicity/Gender of Involved Persons	Number of Persons	Percentage
Black Males	103	46.4%
White Males	30	13.5%
Black Females	29	13.1%
Hispanic Males	24	10.8%
Other Male	8	3.6%
Unknown, Male	7	3.2%
White Females	5	2.3%
Middle Eastern Male	3	1.4%
Hispanic Females	3	1.4%
Pacific Islander Males	1	0.5%
Asian Males	1	0.5%
Asian Females	1	0.5%
Unknown, Female	1	0.5%
Other, Transgender	1	0.5%
No data entered	5	2.3%
Total	222	

\* There were 212 Use of Force incidents in 2018, and IAPro returned data for 222 persons associated with the 212 incidents. Some incidents involved more than one subject upon whom force was used.

## **REPORT TOPIC: TRAINING**

Officers received the following advanced officer training in 2018:

Defensive Tactics/Arrest Control Techniques	4 hours
Impact Weapons	4 hours
Firearms Range Training	16 hours
Force Options Simulator	4 hours
Legal Update	1 hour 40 minutes

## **REPORT TOPIC: EQUIPMENT**

An equipment issue related to Use of Force incidents was identified in 2018. The issue was with AXON Flex body worn cameras getting knocked off during a physical altercation, resulting in the camera pointing in a random direction. Stronger magnetic mounts were purchased, but even the stronger magnets are still susceptible to sliding apart. Also in 2018, officers were authorized to wear external carriers for ballistic vests. The external carriers allow for cameras to be clipped to the vest, and the camera is very secure. Many officers have switched to the external vest carrier, which has resulted in fewer incidents with the camera being knocked off. The Department will continue to look for additional reliable mounting solutions.

## **REPORT TOPIC: POLICY AND PROCEDURE**

Each use of force incident is investigated by a supervisor and a report is written for review. The review procedure has included the on-duty Watch Commander, the Use of Force Review Board Chair, two members of the Use of Force Review Board, and the Patrol Operations Deputy Chief. Due to the number of individual reviewers, it generally takes months for an incident to make it through the review process.

The Department has decided to revise the review process so that the review can be completed more quickly. The chain of review will now become the on-duty Watch Commander, the Training Coordinator for Department Defensive Tactics, and the Patrol Operations Deputy Chief.



Office of the  
**INDEPENDENT  
POLICE AUDITOR**

BAY AREA RAPID TRANSIT DISTRICT

# MONTHLY REPORT

September 2019

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Issue date: October 21, 2019

This report is filed pursuant to the BART Citizen Oversight Model, Chapter 1-05 (B), which requires the Office of the Independent Police Auditor (OIPA) to submit reports to the BART Police Citizen Review Board (BPCRB). This report provides information for the period **September 1, 2019 through September 30, 2019.**<sup>1</sup>

**The Quantitative Report includes all complaints received and administrative investigations initiated by both OIPA and the BART Police Department (BPD) Internal Affairs Bureau.**

## QUANTITATIVE REPORT

	Cases Filed <sup>2</sup>	Open Cases <sup>3</sup>	OIPA Investigations Concluded <sup>4</sup>	Cases Appealed to OIPA <sup>5</sup>	Cases Appealed by BPCRB <sup>6</sup>
September 2018	9	69	1	0	0
October 2018	10	69	1	0	0
November 2018	13	69	1	0	0
December 2018	5	62	0	0	0
January 2019	15	64	1	0	0
February 2019	12	60	1	0	0
March 2019	14	57	1	0	0
April 2019	14	57	0	0	0
May 2019	10	56	2	0	0
June 2019	9	61	1	0	0
July 2019	11	61	0	0	0
August 2019	9	62	1	0	0
September 2019	13	53	1	0	0

### TYPES OF CASES FILED

Citizen Complaints (Formal)	6
Informal Complaints <sup>7</sup>	5
Administrative Investigations	0
Inquiries <sup>8</sup>	2
<b>TOTAL</b>	<b>13</b>

### CITIZEN COMPLAINTS RECEIVED PER DEPARTMENT<sup>9</sup>

OIPA	3
BART Police Department	3
<b>TOTAL</b>	<b>6</b>

## COMPLAINTS/INVESTIGATIONS INITIATED DURING REPORTING PERIOD

During September 2019, **3 Citizen Complaints** were received by OIPA:

Complaint # (IA Case #)	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (OIPA #19-36) (IA2019-104)	Officer #1: • Courtesy	OIPA notified BPD which initiated a Supervisor Referral. <sup>10</sup>	39
2 (OIPA #19-38) (IA2019-105)	Officer #1: • Courtesy	OIPA notified BPD which initiated a Supervisor Referral.	45
3 (OIPA #19-40) (IA2019-108)	Officers #1-2: • Force • Arrest/Detention • Policy/Procedure	OIPA initiated an investigation.	31

During September 2019, **2 Citizen Complaints (Formal)** were received by BPD:

Complaint # (IA Case #)	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (IA2019-098)	Officer #1: • Policy/Procedure (Handcuffing) • Force (2 counts) • Force (Reporting) • Performance of Duty • Policy/Procedure (AXON Camera)  Officer #2: • Policy/Procedure (AXON Camera)  Officer #3: • Performance of Duty  Officer #4: • Force	BPD initiated an investigation.	48
2 (IA2019-101)	Officer #1: • Conduct Unbecoming an Officer	BPD initiated an investigation.	50

