



Kriss Worthington

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CONSENT CALENDAR

October 2, 2018

To: Honorable Mayor and Members of the City Council
 From: Councilmember Kriss Worthington
 Subject: Refer the Police Review Commission to create training requirements for Police Review Commissioners

RECOMMENDATION:

Request that the Police Review Commission establishes mandatory training requirements for Police Review Commissioners, with input from the Police Review Commission Officer and Chief of Police.

BACKGROUND:

Currently, there are no mandatory training requirements for Berkeley Police Review Commissioners. This is a significant loophole in City law, considering that the Police Review Commission (PRC) provides a quasi-judicial function in reviewing police personnel and policy complaints. To effectively carry out a responsibility of such magnitude, the PRC ought to be provided substantial training on efficiently performing these tasks, with appropriate input from experts such as the PRC Officer and Police Chief.

According to the Citizen Oversight Model established by the BART Police Citizen Review Board (BPCRB), the staff of BPCRB maintains and upholds the "Provision of training including a curriculum designed for newly-appointed BPCRB members," as well as the "Provision and maintenance of an ongoing in-service training program" for these new members.¹ The enabling legislation for Berkeley's PRC does not, but should, contain this kind of specific training provision for its Commissioners.

Under the recently proposed Charter amendment to reform the PRC, mandatory training requirements would have been imposed on all Police Review Commissioners. However, since the August 10th, 2018 deadline for submitting ballot measures has passed, the Council should take action through this proposal to prevent the abandonment of simple, common sense reform that is necessary for Commissioners to efficiently perform their quasi-judicial functions.

¹ https://www.bart.gov/sites/default/files/docs/BART%20Citizen%20Oversight%20Model%20-%20Amended%2007.12.18%20%282%29_0.pdf (pp. 11-12)

FINANCIAL IMPLICATIONS:

Unknown

ENVIRONMENTAL IMPLICATIONS:

No Negative Impact.

CONTACT PERSONS:

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ATTACHMENTS:

1. 2018 Commission Training Tracker for Oakland Police Commissioners
2. Sections of BART Citizen Oversight Model which pertain to Commissioner training

Mandatory training is highlighted. The other items listed are recommended training as determined by the Commission and/or community.

	Deadline (per enabling ordinance)	Expected Length of Training	Provider	Scheduled dates
OIG - Overview of Responsibilities		30 minutes	OPD	2/10/2018
Negotiated Settlement Agreement	within 3 months of appt.	1 hour	J. Chanin/K. Bliss	4/26/2018
Procedural Justice		1 hour	OPD	2/10/2018
Body Worn Camera Policy		30 minutes	OPD	2/28/2018 meeting
CPRA Orientation		2 hours	Juanito Rus	1/22, 1/27, 1/30/2018
Measure LL Orientation	within 3 months of appt.	2 hours	Alison Dibley	1/31/2018 (two times)
Ride Alongs	within 12 months of appt.	6-8 hours	Jenny Cam/OPD	self-scheduled
CA Brown Act and Oakland Sunshine Act	within 3 months of appt.		City Attorney's office/TBD	5/10/2018
Calif Public Records Act	within 3 months of appt.	90 minutes		7/26/2018
legal requirements for confidentiality of personnel and other records	within 3 months of appt.	1 hour	City Attorney's office/TBD	
constitutional civil rights guaranteed to all citizens as affected by law enforcement	within 3 months of appt.		John Burriss	6/14/2018
National Standards of Constitutional Policing				
Best Practices for Conducting Investigations				
OPD Internal Investigations & Police Discipline		Part of a 4 hour training	OPD (2/10/2018)	2/10/2018; TBD
Dept Use of Force Policy & Pursuit Policy/Force Science		4 hours		
Police Officers Bill of Rights		1 hour		
Implicit Bias and Racial Profiling	within 12 months of appt.	1 hour	Neighbors for Racial Justice	6/28/2018

OPOA				
Risk Management (incl. conflict resolution) & Stop Data Collection		30-60 minutes		
Law of Arrest/Search & Seizure (POST Learning Domains 15 and 16)	within 12 months of appt.	2 hours		
MILO (Shoot/Don't Shoot)		2 hours		
Community Policing			Jose Dorado	
Crisis Interventional Training	within 12 months of appt.		OPD	

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“F. Community Outreach. The BPCRB shall develop and maintain a regular program of community outreach and communication for the purpose of listening to and communicating with members of the public in the BART service area. The BPCRB community outreach program shall seek to educate the public about the responsibilities and services of OIPA and functions of the BPCRB.

i) The DSO will provide staff support to and facilitate training for the BPCRB.

ii) The BPCRB should endeavor to conduct meetings in varying locales, where feasible to increase exposure of its work to a wider array of community members.”

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“K. Staff Support for the BPCRB. The DSO will provide staff support to the BPCRB including but not limited to the following:

i) Facilitation of training for the BPCRB.

ii) Preparation and maintenance of records of meetings of the BPCRB.

iii) Distribution of reports by the BPCRB to the Board and the public. iv) Facilitation of the application process for appointment to the BPCRB and coordination of the selection and ratification processes with the Board.

v) Provision of training including a curriculum designed for newly-appointed BPCRB members.

vi) Provision and maintenance of an ongoing in-service training program”

