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OAKLAND

2016 JAN 13 PM 2: 36

AGENDA REPORT

TO: Sabrina Landreth
City Administrator

FROM: Sean Whent

SUBJECT: Use of Force – Supplemental Report

DATE: January 11, 2016

City Administrator
Approval

Date

1/13/16

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff Recommends That The Public Safety Committee Receive An Informational Report And Possible Action Adopting 1) Officer Reporting And Disclosure Requirements For Both Responding And On-Scene Officers In All Use Of Force Cases; Mandatory Firing And Criminal Prosecution For Failure To Report And/Or Disclose Officer Misconduct And For Providing False Information And 2) Policies and Procedures Which Require The Oakland Police Department (OPD) To Train Officers More Effectively In The Use Of Force (UOF), Especially Lethal Force. Such Training Should Not Only Define Conditions In Which Officers May Use Lethal Force But Also, More Broadly, Show Them How To Avoid It.

REASON FOR SUPPLEMENTAL

At the December 15, 2015 Public Safety Committee meeting, staff was asked to provide additional information concerning the OPD Use of Force (UOF) review processes – specifically:

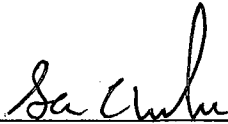
- Detail on changes to the OPD Force Review Board (FRB) policy;
- Whether the updated FRB policy is being implemented by the Independent Monitor or by OPD (with OPOA post-meet and confer acceptance);
- Whether OPD will support and implement an independent/ external Board of Inquiry for each officer-involved shooting (OIS);
- Detail on OPD policy for training and implementing procedures for conflict / force situation de-escalation.

For responses to the above as well as additional comprehensive concerning OPD UOF, refer to the accompanying presentation (**Attachment A**).

Item: _____
Public Safety Committee
January 26, 2016

For questions regarding this report, please contact Sean Whent, Chief of Police, (510) 238-3365.

Respectfully submitted,



Sean Whent
Chief of Police, Oakland Police Department

Prepared by:
Sean Whent, Chief of Police

Attachments (1):

A: Presentation

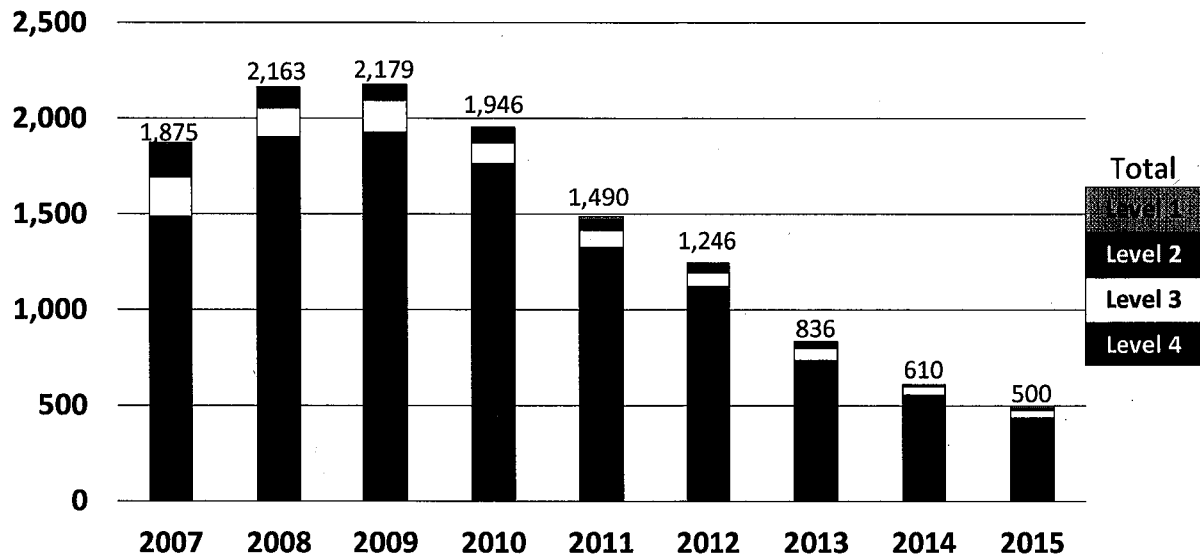
Use of Force in the Oakland Police Department

Public Safety Committee
January 26, 2016

Use of Force in OPD – Overview

- Incidents
- Policy
- Training
- Body Worn Cameras
- Review Process
- Crisis Intervention/Mobile Intervention Team
- Recognition

Use of Force Incidents



Use of Force Policy

- OPD policies have become more restrictive over the last several years
- Examples include:
 - Foot pursuit policy
 - Vehicle pursuit policy
- Recent Force Review Board policy changes done to institutionalize the changes of the last few years
- Decisions and tactics leading to force are now codified in policy

Use of Force Training

- OPD use of force training is cutting edge
- Simunitions (paint rounds) and MILO (Multiple Interactive Learning Objective) are used extensively for force training
- Scenarios are used extensively for force training
 - Some scenarios can only be completed if no force is used
 - Some scenarios can only be completed if de-escalated
- Stress inoculation training assists officers to perform better under high stress situations
- Officers must articulate their force decisions during scenarios

Use of Force Body Worn Cameras

- OPD is the first major city police department to fully deploy Body Worn Cameras (BWCs) on uniformed officers
- Several Officer-Involved Shootings have been captured on BWC as is nearly every use of force by officers
- Unlike many other agencies, OPD does not allow officers involved in shootings to view video prior to giving statements

Use of Force Review Process

- Every use of force in OPD is reviewed
- Most basic uses of force (Level 4) are reviewed at least through the Lieutenant level of command
- Force Review Board and Executive Force Review Board (FRB/EFRB) review all more serious uses of force
 - Review boards can lead to policy or training adjustments or to discipline for out of compliance uses of force or for poor tactics leading to a use of force
- OPD was required to meet and confer with the OPOA concerning memorializing existing review practices – this was done by deadline

Crisis Intervention/Mobile Evaluation Team

- OPD has developed programming and training in communicating with individuals with mental health challenges
- Over 100 OPD officers have completed the 38-hour POST-certified Crisis Intervention Training course
- OPD has partnered with Alameda County to deploy specially-trained officers partnered with licensed clinical social workers – Mobile Enforcement Teams (METs)- expansion of this program is forthcoming

Use of Force Recognition

- OPD has been recognized nationally and internationally for its efforts in addressing, deescalating, and reducing use of force
- Recognition includes:
 - Politico Magazine (March/April 2015)
 - New York Times (May 4, 2015)
 - FRANCE 2 (French Public Television)
 - Southern California Public Radio (KPCC, May 6, 2015)
 - Washington Post (June 29, 2015)
 - CNNMoney (August 8, 2015)

Use of Force Conclusion

- Reduction in uses of force was deliberate intention, not random chance
- All elements discussed played a role in the reduction
- Efforts need to be ongoing; training and accountability are not one time events