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AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Anne E. Kirkpatrick
Chief of Police

SUBJECT: Supplemental Report on Immigration
Policy, Partnerships, and Data Sharing

DATE: September 7, 2017

City Administrator
Approval

Date

9/28/17

RECOMMENDATION

Staff Recommends That The City Council Receive This Supplemental Report From the Oakland Police Department (OPD) On To What Extent The City of Oakland's Existing Law Enforcement Policies And Rules Align With The American Civil Liberties Union's (ACLU's) Freedom Cities Nine Model State And Local Law Enforcement Policies And Rules.

REASON FOR THE SUPPLEMENTAL REPORT

On July 11, 2017 staff presented the original report to the Public Safety Committee. In response, the committee requested a supplemental report with an update of database information to include focus on what law enforcement partners have access to which databases. The Committee expressed a concern about what law enforcement partners who have access to OPD data are using the data and if they are using the data to determine immigration status.

OPD staff continues to work with the Oakland Privacy Advisory Commission and graduate students from the University of California, Berkeley Master of Information and Data Science program on developing a framework for OPD databases to achieve an understanding of what databases OPD uses as well as information about each database. A more comprehensive list has been created and is provided as **Attachment A**. Included in the list are the following informational items:

- **Database or Service:** The name of the database or service provided.
- **Function:** The function of the data or service.
- **Access:** Who has access to the data.
- **Oakland Administrator:** Who administers the database or service within the City of Oakland.
- **Non-OPD Administrator:** If there is an administrator other than OPD, this is provided. It may be another governmental entity or a private company.

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The Privacy Advisory Commission, through its Chair, Brian Hofer, has created a draft template to assist OPD with providing relevant information about each of its databases (**Attachment B**). Once the template has been finalized, OPD will work with the Privacy Advisory Commission to prioritize databases for review using this template. Consideration of law enforcement partner access to databases will be critical in determining the order of review.

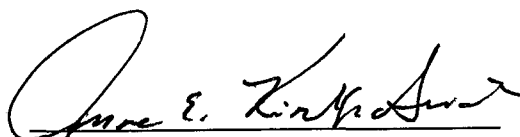
As provided in the original report, OPD does not request or record immigration status in databases. Per policy, "Officers shall not inquire or request proof of immigration status or citizenship when providing services or benefits except where the receipt of such benefits or services is contingent upon one's immigration status..." The last portion of this quote pertains to those instances where OPD provides assistance to undocumented immigrants who are victims of human trafficking. That information is recorded internally in OPD and not in a database.

ACTION REQUESTED OF THE PUBLIC SAFETY COMMITTEE

Staff Recommends That The City Council Receive This Supplemental Report From the Oakland Police Department (OPD) On To What Extent The City of Oakland's Existing Law Enforcement Policies And Rules Align With The American Civil Liberties Union's (ACLU's) Freedom Cities Nine Model State And Local Law Enforcement Policies And Rules.

For questions regarding this report, please contact Police Services Manager I Timothy Birch, Research and Planning, at (510) 238-6443.

Respectfully submitted,



Anne E. Kirkpatrick
Chief of Police
Oakland Police Department

Prepared by:
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OPD, Research and Planning, OCOP

Attachments (2)

A: Updated list of OPD databases including access to each one by agency

B: Database information template

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Database or Service	Function	Access	Oakland Administrator	Non-OPD Administrator
BOSS ALPR (Back Office Software System Automated License Plate Reader)	3M Product that stores collected ALPR data	Credentialed OPD employees and FBI Safe Streets Task Force members	OPD Information Technology Unit	
CalPhoto	Provides digital photographs and signatures of persons with California driver licenses and identification cards	Credentialed OPD employees	Information Technology Department	California Department of Justice (Cal DOJ)
CLETS/NCIC (California Law Enforcement Technology Services/ National Criminal Informaction Center)	Data managed by Alameda County that includes wants and warrants and other associated criminal justice databases	Credentialed OPD employees	OPD Communications Division	California Department of Justice (Cal DOJ)
CrimeView Dashboard	OPD crime and mapping data used only in apps -- data CJIS (Criminal Justice Information Services)-compliant, not directly available to other agencies	Credentialed OPD employees	OPD Crime Analysis Section	Tritech (formerly Omega)
CrimeView Desktop	OPD crime and mapping data used only in the apps -- data CJIS-compliant, not directly available to other agencies	Credentialed OPD employees	OPD Crime Analysis Section	Tritech (formerly Omega)
CrimeView crimemapping.com	OPD crime and mapping data used only in the apps -- data CJIS-compliant, not directly available to other agencies	Public (application only, not underlying data)	OPD Crime Analysis Section	Tritech (formerly Omega)
CRIMS (Consolidated Records InforMation System)/ ARIES (Automated Regional Information Exchange System)	Data managed by Alameda County and Contra Costa County and includes information about subjects who have had criminal justice system interaction in Alameda and Contra Costa County	Credentialed OPD employees and other Alameda County and Contra Costa County law enforcement agencies including NCRIC (Northern California Regional Intelligence Center)	OPD Communications Division	Alameda County (CRIMS)/ Contra Costa County (ARIES).

