

# BART Police Internal Affairs

# 2017

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 112 complaints from citizens with regards to police conduct during 2017.

- Of the 112 complaints, 75 were reported and investigated as Formal Citizen Complaints.
- The remaining 29 complaints were reported as Informal Citizen Complaints and were addressed through Supervisory Referrals.

There were 8 Administrative Investigations initiated by the Office of Internal Affairs.

Total Incidents:

<b>Incident Type</b>	<b>Count</b>	<b>Percent of Total</b>
Formal Citizen Complaints	75	68%
Informal Citizen Complaints	29	26%
Administrative Investigations	8	6%
<b>TOTAL</b>	<b>112</b>	

The 75 Formal Citizen Complaints contained allegations against 74 officers. Of these officers, 28 were named in more than one complaint.

Complaints received by individual officers:

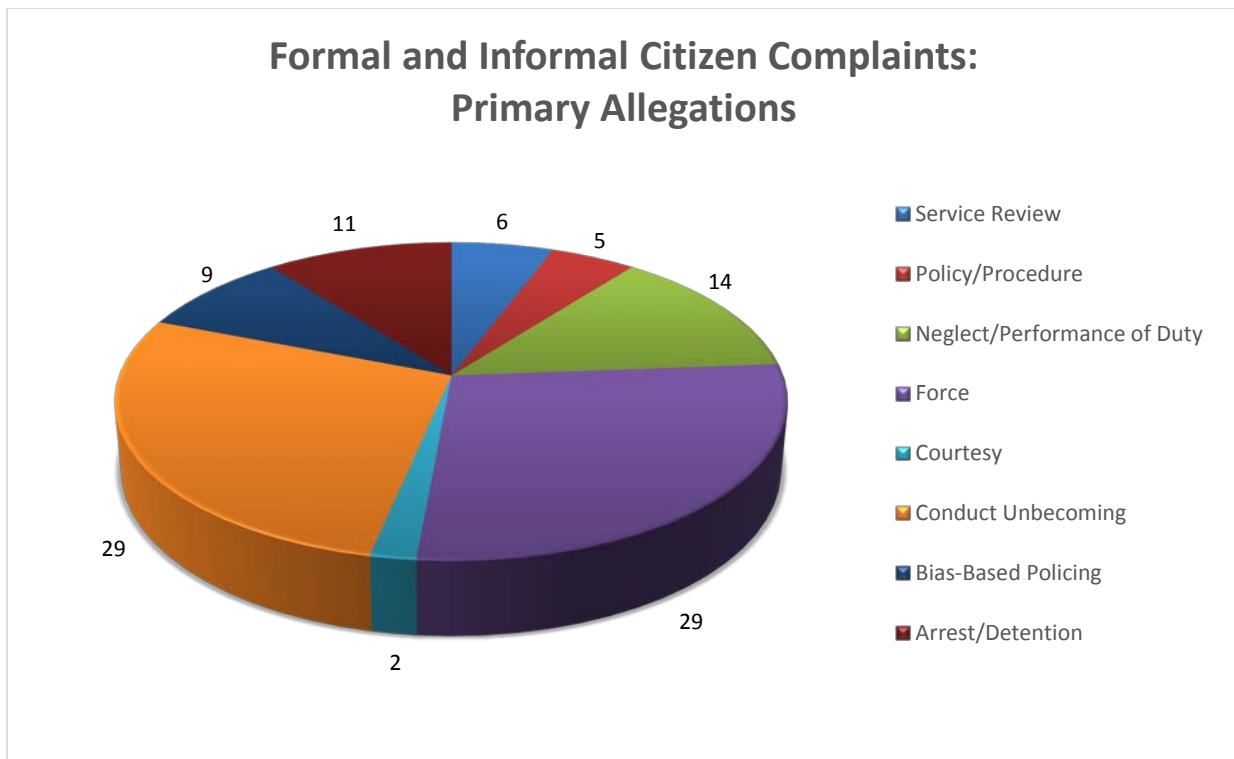
<b>Complaints per Officer</b>	<b>Number of Officers</b>
1 Complaint	47
2 Complaints	18
3 Complaints	7
4 Complaints	2
5 Complaints	1

