

BART Police Internal Affairs

2019

This report contains statistical data compiled by the BART Police Office of Internal Affairs, addressing the number and nature of misconduct allegations resulting from Citizen Complaints and Administrative Investigations. Additionally, the report enumerates use of force statistics.

Annual Report

Internal Affairs Overview

The BART Police Office of Internal Affairs received 117 complaints from citizens with regards to police conduct during 2019.

- Of the 117 complaints, 66 were reported and investigated as Formal Citizen Complaints.
- An additional 39 complaints were reported as Informal Citizen Complaints and were addressed through Supervisory Referrals.

There were 12 Administrative Investigations initiated by the Office of Internal Affairs.

Total Incidents:

Incident Type	Count	Percent of Total
Formal Citizen Complaints	66	56.41%
Informal Citizen Complaints	39	33.33%
Administrative Investigations	12	10.26%
TOTAL	117	

The 66 Formal Citizen Complaints contained allegations against 58 officers. Of these officers, 15 were named in more than one complaint.

Complaints received by individual officers:

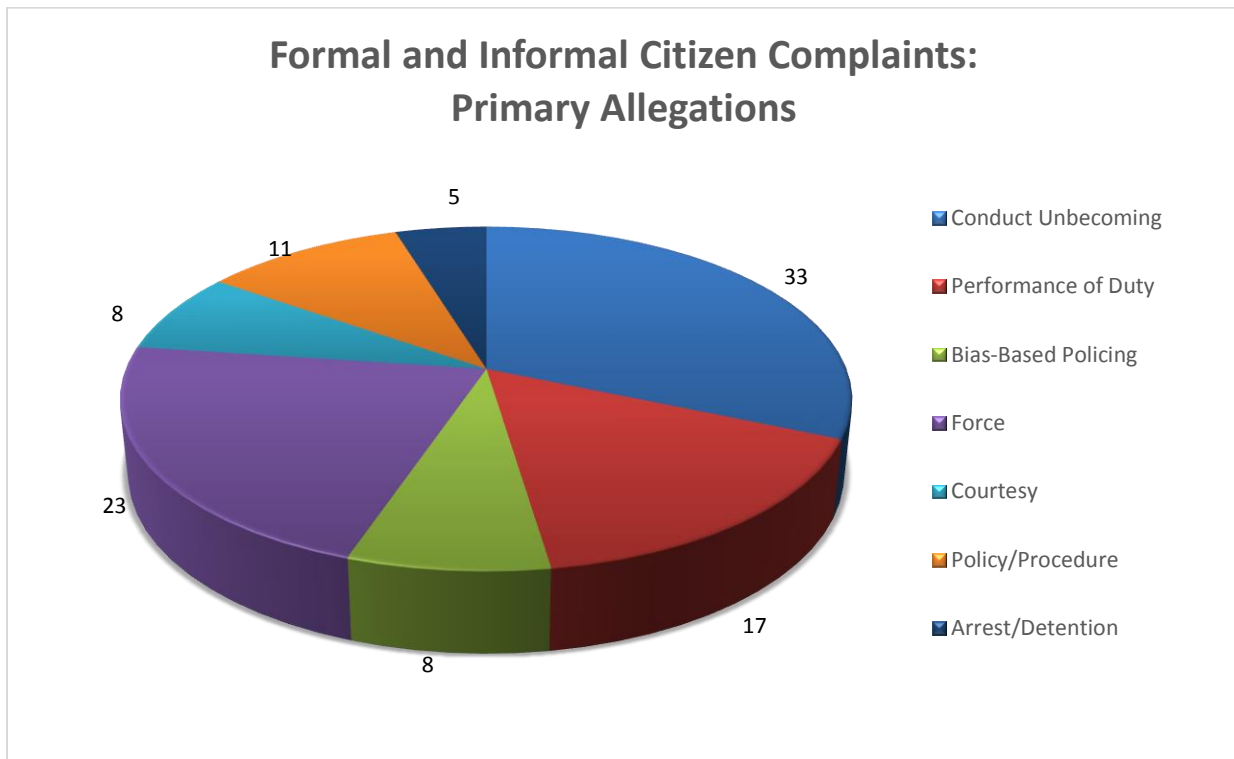
Complaints per Officer	Number of Officers
1 Complaint	43
2 Complaints	12
3 Complaints	3

Allegations Made by Citizens:

Each incident is categorized by a primary allegation which is considered to be the most serious and/or significant allegation made against the officer. Sustained allegations are considered to be the primary allegation over non-sustained allegations.

