

BART Police Internal Affairs

2018

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 100 complaints from citizens with regards to police conduct during 2018.

- Of the 100 complaints, 68 were reported and investigated as Formal Citizen Complaints.
- An additional 32 complaints were reported as Informal Citizen Complaints and were addressed through Supervisory Referrals.

There were 10 Administrative Investigations initiated by the Office of Internal Affairs.

Total Incidents:

Incident Type	Count	Percent of Total
Formal Citizen Complaints	68	62%
Informal Citizen Complaints	32	29%
Administrative Investigations	10	9%
TOTAL	110	

The 68 Formal Citizen Complaints contained allegations against 71 officers. Of these officers, 21 were named in more than one complaint.

Complaints received by individual officers:

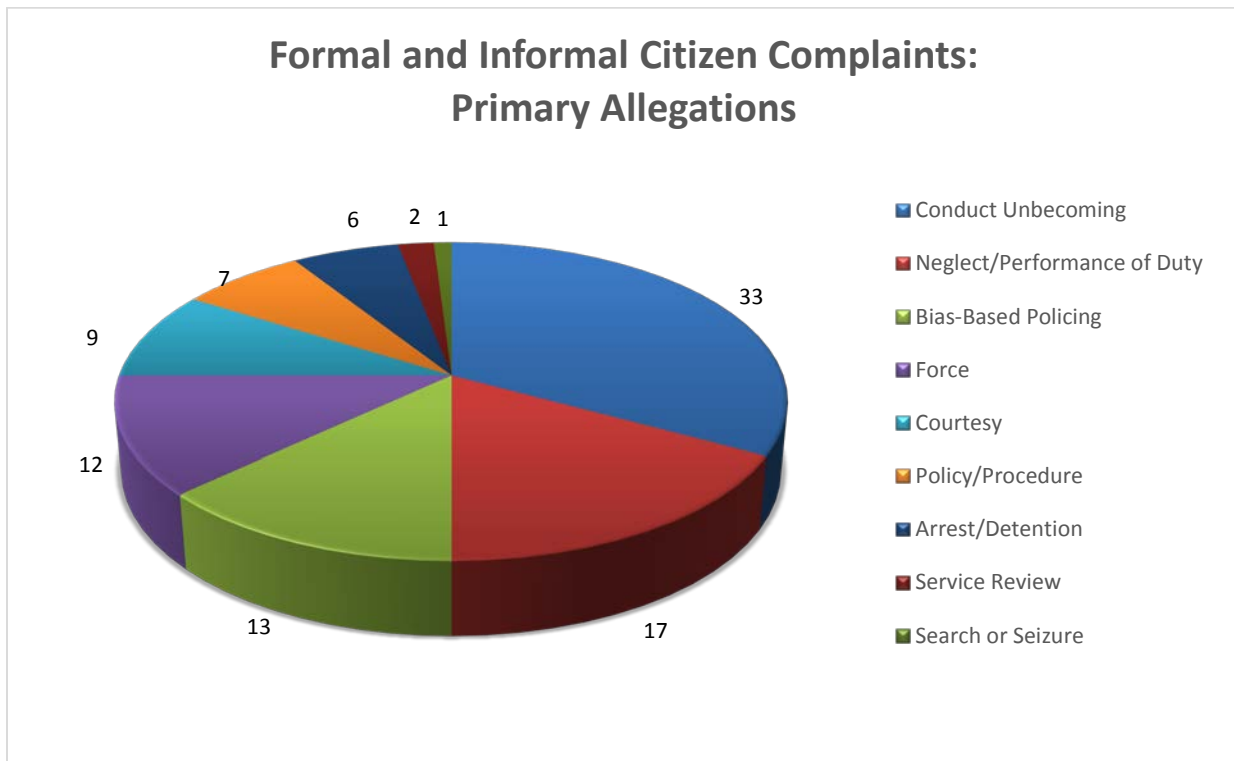
Complaints per Officer	Number of Officers
1 Complaint	50
2 Complaints	18
3 Complaints	2
4 Complaints	1

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 2018:

Allegation Classification *Listed in Descending Order by Count	Number of Incidents
Conduct Unbecoming	33
Neglect/Performance of Duty	17
Bias-Based Policing	13
Force	12
Courtesy	9
Policy/Procedure	7
Arrest/Detention	6
Service Review	2
Search or Seizure	1
Total Incidents	100