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 2017:

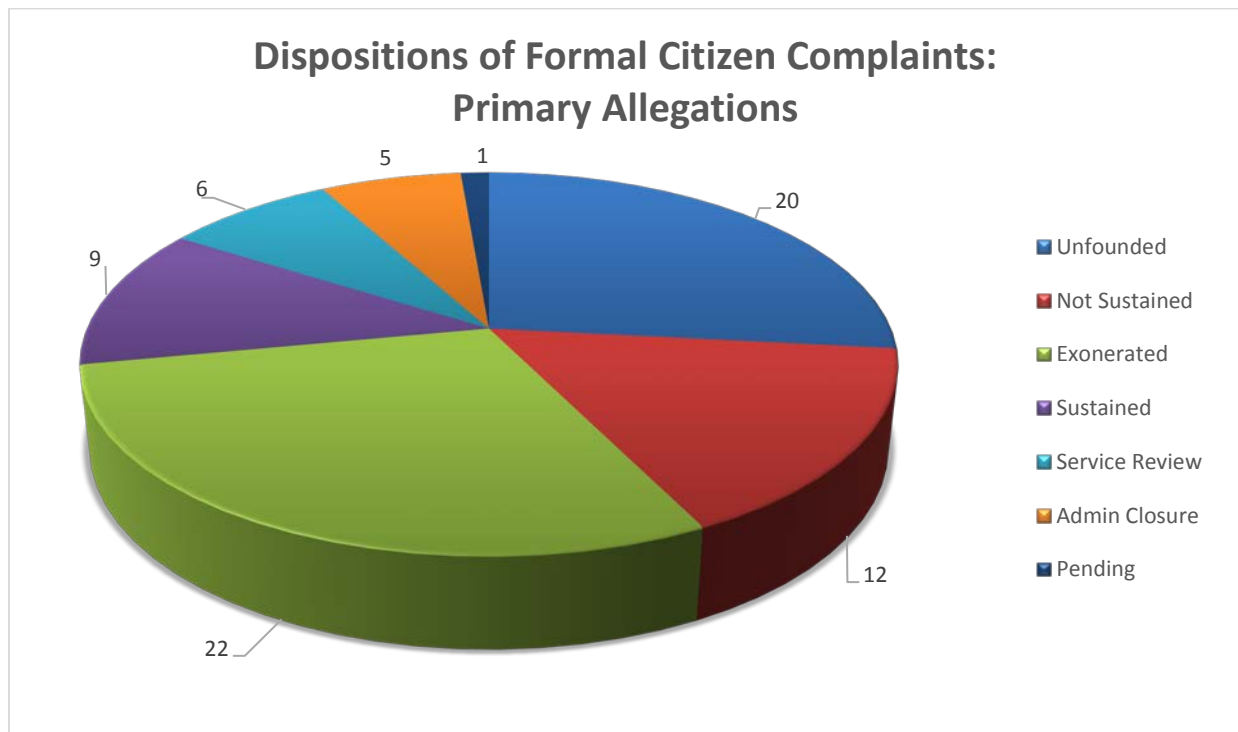
Allegation Classification *Listed in Descending Order by Count	Number of Incidents
Force	29
Conduct Unbecoming	29
Neglect/Performance of Duty	14
Arrest/Detention	11
Bias-Based Policing	9
Service Review	6
Policy/Procedure	5
Courtesy	2
<b>Total Incidents</b>	<b>105</b>