During September 2019, **4 Informal Complaints** were received by BPD:

Complaint # (IA Case #)	Nature of Complaint	Action Taken	Days Elapsed Since Investigation Initiated
1 (IA2019-100)	Officer #1: • Courtesy	BPD initiated a Supervisor Referral.	50
2 (IA2019-107)	Employee #1: • Performance of Duty	BPD initiated an investigation.	39
3 (IA2019-109)	Officer #1: • Performance of Duty	BPD initiated an investigation.	32
4 (IA2019-110)	Officer #1: • Courtesy	BPD initiated an investigation.	26

### COMPLAINTS/INVESTIGATIONS INITIATED DURING A PRIOR REPORTING PERIOD

During August 2019, **1 Citizen Complaint** was received by BPD but not previously reported:

Complaint # (IA Case #)	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (IA2019-099)	Officer #1: • Force • Arrest/Detention • Policy/Procedure	BPD initiated an investigation.	52

During August 2019, **1 Informal Complaint** was received by BPD but not previously reported:

Complaint # (IA Case #)	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (IA2019-102)	Officer #1: • Courtesy	BPD initiated a Supervisor Referral.	52

### COMPLAINTS/INVESTIGATIONS CONCLUDED DURING REPORTING PERIOD

During September 2019, **1 Citizen Complaint** was concluded by OIPA:

Complaint # (OIPA Case #)	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
1 (OIPA #18-44) (IA2018-095)	Officers improperly detained and arrested a subject and used excessive force during the arrest.	Officers #1-4: • Force – Exonerated • Officer #1-2: • Arrest/Detention – Exonerated	355	307

During September 2019, **8 Citizen Complaints (Formal)** were concluded by BPD:

Complaint # (IA Case #)	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
1 (IA2019-008)	Officers used unnecessary or excessive force during a contact.	Officers #1-3: • Force – Administratively Closed <sup>11</sup>	276	231
2 (IA2019-012)	Officer did not take appropriate action during a call for service.	Officer #1: • Performance of Duty – Administratively Closed	265	220
3 (IA2019-014)	Officer improperly contacted complainant based on race and mental and physical disabilities.	Officer #1: • Bias-Based Policing – Unfounded • Conduct Unbecoming an Officer – Unfounded	263	230
4 (IA2019-019)	Officers used excessive force during a law enforcement contact.	Officers #1-2: • Force (Count 1) – Exonerated • Force (Count 2) – Not Sustained	276	235
5 (IA2019-039)	Employee was rude, unprofessional, and disrespectful to complainant.	Officer #1: • Conduct Unbecoming an Officer – Administratively Closed	213	189
6 (IA2019-043)	Officers used unnecessary or excessive force during a law enforcement contact.	Officer #1: • Conduct Unbecoming an Officer – Exonerated	250	205
7 (IA2019-066)	Officer inappropriately touched complainant during a law enforcement contact.	Officer #1: • Conduct Unbecoming an Officer – Administratively Closed	166	132
8 (IA2019-084)	Officer was rude and unprofessional during a call for service.	Officer #1: • Conduct Unbecoming an Officer – Administratively Closed	90	49

During September 2019, **5 Informal Complaints** were concluded by BPD:

Investigation # (IA Case #)	Nature of Allegations	Disposition	Days Elapsed Since Investigation Initiated	Days Taken to Address Allegation
1 (IA2019-064)	Officer refused to generate a police report upon request, was rude to complainant and refused to provide identification to complainant.	Officer #1: • Performance of Duty – Supervisor Referral	152	119
2 (IA2019-096)	Officers refused to communicate with partner transit and law enforcement agencies despite request by complainant.	Officers #1-2: • Conduct Unbecoming an Officer – Supervisor Referral	61	21
3 (IA2019-100)	Officer refused to generate a police report upon request, was rude to complainant and refused to provide identification to complainant.	Officer #1: • Performance of Duty – Supervisor Referral	50	17
4 (IA2019-102)	Employee provided insufficient and unprofessional customer service during fare evasion contact.	Employee #1: • Courtesy – Supervisor Referral	52	6
5 (IA2019-104)	Officer did not appear to want to be of assistance to complainant during a call for service.	Officer #1: • Courtesy – Supervisor Referral	47	8

During September 2019, **1 Administrative Investigation** was concluded by BPD:

Investigation # (IA Case #)	Nature of Allegations	Disposition	Days Elapsed Since Investigation Initiated	Days Taken to Address Allegation
1 (IA2019-091)	Supervisor was rude to subordinate officer.	Officer #1: • Courtesy – Supervisor Referral	67	20

## COMPLAINTS/INVESTIGATIONS CONCLUDED DURING PREVIOUS REPORTING PERIODS

During August 2019, **1 Citizen Complaint (Formal)** was concluded by BPD:

Investigation # (IA Case #)	Nature of Allegations	Disposition	Days Elapsed Since Investigation Initiated	Days Taken to Address Allegation
1 (IA2018-100)	Officers used excessive force during an arrest, failed to use de-escalation tactics, and did so based on race. One officer threatened to improperly cite and arrest a bystander.	<p>Officers #1-4:</p> <ul style="list-style-type: none"> <li>• Force – Exonerated</li> <li>• Bias-Based Policing – Unfounded</li> </ul> <p>Officer #1:</p> <ul style="list-style-type: none"> <li>• Arrest or Detention – Unfounded</li> </ul> <p>Officer #4:</p> <ul style="list-style-type: none"> <li>• Conduct Unbecoming an Officer – Unfounded</li> </ul> <p>Officer #5:</p> <ul style="list-style-type: none"> <li>• Bias-Based Policing – Unfounded</li> <li>• Conduct Unbecoming an Officer – Unfounded</li> </ul>	344	291