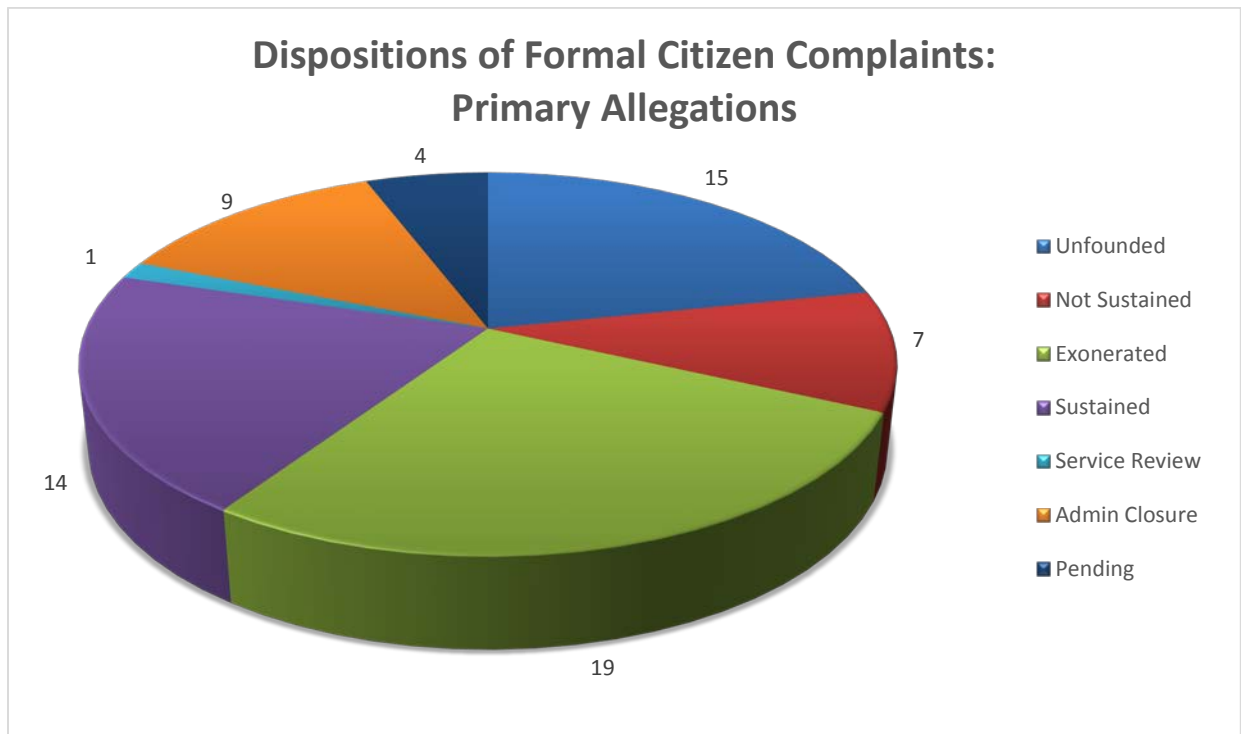


Dispositions of Formal Complaint Primary Allegations:

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

Allegation Classification	Sustained	Not Sustained	Exonerated	Unfounded	Service Review	Administrative Closure	Case still Pending	Total
Arrest/Detention	1		4					5
Bias-Based Policing		2	1	8		1	1	13
Conduct Unbecoming	3	2		2		6		13
Courtesy	1	1						2
Force			8	2		1	1	12
Performance of Duty	4	2	4	3		1		14
Policy/Procedure	5		1					6
Search or Seizure			1					1
Service Review					1		1	2
Totals	14	7	19	15	1	9	3	68

As of 09/30/19, three investigations are being tolled and pending civil litigation (IA2018-032, IA2018-043, & IA2018-060).



Dispositions of Inclusive Allegations from Citizen Complaints:

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

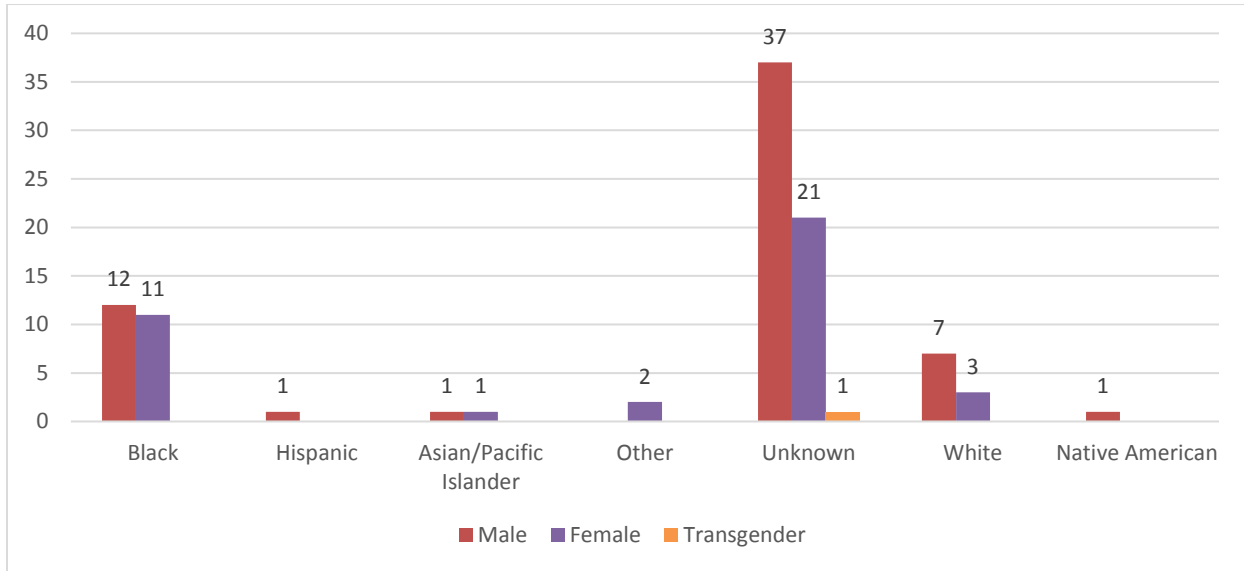
Allegation Classifications	Finding	Count
Arrest/Detention	Exonerated	12
	Unfounded	2
	Sustained	1
	Supervisor Referral	1
	*Pending Allegation	1
	Total	17
Bias-Based Policing	Unfounded	26
	Not Sustained	2
	Administratively Closed	1
	*Pending Allegation	3
	Total	32
Conduct Unbecoming	Exonerated	1
	Unfounded	26
	Not Sustained	10
	Sustained	3
	Supervisor Referral	27
	Administratively Closed	7
	*Pending Allegation	3
	Total	77
Courtesy	Sustained	1
	Not Sustained	1
	Unfounded	3
	Supervisor Referral	7
	Total	12
Force	Exonerated	23
	Unfounded	7
	Administratively Closed	1
	*Pending Allegation	2
	Total	33
Neglect/Performance of Duty	Exonerated	9
	Unfounded	10
	Sustained	5
	Not Sustained	3
	Supervisor Referral	4
	*Pending Allegation	1
	Total	32
Policy/Procedure	Exonerated	4
	Sustained	3
	Not Sustained	1
	Supervisor Referral	1
	Unfounded	3
	Total	12

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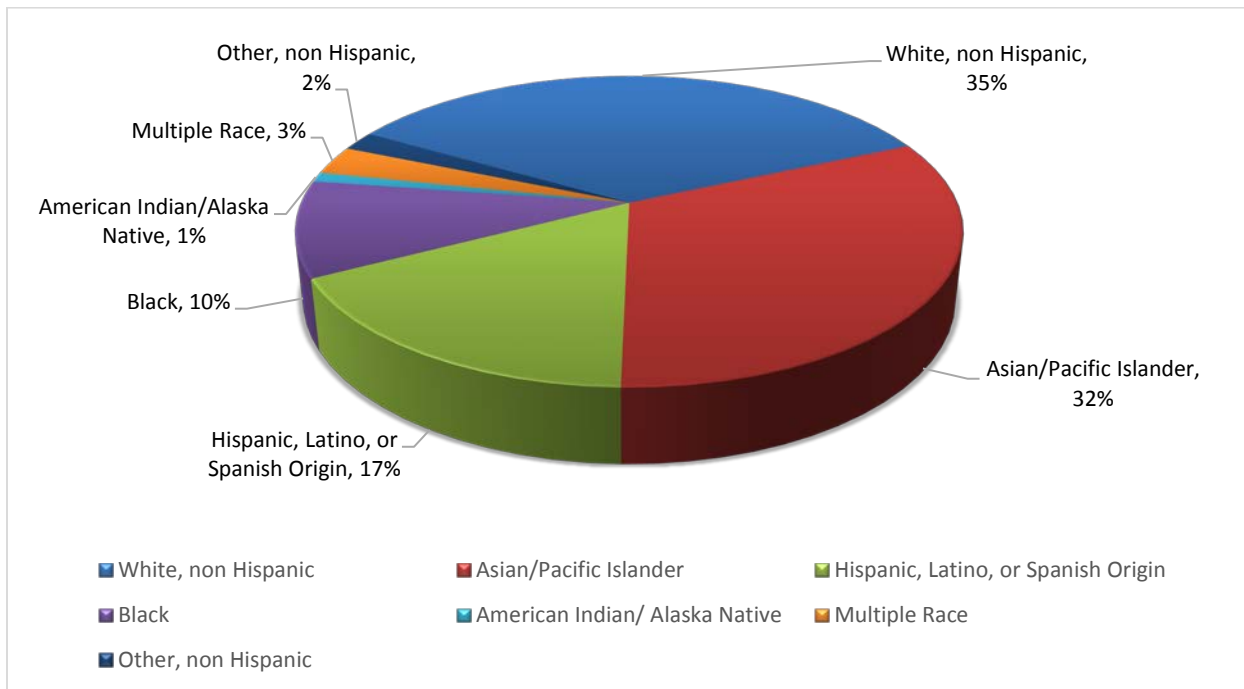
Search/Seizure	Exonerated	1
	Total	1