The following data quantifies the primary allegations from citizens in 2019:

Allegation Classification *Listed in Descending Order by Count	Number of Incidents
Conduct Unbecoming	33
Force	23
Performance of Duty	17
Policy/Procedure	11
Bias-Based Policing	8
Courtesy	8
Arrest/Detention	5
Total Incidents	105

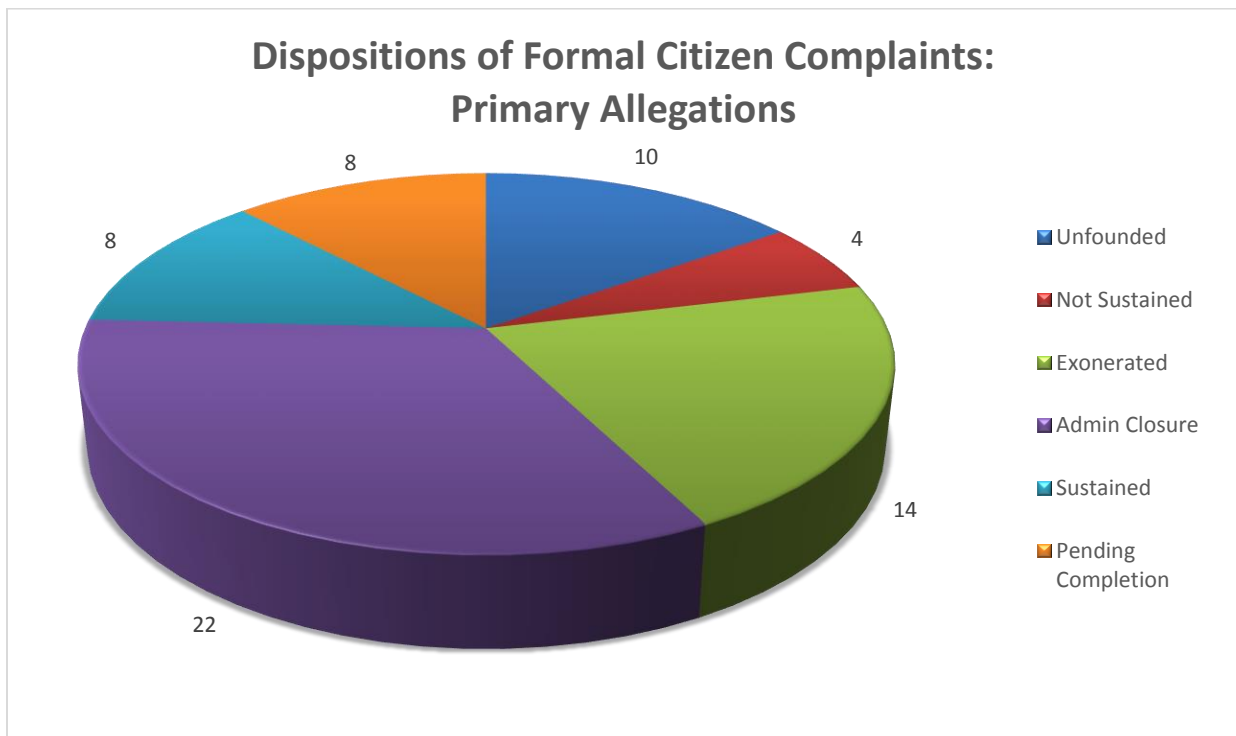


Dispositions of Formal Complaint Primary Allegations:

Dispositions are captured as the most significant “allegation” based on the hierarchy chart.

Allegation Classification	Sustained	Not Sustained	Exonerated	Unfounded	Administrative Closure	Pending Completion	Total
Arrest/Detention		1	1		2	1	5
Bias-Based Policing				5	3		8
Conduct Unbecoming	2		1	2	7	1	13
Force		1	12	2	3	5	23
Performance of Duty	1	2		1	4	1	9
Policy/Procedure	5				3		8
Total	8	4	14	10	22	8	66

As of 06/24/20, there are eight active formal investigations which were initiated in 2019.



Dispositions of Inclusive Allegations from Citizen Complaints:

*Some incidents may contain more than one allegation for each officer.