During August 2019, **3 Informal Complaints** were concluded by BPD:

Investigation # (IA Case #)	Nature of Allegations	Disposition	Days Elapsed Since Investigation Initiated	Days Taken to Address Allegation
1 (IA2019-092)	Officer did not properly interact with a disabled person and was dismissive to complainant.	<p>Officer #1:</p> <ul style="list-style-type: none"> <li>• Conduct Unbecoming an Officer – Supervisor Referral</li> </ul>	66	7
2 (IA2019-094)	Employee expressed amusement and laughed about a subject's cognitive impairment.	<p>Employee #1:</p> <ul style="list-style-type: none"> <li>• Conduct Unbecoming – Supervisor Referral</li> </ul>	61	8
3 (IA2019-097)	Employee improperly issued citation to complainant without issuing a warning.	<p>Employee #1:</p> <ul style="list-style-type: none"> <li>• Performance of Duty – Supervisor Referral</li> </ul>	55	2

Also during the months of August and September 2019, BPD classified each of the following complaints as an **Inquiry** and administratively closed the complaints: #IA2019-106 (after determining that no BPD personnel were involved), #IA2019-103 (after determining that the complaint was appropriate for routing through the citation appeal process), and #IA2019-045 (after determining that no allegation of misconduct was articulated).<sup>12</sup>

## DISCIPLINE ISSUED DURING REPORTING PERIOD

During September 2019, BPD took the following actions in cases where one or more allegations of misconduct were sustained:

Case #	Nature of Sustained Allegation(s)	Classification of Sustained Allegation(s)	Action Taken
1	Officer used excessive force during an arrest.	Officer #1: • Force	Officer #1: • Oral Counseling
2	Officer created a hostile work environment by making a comment that targeted a specific race.	Officer #1: • Racial Animus	Officer #1: • Suspension Held in Abeyance
3	Officer failed to properly document a law enforcement contact.	Officer #1: • Policy/Procedure (AXON Camera)	Officer #1: • Letter of Discussion
4	Officer failed to properly document a law enforcement contact.	Officer #1: • Policy/Procedure (AXON Camera)	Officer #1: • Letter of Discussion
5	Officer improperly ejected complainant from BART property and two officers failed to properly document a law enforcement contact.	Officers #1-2: • Policy/Procedure (AXON Camera)  Officer #2: • Performance of Duty	Officer #1: • Letter of Discussion  Officer #2: • Letter of Discussion
6	Officer used profanity during arrest.	Officer #1: • Conduct Unbecoming an Officer	Officer #1: • Non-Documented
7	Officers failed to properly document a law enforcement contact.	Officers #1-2: • Policy/Procedure (AXON Camera)	Officers #1-2: • Letter of Discussion
8	Officer failed to properly document a law enforcement contact.	Officer #1: • Policy/Procedure (AXON Camera)	Officer #1: • Oral Counseling

## ADDITIONAL NOTES

In accordance with the BART Citizen Oversight Model (Model), OIPA investigates certain complaints, conducts complainant-initiated appeals, and also monitors and/or reviews complaint investigations conducted by BPD. Though potentially work-intensive, some complaint investigation reviews are completed informally, with any concerns being addressed through a conference with BPD's Internal Affairs investigators. Noting the various kinds of work that OIPA undertakes with regard to complaints and investigations, the following chart includes some of the pending cases in which OIPA is involved as of the end of this reporting period.

Investigations Being Conducted	8
Complainant-Initiated Appeals	0
BPD-Initiated Appeals	0
Investigations Being Monitored	24
Investigations Reviewed During Current Month	29†

† This number does not include all OIPA reviews, as OIPA commonly looks at a variety of cases in the Internal Affairs database to obtain updates on both pending and completed investigations.

The Model provides that OIPA shall have authority to require follow-up investigation into any citizen complaint or allegation that is handled by BPD. The OIPA Monthly Report will reflect information regarding monitored cases with detail not to exceed that which is allowable under state law. The investigations reviewed by OIPA during the period did not generate any notable recommendations for revisions or additional investigation.<sup>13</sup>

<sup>1</sup> In addition to reporting on complaints received by the BART Police Department, the Citizen Oversight Model requires reporting on all complaints received by the "Citizen Board, Office of the District Secretary, and other District departments." As complaints received by the BART Police Citizen Review Board are customarily directed to OIPA for further action, such complaints are included in the Quantitative Report above; OIPA is also made aware of additional complaints about the BART Police Department by the Office of the District Secretary or other District departments.

<sup>2</sup> This number includes all Citizen Complaints filed against members of the BART Police Department, as well as Administrative Investigations generated internally by BART Police Department members (as opposed to being filed by a citizen). This number also includes OIPA previously completed cases that have been re-opened during the current reporting period.

<sup>3</sup> This number indicates all investigations that are open as of the end of the reporting period. It includes Citizen Complaints (regardless of whether the investigation is being conducted by OIPA, the BART Police Department, or both) and Administrative Investigations.