Citizen Demographics for Formal and Informal Complaints:



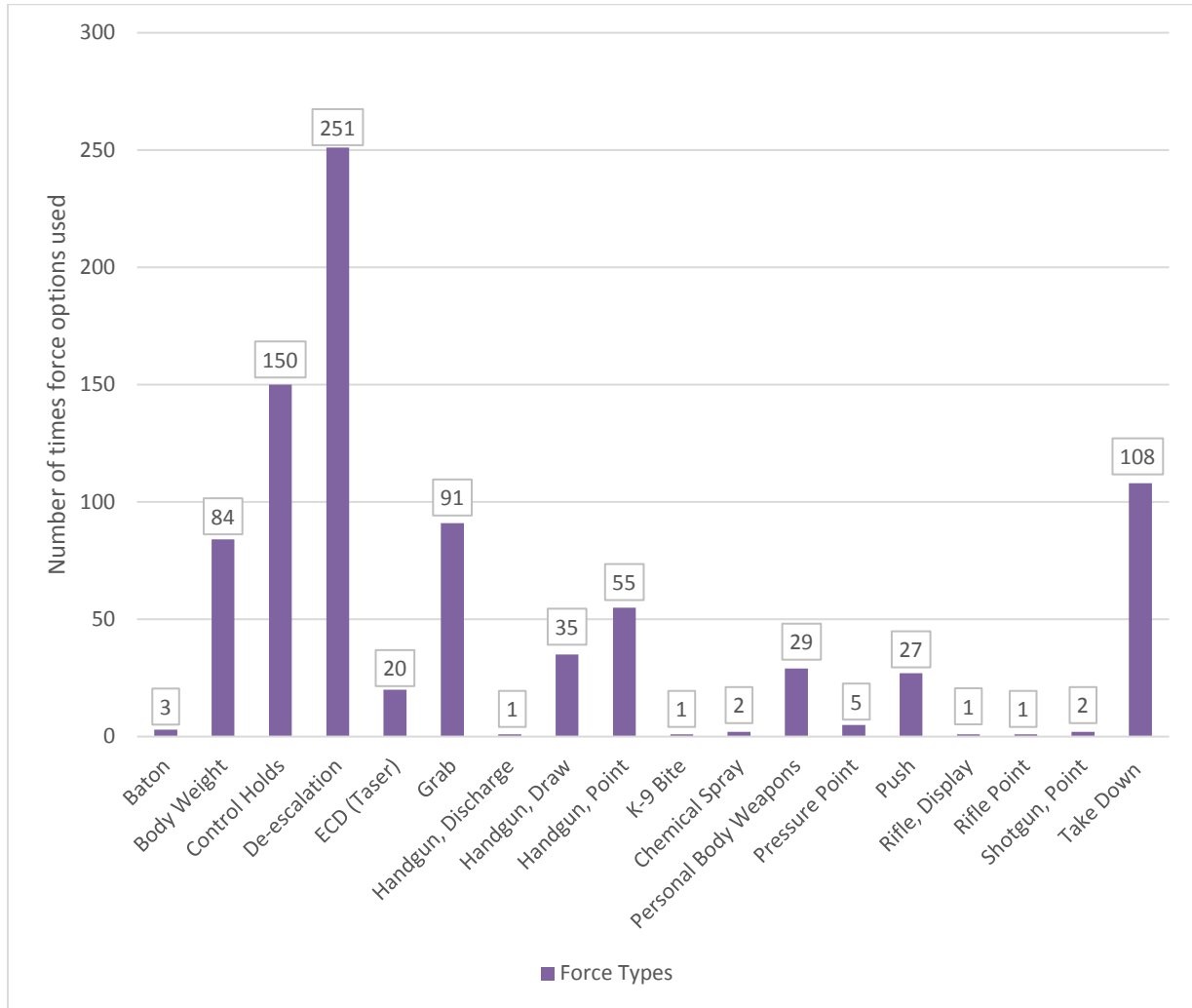
*There were two cases where the complainant's race and gender were unknown.

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 215 reportable use of force incidents (as defined in Policy 300) in 2018. This compares to 78,963 total calls for service/incidents, meaning that officers used force in fewer than 0.272% of all calls for service/incidents during the year. The sum total of the force types graph represents the fact that some reportable use of force incidents involved more than one type of force.