**Dispositions of Formal Complaint Primary Allegations:**

Allegation Classification	Sustained	Not Sustained	Exonerated	Unfounded	Service Review	Administrative Closure	Case still Pending	Total
Arrest/Detention	1	2	3	2				
Bias-Based Policing		2		6		1		
Conduct Unbecoming	1	5	1	5		3		
Force	1	3	17	6			1	
Performance of Duty	3		1	1		1		
Policy/Procedure	3							
Service Review					6			
<b>Totals</b>	<b>9</b>	<b>12</b>	<b>22</b>	<b>20</b>	<b>6</b>	<b>5</b>	<b>1</b>	<b>75</b>

As of 12/6/18, there is still one investigation being tolled and pending civil litigation (IA2017-040).

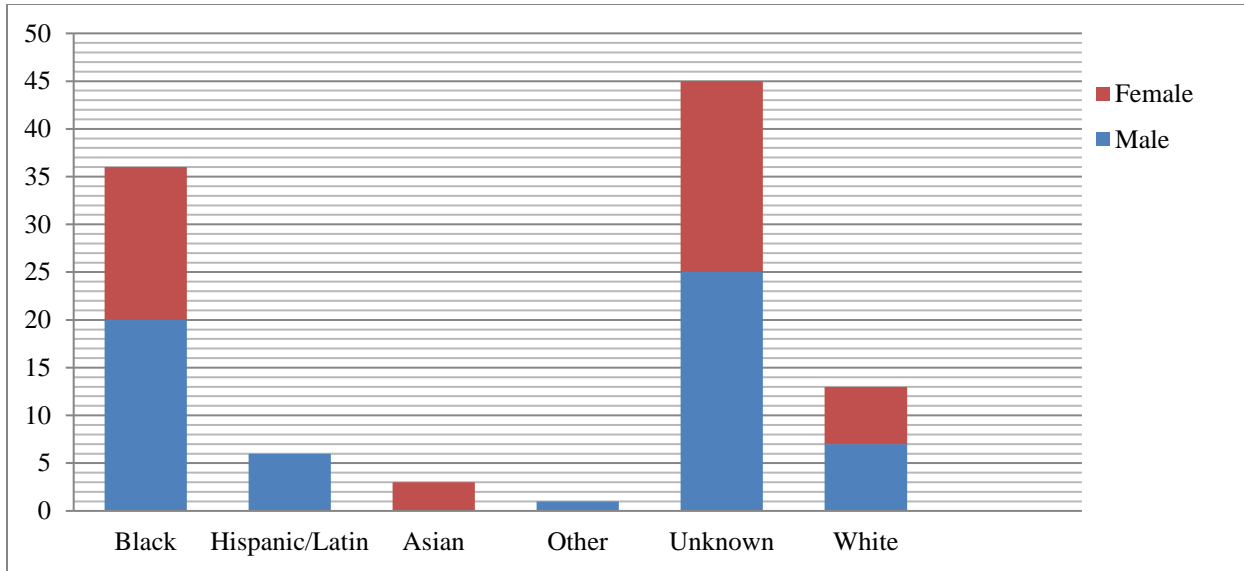


Dispositions of Inclusive Allegations from Citizen Complaints:

<b>Allegation Classifications</b>	<b>Finding</b>	<b>Count</b>
<b>Arrest/Detention</b>	Exonerated	24
	Unfounded	3
	Not Sustained	2
	Sustained	1
	Supervisor Referral	5
	Total	35
<b>Bias-Based Policing</b>	Unfounded	15
	Not Sustained	2
	Total	17
<b>Conduct Unbecoming</b>	Exonerated	2
	Unfounded	36
	Not Sustained	15
	Sustained	3
	Supervisor Referral	17
	Admin Closure	2
	Total	75
<b>Courtesy</b>	Sustained	1
	Supervisor Referral	2
	Total	3
<b>Force</b>	Exonerated	48
	Unfounded	25
	Not Sustained	2
	No Finding*	1
	Total	76
<b>Neglect/Performance of Duty</b>	Exonerated	8
	Unfounded	13
	Sustained	5
	Supervisor Referral	10
	Total	36
<b>Policy/Procedure</b>	Exonerated	1
	Sustained	6
	Not Sustained	7
	Supervisor Referral	3
	Admin Closure	4
	Total	21
<b>Search/Seizure</b>	Exonerated	1
	Supervisor Referral	2
	Total	3