<sup>4</sup> This number includes all cases completed by OIPA during the reporting period for which OIPA's findings are required by the BART Citizen Oversight Model to be submitted to the BART Police Citizen Review Board. It therefore includes independent investigations, as well as reviews of completed BART Police Department investigations initiated via appeal from a complainant. Unless otherwise noted, it does not include reviews of BART Police Department investigations initiated at the discretion of OIPA, which happen commonly and do not always generate a formal report; it also does not include reviews conducted by OIPA of complaint investigations where the complaint was filed with OIPA but did not fall under OIPA's investigative jurisdiction.

<sup>5</sup> This number refers to appeals filed with OIPA by complainants who have been issued the findings of the BART Police Department's internal investigation into their complaint regarding on-duty incidents. OIPA has a responsibility to review such appeals pursuant to the BART Citizen Oversight Model, Chapter 1-04 (E).

<sup>6</sup> This number refers to all appeals initiated by the BART Police Citizen Review Board after receiving and reviewing the findings issued by OIPA in a given case. The routes of all such appeals are described in detail in the BART Citizen Oversight Model, Chapter 1-04 (B) (iv-v).

<sup>7</sup> The BART Police Department defines an Informal Complaint as, "A comment on the actions of a Department employee, where the reporting party expressly states that he or she does not feel that the matter should be formally investigated with the understanding that an Informal Complaint does not hold the potential to result in disciplinary action against the employee." (BART Police Department Policy Manual, Policy 1020.1.1(d)).

<sup>8</sup> BPD policy provides that if a person alleges or raises an issue that does not constitute a violation of Department policy, procedure, rules, regulations, or the law, the Department will classify the issue as an inquiry.

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<sup>9</sup> It is important to note that OIPA does not separate citizen complaints it receives into "Formal" and "Informal" classifications. This chart reflects all citizen complaints received by OIPA and all Formal Complaints received by the BART Police Department.

<sup>10</sup> A Supervisor Referral refers to an instance involving an Inquiry or an Informal Complaint. An assigned supervisor addresses the issue informally with the involved employee and documents the content of the conversation with a memorandum to IA.

<sup>11</sup> Administrative Closure is defined as follows in the BPD Policy Manual: Allegations that are received and documented; however, the Chief of Police or his/her designee determines, based on a preliminary investigation, that further investigation is not warranted. Under these circumstances, the complaint will be Administratively Closed and documented in a summary memorandum to the case file. Employees will be documented as witnesses only, not as subjects to the complaint. Internal Affairs will send a letter to the complainant notifying them that the case was closed following a preliminary investigation.

<sup>12</sup> Administrative Closure refers to allegations that are received and documented; however the Chief of Police or his/her designee determines, based on a preliminary investigation, that further investigation is not warranted. Under these circumstances, the complaint will be Administratively Closed and documented in a summary memorandum to the case file. Employees will be documented as witnesses only, not as subjects to the complaint. Internal Affairs will send a letter to the complainant notifying them that the case was closed following a preliminary investigation.

<sup>13</sup> OIPA may submit recommendations to IA regarding minor clerical or record-keeping adjustments which are intended to maintain the integrity of the data collection and record-keeping processes at BPD. These are not considered by OIPA to be substantive recommendations requiring reporting herein.

# Celebrating NACOLE at 25 – Courage, Collaboration & Community

25<sup>th</sup> Annual NACOLE Conference | Detroit, Michigan | September 22 – 26, 2019

## DAILY SCHEDULE

### Sunday, September 22<sup>nd</sup>

12:30 p.m. – 1:30 p.m.	<i>Principles of Civilian Oversight and Effective Practices</i>
1:30 p.m. – 2:45 p.m.	<i>Hearing Multiple Voices: Town Hall Meetings in a Volatile Environment</i>
3:00 p.m. – 4:00 p.m.	<i>Conducting and Reviewing Investigations Workshop</i>
4:00 p.m. – 5:00 p.m.	<i>Creating a Trauma-Informed Culture Within Civilian Oversight</i>
5:15 p.m. – 6:15 p.m.	<i>Evening Forum: New and Emerging Oversight – A Roundtable Discussion</i>
6:30 p.m. – 8:30 p.m.	<i>Opening Reception: Join fellow attendees at the Detroit Marriott at Renaissance Center as we kick off the 25<sup>th</sup> Annual Conference and Celebration!</i>

### Monday, September 23<sup>rd</sup>

8:30 a.m. – 9:30 a.m.	A Welcome to this year’s conference: <i>Celebrating NACOLE at 25 - Courage, Collaboration &amp; Community</i>	
9:30 a.m. – 10:15 a.m.	Opening Keynote Speaker: The Honorable Judith E. Levy, United States District Judge for the Eastern District of Michigan	
	<b>TRACK I Training</b>	
10:30 a.m. – 11:45 a.m.	<i>Recalling the Origins of Oversight: Incidents, Tragedies, and Public Demands for Change</i>	
12:00 p.m. – 1:30 p.m.	Keynote Luncheon and Awards Ceremony featuring Barbara McQuade, former U.S. Attorney for the Eastern District of Michigan and Professor from Practice at University of Michigan Law School.	
	<b>TRACK I Training (Concurrent Session)</b>	<b>TRACK II Community Trust (Concurrent Session)</b>
1:30 p.m. – 3:00 p.m.	<i>The Importance of Policy Recommendations: The Role of Civilian Oversight in Long Term Reform</i>	<i>Driving Change Forward: Vehicles for Reform in a Time of Declining Checks and Balances</i>
3:15 p.m. – 4:45 p.m.	<i>Unmasking the Truth Behind Video-Driven Investigations</i>	<i>Data-Driven Policing: How the Gathering of Data by Law Enforcement Impacts the Public</i>
5:00 p.m. – 6:00 p.m.	Evening Forum: <i>TBD</i>	
6:30 p.m. – 9:30 p.m.	Annual Scholarship Fundraiser: <i>Attendees will enjoy dinner and good times with friends and colleagues while supporting the current and future leaders in the field of civilian oversight of law enforcement.</i>	