Allegation Classifications	Finding	Count
Arrest/Detention	Exonerated	8
	Unfounded	1
	Not Sustained	3
	*Pending Completion	6
	Total	18
Bias-Based Policing	Unfounded	15
	*Pending Completion	5
	Total	20
Conduct Unbecoming	Exonerated	3
	Unfounded	9
	Not Sustained	5
	Sustained	2
	Supervisor Referral	25
	Administratively Closed	1
	*Pending Completion	13
	Total	58
Courtesy	Exonerated	2
	Unfounded	1
	Supervisor Referral	7
	Total	10
Force	Exonerated	26
	Unfounded	5
	Not Sustained	3
	*Pending Completion	11
	Total	45
Performance of Duty	Exonerated	3
	Unfounded	3
	Sustained	1
	Not Sustained	2
	Supervisor Referral	9
	*Pending Completion	4
	Total	22
Policy/Procedure	Exonerated	2
	Unfounded	1
	Not Sustained	1
	Sustained	8
	Supervisor Referral	5
	*Pending Completion	11
Total	28	

Dispositions of Inclusive Allegations from Citizen Complaints:

*Some incidents may contain more than one allegation for each officer.

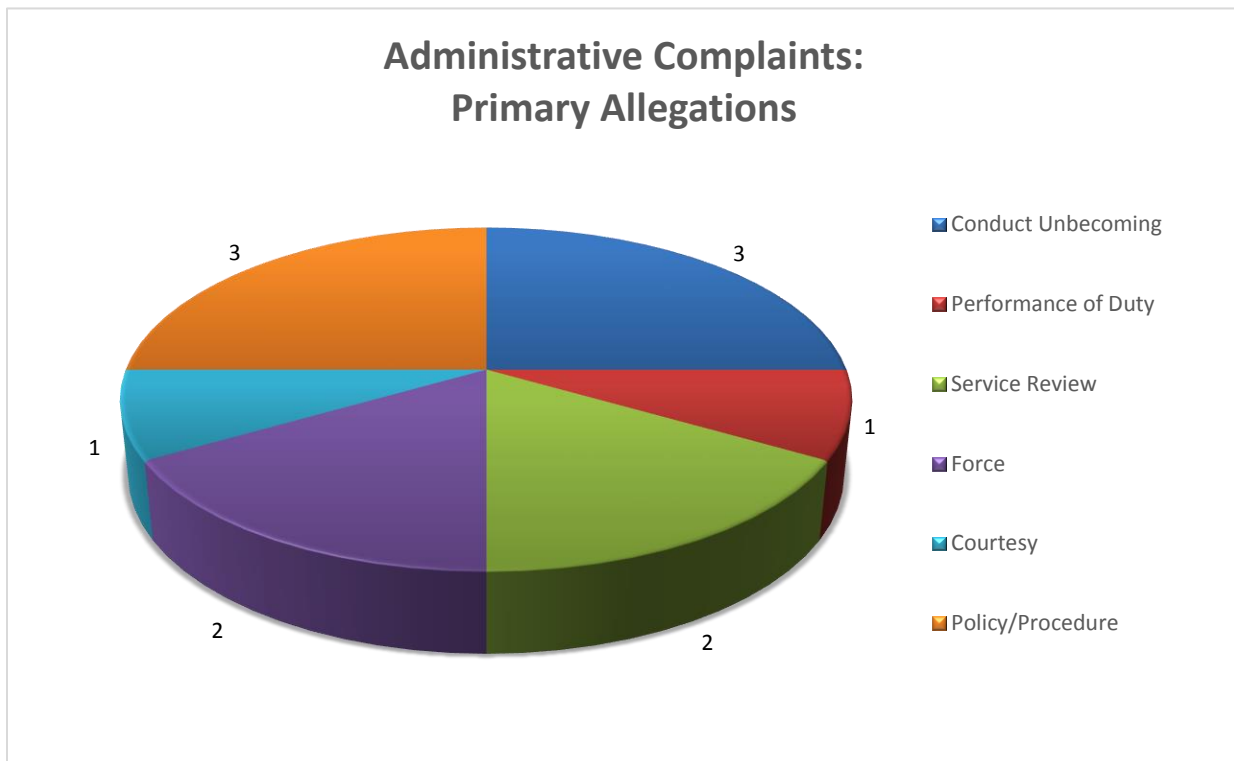
Allegation Classifications	Finding	Count
Supervision	*Pending Completion	2
	Total	2

Administrative Investigations:

Each incident is categorized by a primary allegation which is considered to be the most serious and/or significant allegation made against the officer. Sustained allegations are considered to be the primary allegation over non-sustained allegations.

* Service Review: When a citizen/employee raises a concern pertaining to the global practice throughout the Department such as Department policy, procedure and/or tactics.