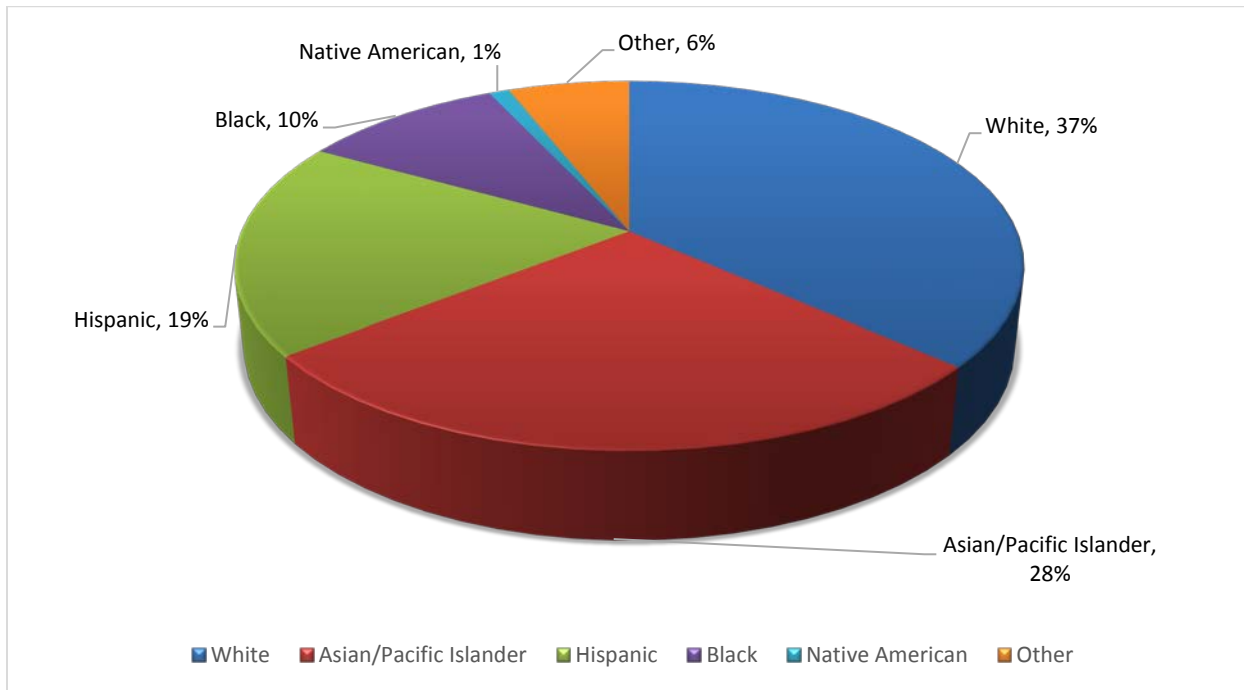
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Citizen Demographics for Formal and Informal Complaints:



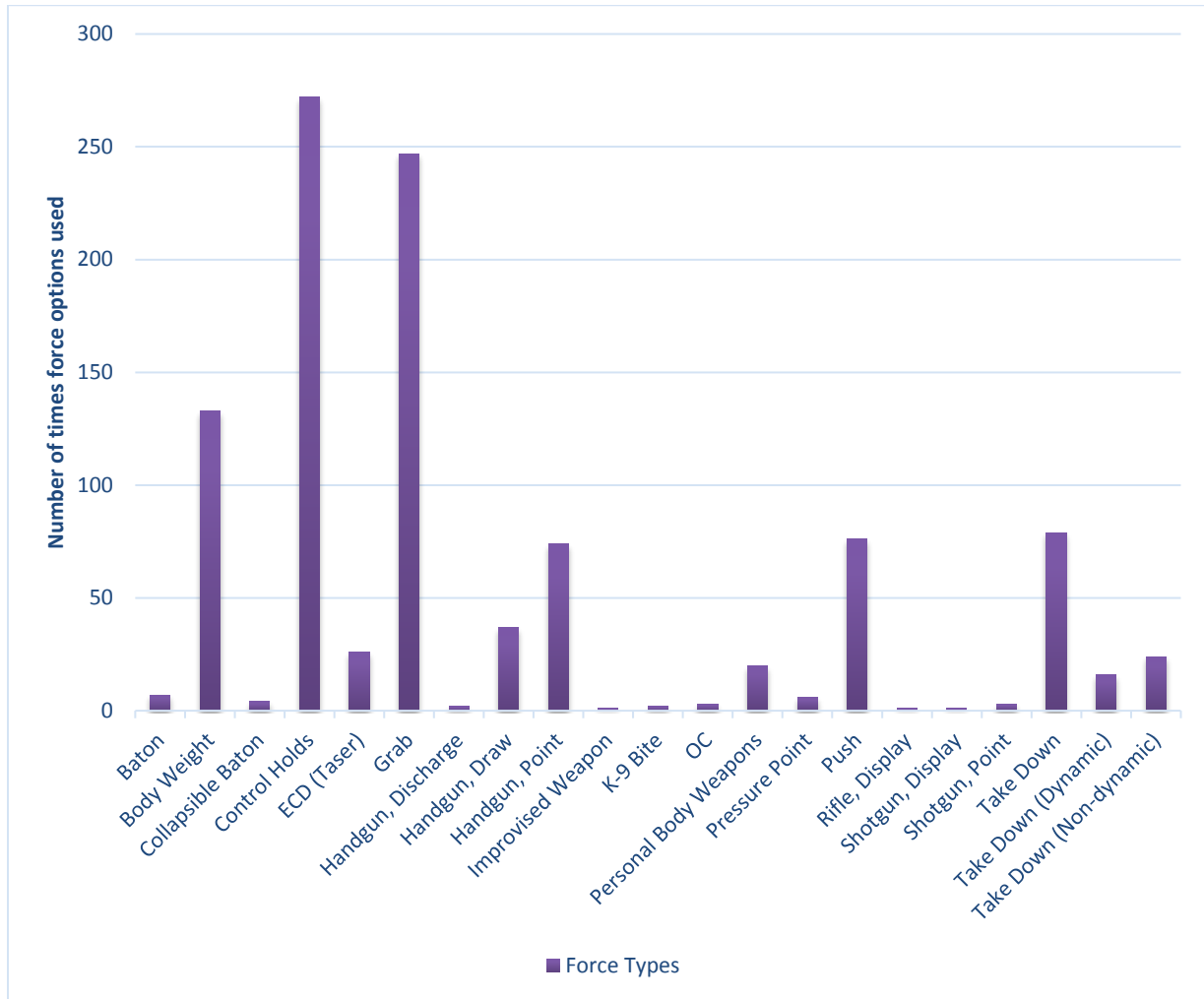
\*The above chart includes both complainants and witnesses involved in complaints. There were two cases where the complainant's race and gender were unknown.

Demographics of BART Ridership:



\*Data taken from 2016 BART Customer Satisfaction Study, (survey is updated every two years).

Use of Force



There was a total of 314 reportable use of force incidents (as defined in Policy 300) in 2017. This compares to 67,018 total calls for service/incidents, meaning that officers used force in fewer than 0.469% of all calls for service/incidents during the year. There were 314 incidents where force was used; however, some incidents involved the use of multiple force types.