## Tuesday, September 24<sup>th</sup>

	<b>TRACK I Training (Concurrent Session)</b>	<b>TRACK II Community Trust (Concurrent Session)</b>	<b>TRACK III Institutional Culture and Correctional Oversight (Concurrent Session)</b>
8:30 a.m. – 10:00 a.m.	<i>The Detroit Evolution</i>		
10:15 a.m. – 11:45 a.m.	<i>Addressing Use-of-Force Reform in the New Orleans Police Department</i>	<i>Rethinking Oversight: Developing New Approaches to Fulfill Our Missions</i>	<i>Building Juvenile Correctional Oversight</i>
12:00 p.m. – 1:00 p.m.	Lunch on Your Own		
1:00 p.m. – 2:15 p.m.	<i>The Next Frontier: Body Worn Cameras and Civilian Oversight</i>	<i>Challenging Stigmas: Policing and the Muslim Community</i>	<i>Beyond Collaboration: Making Impact with State Corrections Agencies Through Civilian Oversight</i>
2:30 p.m. – 3:45 p.m.	<i>The Role of Independent Counsel for Civilian Oversight</i>	<i>Youth and Law Enforcement</i>	<i>Improving Grievance Procedures in Correctional Settings</i>
4:00 p.m. – 5:15 p.m.	<i>Oversight and Correctional Leadership</i>		
5:30 p.m. – 6:30 p.m.	Evening Forum: <i>A Crisis in Confidence – When Trust Breaks Down in the Correctional System</i>		

## Wednesday, September 25<sup>th</sup>

	<b>TRACK I Training (Concurrent Session)</b>	<b>TRACK II Community Trust (Concurrent Session)</b>	<b>TRACK IV Collaboration (Concurrent Session)</b>
8:30 a.m. – 10:00 a.m.	<i>Investigating Sexual Misconduct</i>	<i>Why Are They Always Calling the Cops on Me?</i>	<i>Chicago Oversight: Collaboration and Challenges in Practice</i>
10:15 a.m. – 11:45 a.m.	<i>Building Momentum in Use-of-Force Reform</i>	<i>Community-Police Mediation</i>	<i>Oversight from a Law Enforcement Perspective</i>
12:00 p.m. – 1:30 p.m.	Lunch on Your Own		
1:30 p.m. – 3:00 p.m.	<i>Auditing the Health and Safety Impacts of Officer Overtime</i>	<i>How to Analyze Awful but Lawful Police Shootings</i>	<i>Peril at the Top: Civilian Oversight's Role in Ensuring Command Staff Accountability</i>
3:15 p.m. – 5:00 p.m.	NACOLE Annual Membership Meeting and Elections		
6:30 p.m. – 8:30 p.m.	Sankofa Reception: A Celebration of 25 Years		

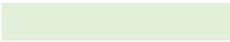
Thursday, September 26<sup>th</sup>

	<b>TRACK IV Collaboration</b>
8:30 a.m. – 10:00 a.m.	<i>Building Relationships with Law Enforcement While Maintaining Independence</i>
10:15 a.m. – 11:45 a.m.	<i>The Kerner Commission and Policing 50 Years Later</i>
11:45 a.m. – 12:00 p.m.	Closing Remarks

Please note this schedule is subject to change without notice



**Color Legend:**

-  Training for Oversight
-  Community Trust
-  Institutional Culture and Correctional Oversight
-  Collaboration



# Office of the Independent Police Auditor (OIPA)

## BART Rider Survey

*Conducted by: BART Research Division.*

*Survey Findings – September 2019*



# Study Objectives & Methodology

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- **Study objectives:**
  - Measure awareness of OIPA and ad recall
  - Measure understanding of OIPA role
- **Methodology**
  - Online survey among randomly-selected BART riders
  - 9,800 riders invited to participate in the study via email
  - 15% response rate
  - Data is weighted by ethnicity to match BART rider demographics
- **Survey dates:** September 6-16, 2019
- **Incentive:** Drawing to win one of two \$50 Amazon.com gift cards for participating in the survey

# Survey Design & Summary

## Awareness of OIPA

*(respondents are asked to select which BART departments they are aware of)*



## OIPA ad recall

*(respondents are shown 4 ads: OIPA, BART Police Now Hiring, Protect Your Phone, BART Watch)*



## Understanding of OIPA role after seeing ad

*(respondents are asked to review the ad and indicate if statements are true or false)*