Database or Service	Notes	Who Has Access	Oakland Administrator	Outside Administrator
Field Based Reporting (FBR)	Motorola report writing platform	Credentialed OPD employees and the FBI Safe Streets Task Force	OPD Information Technology Unit	
Hummingbird	OPD used primarily for report generation prior to PRIME	Credentialed OPD employees	Information Technology Department	Information Technology Department
LEAP (Law Enforcement Analysis Portal)	Data CJIS compliant and available to all participating agencies and provides portal to other agency databases	Credentialed OPD employees, other subscriber agencies, and the FBI Safe Streets Task Force	OPD Information Technology Unit interfaces with Forensic Logic (no administrative privileges)	Forensic Logic
LEFTA (Law Enforcement Field Training Application)	Serves as a database for the field training program	Credentialed OPD employees	OPD Field Training Unit	
LRMS (Law Records Management System)	Motorola Product that provides data storage for Oakland Police records including reports	Credentialed OPD employees and the FBI Safe Streets Task Force	OPD Records Division	
Oracle	City of Oakland revenue/ expenditure/ fiscal/ budget/ payroll system	Credentialed OPD employees and other City employees	OPD Fiscal Division	City of Oakland
ParoleLEADS	Provides access to information about individuals on California state parole	Credentialed OPD employees and employees of the CDCR as well as other participating law enforcement agencies	Designated OPD Officer	California Department of Corrections and Rehabilitation (CDCR)
PAS (Personnel Assessment System)	Serves as personnel management and early warning system	Credentialed OPD employees	OPD PAS Administration Unit	OPD
PDB (Personnel DataBase)	Provides OPD with the ability to track personnel assignments.	Credentialed OPD employees	OPD Personnel Section	OPD
PowerDMS (Document Management System)	Houses OPD policies, procedures, training documents, and other related information	Credentialed OPD employees	OPD Research and Planning Section	OPD

Database or Service	Notes	Who Has Access	Oakland Administrator	Outside Administrator
PRIME (Performance, Reporting, Information, and Metrics Environment)	Newly developed system that includes a large array of data including use of force, complaints, and many other categories	Credentialed OPD employees	Information Technology Department/ OPD Bureau of Services	
SARANet (Scanning, Analysis, Response, Assessment)	Provides interactive repository for community policing projects primarily for Community Resource Officers	Credentialed OPD employees and RDA staff	Oakland ITD	RDA (Resource Development Associates)
ShotSpotter	Gunshot locator system	Credentialed OPD employees, credentialed Oakland Housing Authority employees, and the FBI Safe Streets Task Force	OPD Information Technology Unit	ShotSpotter
SpeedTrack	Search tool for OPD databases including FBR, LRMS, and LPR	Credentialed OPD employees	OPD Information Technology Unit	
TeleStaff	Provides OPD with the ability to schedule personnel.	Credentialed OPD employees	OPD Personnel Section	
VieVue	Stores body worn camera video	Credentialed OPD employees	OPD Information Technology Unit	

Database Information Template

Technology, Database, or Service

Product Name
 Policy
 Vendor
 Type of Data collected
 Data Retention Period
 Data Purge Process
 Audit Frequency
 Purpose of Audit
 Frequency of use

Administration

Data owner
 Data owner type
 Allowable uses
 Unallowable uses
 Administrator Type (Private, County, State, Federal)

Access & Sharing Information

Authorized Users
 Training Required beforehand?
 Training Topics covered
 Training update frequency
 Access Levels/Rights
 Data Transfer for Storage
 Data Transfer for Evidence
 Process to Request Equipment
 Equipment shared with others (list each entity)

Security

System monitoring
 Breach episodes
 Notice requirement
 Policy violations
 Physical protections
 Software protections

Types of Relationships

Shares Data With
 Can Borrow From
 Sends Data To
 Participates In
 Shares Data With
 Has Access To