Allegation Classification *Listed in Descending Order by Count	Number of Incidents
Conduct Unbecoming	3
Policy/Procedure	3
Force	2
Service Review	2
Performance of Duty	1
Courtesy	1
Total Incidents	12

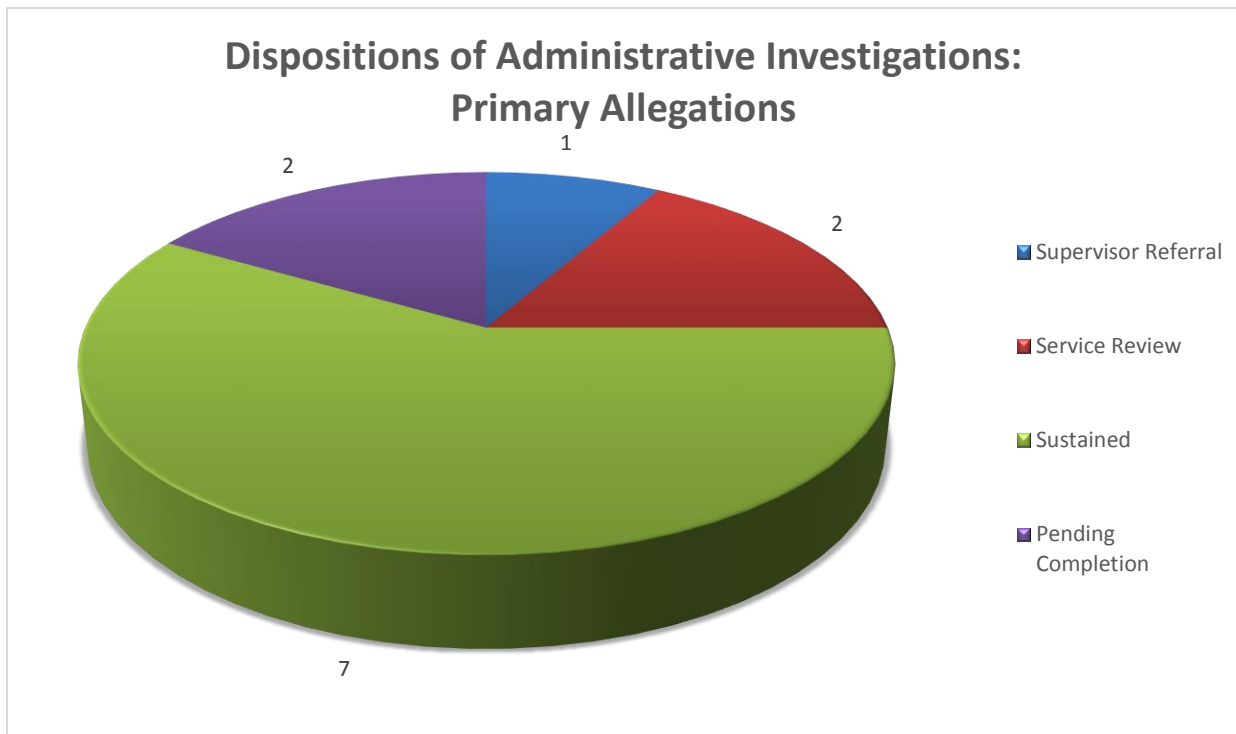


Dispositions of Administrative Allegations:

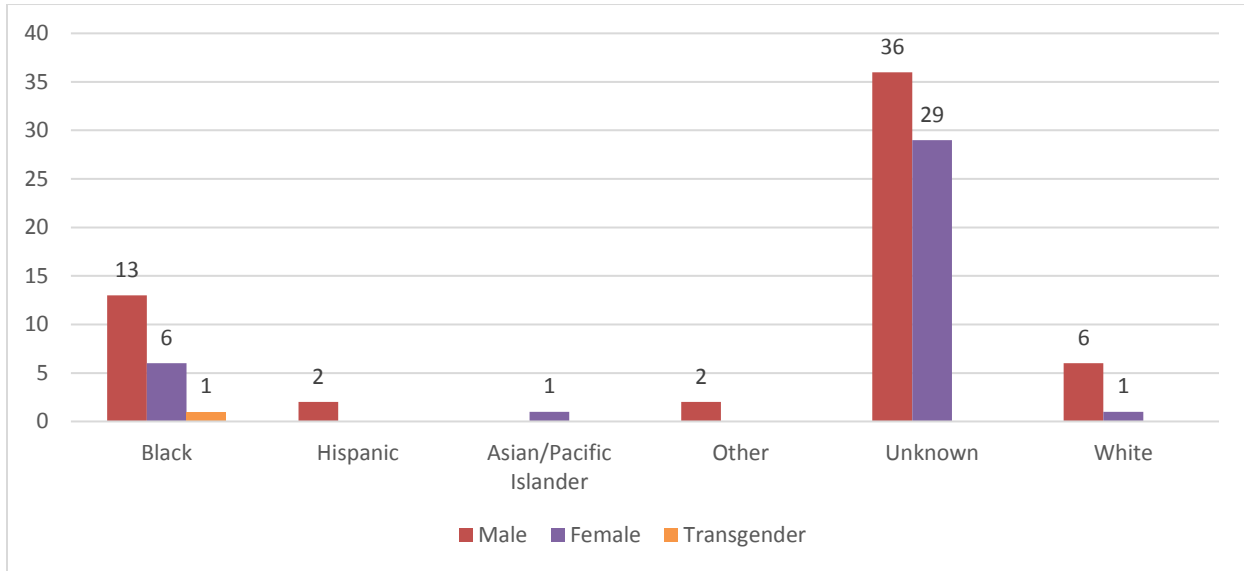
Dispositions are captured as the most significant “allegation” based on the hierarchy chart.

Allegation Classification	Sustained	Supervisor Referral	Service Review	Pending Completion	Total
Courtesy		1		1	2
Service Review			2		2
Conduct Unbecoming	3				3
Force	1				1
Performance of Duty	1				1
Policy/Procedure	2			1	3
Total	7	1	2	2	12

As of 06/24/20, there are two active administrative investigations which were initiated in 2019.

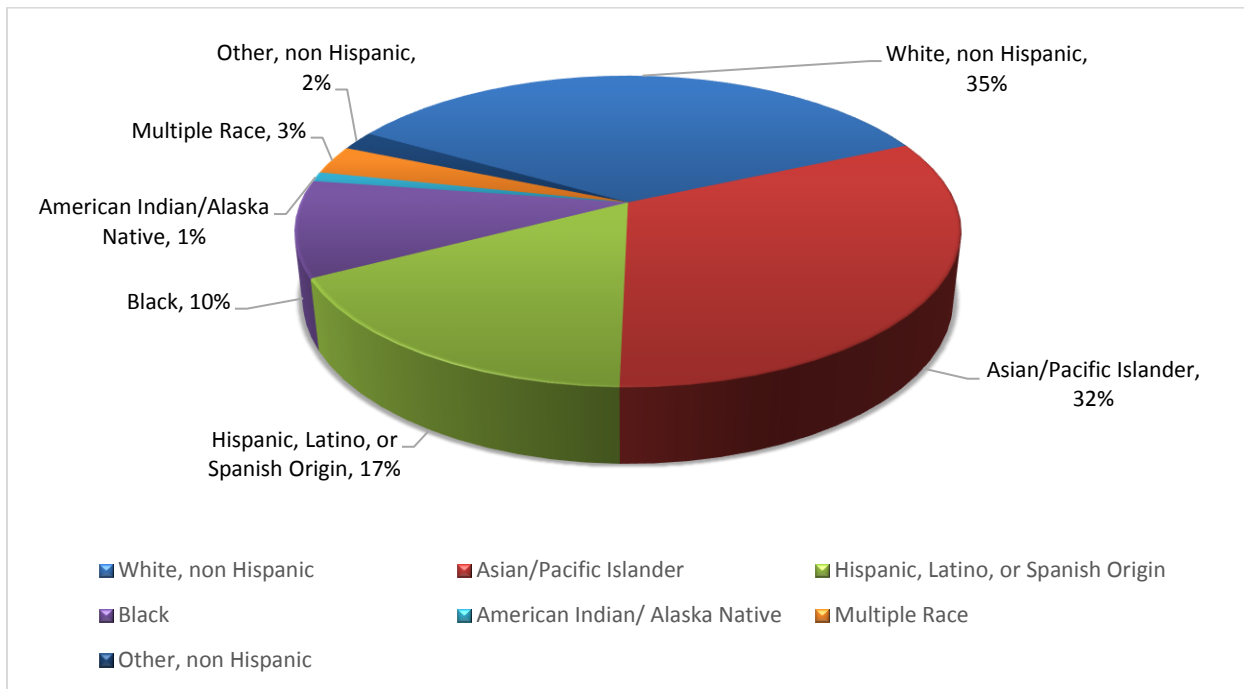


Citizen Demographics for Formal and Informal Complaints:



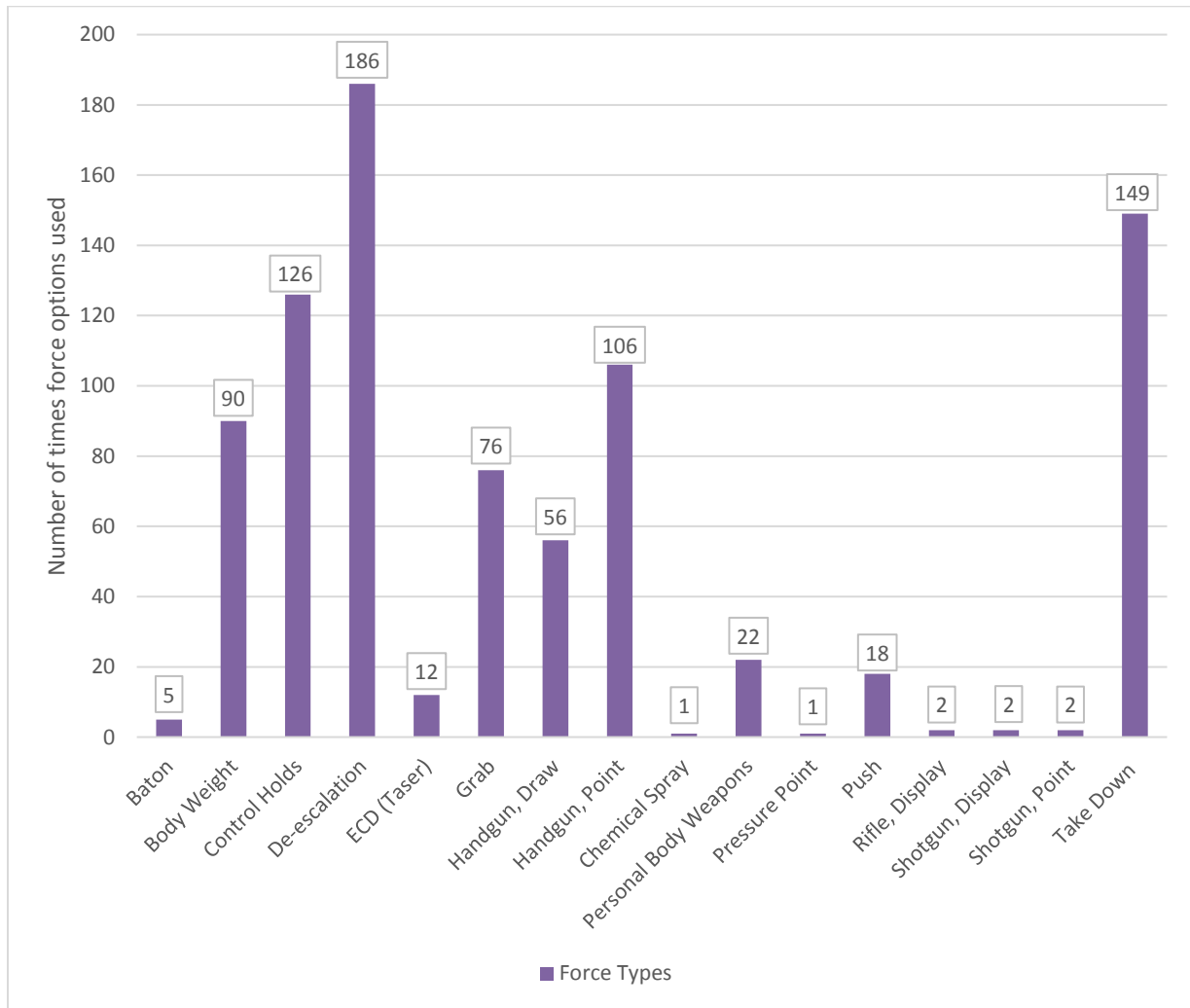
*There were 65 instances where the complainant's race and gender were unknown.

Demographics of BART Ridership:



*Data taken from 2018 BART Customer Satisfaction Study, (survey is updated every two years).

Use of Force



There was a total of 279 reportable use of force incidents (as defined in Policy 300) in 2019 and 86,740 total calls for service/incidents, meaning that officers used force in fewer than 0.321% of all calls for service/incidents during the year. The sum of the force types graph totals more than 279 incidents due to the fact that some incidents involved more than one type of force.