## Understanding of OIPA after explaining OIPA role – Agreement with statements

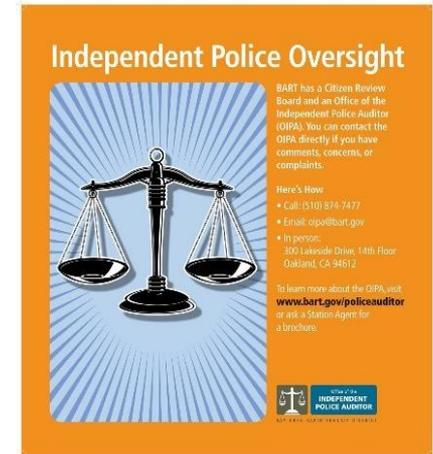
*(respondents are asked to read a short paragraph about OIPA role and they indicate their agreement with statements)*

**11% aware**

**34% have seen the ad**

**78% correctly understood “ad told me who to contact to file a complaint about BART Police”**

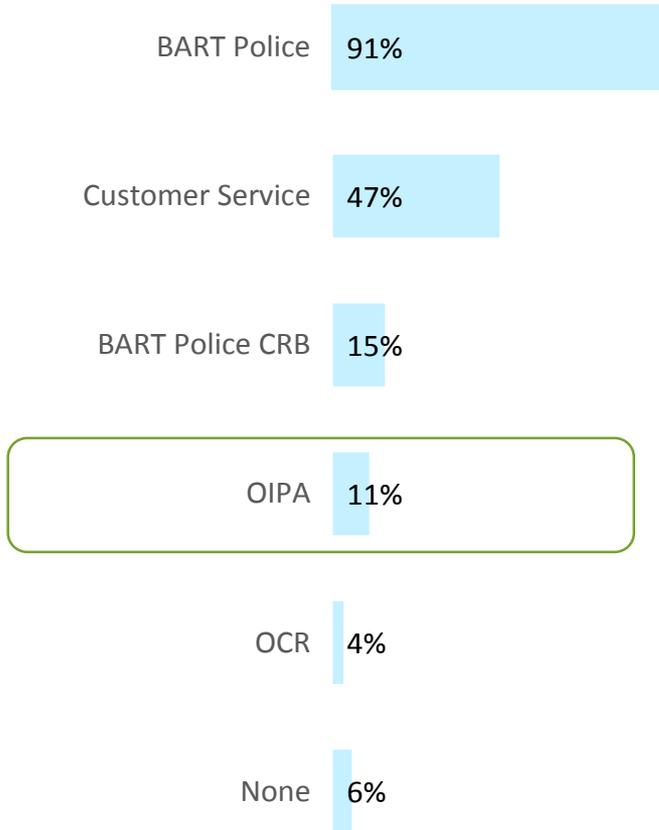
**59% Agree that “OIPA helps deter police misconduct”**



# Awareness compared with other BART departments and recall of ads

## Awareness\*

Q: Which of the following BART departments and services are you aware of? (n=1,502)



## Ad Recall

Q: Which of the following ads, if any, have you seen on BART trains and stations in the past 3 months? (n=1,460)

### Protect your phone!

- Especially near train doors and while waiting on the platform.
- Put it away or at least secure it when approaching stops.
- Be aware of your surroundings at all times.

### ¡Proteja su teléfono!

- En especial cerca de las puertas del tren y al esperar en la plataforma.
- Guárdelo o póngalo en un lugar seguro al acercarse a las paradas.
- Este atento a lo que lo rodea en todo momento.

