

## **Anaheim**

### **Name of Civilian Oversight Organization:**

Police Review Board (PRB)

### **Status on Backgrounds:**

Yes - backgrounds are contracted to a private vendor through the City Manager's Office. The decision to accept the background is under the purview of the City Manager.

Backgrounds are conducted by an outside private investigation firm and are limited or are not as extensive as Police Department employees under POST standards. Backgrounds are facilitated by the City Manager's Office.

Once the background is completed, a staff member from the City Manager's office approves or disapproves the prospective applicant. There are no required disqualification requirements such as those established for Police Department employees, however any criminal background is taken into consideration as well as any issues of integrity or moral turpitude, drug/alcohol addictions, etc.

### **Qualifications/Meetings:**

- Residency in the district members is representing
- Residency in Anaheim for at-large member
- Background check
- Must sign confidentiality agreement

Meetings are held monthly and are open to the public. Agendas, reports, minutes and meeting records as posted online at [Anaheim.net/prp](http://Anaheim.net/prp)

### **Accessibility of Records:**

The PRB does not have access to Police Department files.

Board members do not review Internal Affairs cases or have access to investigation files. The Board does not have subpoena power and do not conduct investigations. The Board reviews the quarterly reports submitted by the OIR and have no formalized authority. However, when there is a critical incident, the Board Chair may respond to the scene for a briefing. The Chair is also allowed to view body worn camera video shortly after the incident for informational purposes only. The Board later receives a briefing from the OIR on the critical incident.

## Survey Results

### **Role or Responsibility:**

The PRB is not codified in the City Charter or Municipal Code. The Board does not review citizen complaint cases or OIR/OIS cases. The purpose of the PRB is to review PD policies and procedures and make recommendations with the support of the Office of Independent Review (OIR).

The PRB is provided with quarterly reports from an independent auditor firm made up of a law group known as the "Office of Independent Review" (OIR). The PRB receive statistical data on citizen complaints and OIS/OIR cases. The Board does have early access to view body worn camera videos from critical incidents. The OIR group holds contracts with several California cities, as well as cities outside of California.

- Real-time notification of and access to the locations of officer-involved shootings
- Private briefings on major incidents, including access to body worn camera footage
- Publish statistics on officer involved shootings, uses of force, complaints and outcomes
- Receive community complaints and concerns and refer them to Anaheim's city manager, Anaheim police, or OIR group for review and response
- Consider and approve policy recommendations made by OIR group
- Vote on and offer findings on Anaheim police department response to OIR group recommendations
- Review some police policy recommendations prior to adoption
- Hear about police training practices
- Audit existing police policies
- Produce a publicly available annual report

### **Composition:**

The PRB is not codified in the City Charter or Municipal Code. They are not bound by the Brown Act.

The Board is composed of seven volunteers, one from each of the six districts plus one member "at-large" Board members are selected by a lottery system through the City Manager's Office and report to the City Manager.

The Board is not codified and are not held to Brown Act criteria.

### **Misc. Notes:**

The Board is relatively new and at the time of this report had been formalized in the last two years. The Board had originated as the Public Safety Board which was an informal advisory group prior to the development of PRB.

## **Bakersfield**

### **Name of Civilian Oversight Organization:**

No Civilian Oversight Board or Commission.

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## **Chula Vista**

### **Name of Civilian Oversight Organization:**

No Civilian Oversight Board or Commission. The Chief does have an Advisory groups similar to nearly every Police Department in the State of California

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## **Fresno**

### **Name of Civilian Oversight Organization:**

No Civilian Oversight Board or Commission - uses OIR

### **Role or Responsibility:**

The Office of Independent Review conducts quarterly audits of PD bureaus and divisions, reviews policies and procedures, and makes recommendations. OIR has access to all personnel files. The agency conducts sample review of Internal Affairs investigations to ensure they are thorough, unbiased and complete. The OIR reviews the Criminal Case Book on OIDS but does not conduct the investigation. The OIR reviews for content, thoroughness, fair and unbiased, reviews all critical incidents (OIS/OIDs) and in-custody deaths. OIR responds to the scene of critical incidents and observe interviews. Note the Fresno OIR consists of one attorney who is a retired FBI area supervisor. The OIR is a city employee, who works under the supervision and direction of the City Manager. The OIR is also responsible for conducting quarterly audits and prepares a written report. The auditor reports to the city manager.

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## **Irvine**

### **Name of Civilian Oversight Organization:**

No Civilian Oversight Board or Commission.

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## **Long Beach**

### **Name of Civilian Oversight Organization:**

## Survey Results

### Citizen Police Complaint Commission (CPCC)

#### **Status on Backgrounds:**

Yes - limited to only Live Scan Fingerprints that are conducted by the Police Department. The CPCC Manager reported there is no required disqualification method and decision to accept any criminal background is under the purview of the CPCC Manager.