### 保護您的手機！

- 尤其是在火車門旁邊，還有等候在月台邊的時候。
- 將手機收起來，或至少在火車進站時握好手機。
- 隨時注意您的周圍環境。



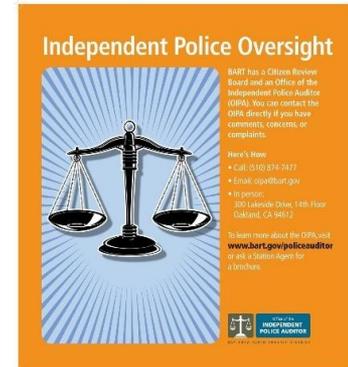
BP Now Hiring 58%

Protect your phone 36%

OIPA 34%

BART Watch 32%

None of these 20%

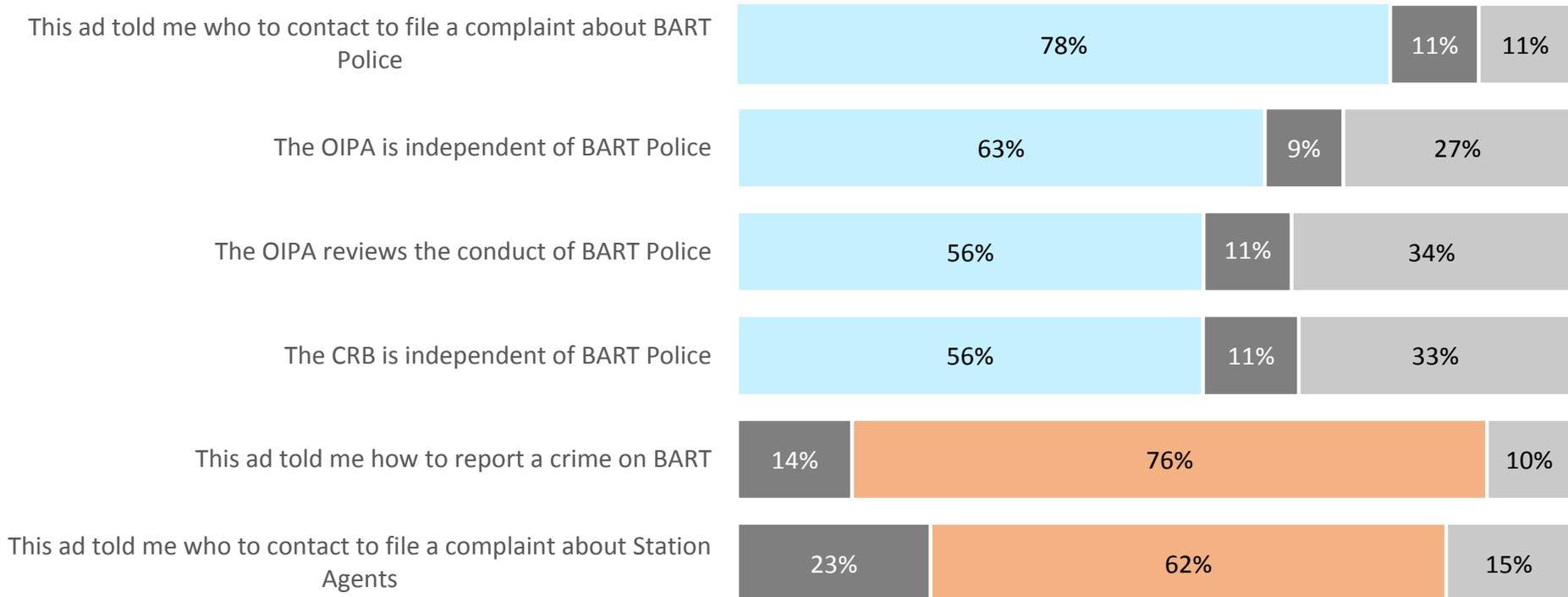


\* Awareness might be overstated by up to 4% (this is based on a 4% false positive rate for awareness of an "Office of Civic Engagement," which does not exist)

# Understanding of OIPA role from the ad

Q: Based on the advertisement, please indicate if these statements are true or false. (n=~1,450)

■ Correctly indicated "TRUE" ■ Correctly indicated "FALSE" ■ Don't Know ■ Answer is inconsistent with the ad message



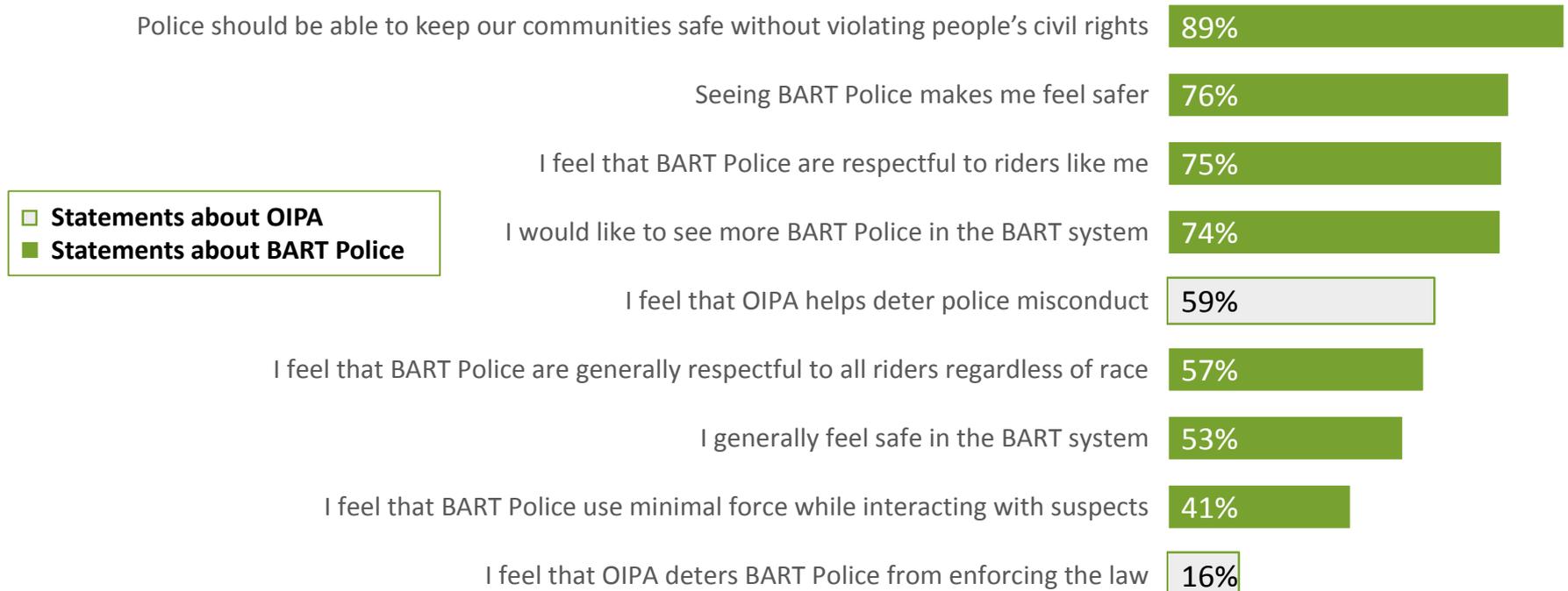
# Perceptions after explaining OIPA role

## OIPA Role

*The OIPA is responsible for BART Police oversight. Anyone can file a complaint against BART Police. OIPA ensures that any allegations of misconduct against BART Police are investigated, including all use-of-force incidents.*

*The OIPA is independent of BART Police. OIPA ensures that BART Police activities are in line with existing policies, which will help maintain personnel accountability and improve community trust.*

**Q: How much do you agree or disagree with the following statements? (Strongly+Somewhat Agree; n=~1,470)**



# Sample comments about OIPA

*I believe it's a good way to keep police honest by having an independent review board that also reviews their bodycam footage.*

*It was interesting to find out about the appropriate office to file a complaint with at BART.*

*I have never heard of any oversight on BART police prior to this survey. And I don't know that I believe it's independent.*

*BART can't announce "independent oversight" on ads within its system, it's a conflict of interest, and the people that care about it won't believe you. Technically I have no idea whether this entity is real or merely a puppet of BART. [The ad] doesn't list its purpose or explain exactly "we are required by law to investigate police excess reported in this way". That said, I don't care either; the BART Police seem to do a good job already.*

*Having an independent agency to oversee BART police is a complete waste of taxpayer's money and deters them from doing their job. In rare cases where citizens feel they are being discriminated or harassed because of race or other factors, they can always file a complaint to the BART Office. But having BART Police walking around BART Station, especially at nighttime, generally makes people feel safer and deters any potential crime which otherwise might have happened without the presence of BART police. So no oversight please!*

*I filed a complaint with the oversight board about police officers' rude treatment of me on the BARTWatch app and was not satisfied with the resolution. I never got an apology from the officers involved or even knew their names, and my request to have badge numbers of responding officers displayed on BART Watch was denied, for "technical reasons" which I don't buy.*

*Racial profiling by BART police and by riders is a huge issue. Your "independent" board doesn't do anything as officers have so much protection that they can get away with just about anything.*

# Feedback on ad – *sample open-end comments*

*The ad did not give enough information on the Independence of the group. Calling it Independent means nothing.*

*The ad didn't say anything at all about what the police oversight did or what you contact them for*

*The ads seem like they were written by attorneys who intentionally wanted to be vague.*

*[Ad] says that it is an independent department, but it still uses the BART website address which makes me think that the department is within BART governance.*

*The ad you asked about could be improved by stating what kind of complaints and activity you can report. As it currently is, It just mentions the existence of an OIPA but not what it's there for or how riders should use them.*

*I feel the ad about Police auditors is vague and unclear. It should say something very specific such as: If you have complaints about BART Police or Station Agents' behavior, you can contact 'X' agency to register a complaint.*

*The ad you asked about could be improved by stating what kind of complaints and activity you can report. As it currently is, It just mentions the existence of an OIPA but not what it's there for or how riders should use them.*

# Comments about BART Police

*Let the BART police do their job - arrest the drug addicts, fare jumpers, thieves. BART has been too lax on crime for too long and the system is a mess. Most do not feel safe as the BART police are kept for treating criminals like criminals.*

*Why is police such a rare sight on BART?*

*Why do I see 3 and 4 BART police people together ? Spread them out so they can be more visible...cover more cars or station areas... walk the cars to see if there are homeless taking up 4 seats or begging....and it would be nice to see more at night when symphony, theaters are over as they are needed in Civic Center boarding area to patrol homeless who are always there and others lighting cigarettes, the station stinks of marijuana.*

*What are you going to do about fare evaders and mentally ill passengers who pose danger to other patrons? ... Panhandling is still going on as well as drug use particularly smoking and injecting leaving needles on trains. Police should be vigilant about these issues.*

*Unfortunately, I believe some police will not be able to do their job for fear of being called a racist. I've noticed that the increase in police has definitely lowered the amount of crime. When I started riding BART from Concord to SF in 2016, we had delays frequently due to police activity. Now, it rarely happens. The police presence has helped a lot.*

*The BART police don't have a good reputation. So while I'd like to see more of them when people are doing things like smoking or shooting up on a train, I also don't want to feel like we're under surveillance....*

*I've never personally seen BART police act disrespectfully toward any riders. Whether it is BART police or some other type of BART employee, I think the primary issue on the system is fare evasion and subsequent crimes committed by those who do not pay fares.*

# Demographics

## Gender

	n	1484
Male	45%	
Female	53%	
Another gender	1%	

## Age

	n	1493
13 to 17	0%	
18 to 24	7%	
25 to 34	22%	
35 to 44	22%	
45 to 54	18%	
55 to 64	19%	
65 and older	12%	

## HH Income before taxes

	n	1403
Under \$25,000	8%	
\$25,000 - \$34,999	6%	
\$35,000 - \$39,999	3%	
\$40,000 - \$49,999	5%	
\$50,000 - \$59,999	5%	
\$60,000 - \$74,999	9%	
\$75,000 to \$99,999	15%	
\$100,000 to \$149,999	22%	
\$150,000 to \$199,999	12%	
\$200,000 or above	15%	

## Ethnicity

	n	1465
White	35%	
Asian or Pacific Islander	32%	
Hispanic, Latino or Spanish origin	17%	
Black / African American	10%	
Am Indian / Alaska Native	1%	
Other	2%	
Multiple race	3%	

## HH Size

	n	1464
1 person (just you)	25%	
2 people	36%	
3 people	19%	
4 people	14%	
5 people	4%	
6 or more people	2%	

## Language spoken

	n	1472
English	70%	
Other	30%	

## How well do you speak English?

	n	351
Very well	86%	
Well	13%	
Not well	1%	