#### **Accessibility of Records:**

The Commission does not have access to Police Department personnel files, Internal Affairs files or OID/OIS Criminal Case Books. The Commission has a paid staff of a manager who oversees two special investigators. When a citizen complaint is filed, one copy of the complaint goes to the Police Department and the other to CPCC. The complaint is then investigated by the Police Department Internal Affairs Office and the CPCC. The Police Department IA case is not shared with the CPCC and the CPCC is not shared with the PD - both entities establish a finding.

The CPCC reviews the investigation conducted by the CPCC investigators in Closed Session. the CPCC investigators do have access to the subject officer statements to complete their investigation. The CPCC does not review an OID or OIS unless a citizen complaint is filed. The CPCC does not have access to the Criminal Case Book. When the Police Department Homicide Unit completes the investigation, a disposition letter is sent to the Police Chief. The Homicide Bureau also provides CPCC an overview of the incident and their investigation results.

#### **Role or Responsibility:**

The Commission states it is neither an advocate for the complainant nor Police personnel and CPCC findings can result in the accused personnel being disciplined, trained or exonerated. The Commission does not set policy, however its findings have resulted in policy changes or clarified to best serve the community. CPCC does not make policy recommendations to the Police Department. The CPCC has subpoena power but it is rarely used.

The primary objective of the commission is to conduct a thorough investigation into allegations of police misconduct improving the demeanor of long beach police officers toward the public and maintaining community trust in the local law enforcement agency./The Charter grants the CPCC authority to receive, administer and investigate, through an independent investigator, allegations of Police misconduct with an emphasis on excessive force, false arrest, and complaints with racial or sexual overtones.

#### **Composition:**

Commission is codified in the City Charter (Sections 1150-1155).

## Survey Results

There are two facets of the CPCC, one includes paid city staff who are responsible for conducting citizen complaint investigations by way of paid investigators. It is staffed by a fulltime manager and two investigators. The second, consists of 11 appointed volunteers. Long Beach is divided into eight districts and the Commission consists of one commissioner from each district and two at-large members. Commissioners are appointed by the Mayor and City Council.

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## **Oakland**

### **Name of Civilian Oversight Organization:**

The City of Oakland has three entities that provide Civilian Oversight:

- 1 - Oakland Police Commission (OPC)
- 2 - Community Police Review Agency (CPRA)
- 3 - Oakland Office of the Inspector General (OIG)

### **Status on Backgrounds:**

A background is required for both the Police Commission volunteers, the CPRA Director, Police Commission Director, special investigators, and Inspector General. Volunteer backgrounds are limited to public information with completed backgrounds posted as public information on the Police Commission website. All other required backgrounds for paid/contracted staff require a criminal history check and are not posted online but retained by the Police Commission Office.

### **Qualifications/Meetings:**

There are two requirements to become a member of the police commission:

1. Must be an Oakland resident
2. Must be 18-years of age or older at time of appointment

In the job flyer for the police commission, it states that individuals who have been previously incarcerated are encouraged to apply.

### **Accessibility of Records:**

The CPRA and the commission do not have access to police officer personnel files or OID/OIS Criminal Case Books.

### **Role or Responsibility:**

## Survey Results

The Oakland Police Commission is made up of volunteers with the CPRA serving as the investigation wing of the commission. The Police Commission reviews Police Department policies and procedures and may make recommendations to the Police Chief. The Police Commission has the authority to terminate the Police Chief under certain criteria outside of the scope of this study.

The CPRA has a director and special investigators that conduct citizen complaint investigations. The CPRA conducts an investigation on the same complaints the police department handles.

The Inspector General works under the umbrella of the Police Commission. The Inspector General conducts audits.

The duties and responsibilities of each of the three entities is extensive.

### **Composition:**

- 1 - Oakland Police Commission (OPC) - consists of volunteer commissioners and city staff
- 2 - Community Police Review Agency (CPRA) - consists of city staff and investigators that are paid city employees
- 3 - Oakland Office of the Inspector General (OIG) - paid city employee

### **Misc. Notes:**

The commission executive director, the CPRA director and investigators require a background investigation which is completed by an outside contracted agency. "The background shall include:

- a. Verification of educational and employment background, and any other information that may be verified by a public records search; and
- b. Results of a criminal records search. The results of the background checks may be used solely for the purpose of evaluating the candidates for the CPRA agency director and for CPRA agency complaint investigator. The results of the background checks of candidates for the position of cpri director shall be submitted only to the commission. The results of any background checks of candidates for the position of cpri complaint investigator shall be submitted only to the agency director."

Background checks for commissioners are found in muni-code section 2.45.060 and reads as follows:

"In accordance with federal and state law, a background check shall be performed on the mayor's and the selection panel's final candidates for the position of commissioner and alternate before their names are submitted to the city council for confirmation. The city administrator's office shall retain an independent contractor to perform these background checks, which shall include:

- A. Verification of educational and employment background, and any information that may be verified by a public records search.

The results of the background check identified in subsection a, above, shall be treated as public records, and shall be considered by the appropriate appointing authority prior to submitting the names of the final candidates to the city council of confirmation."

## **Sacramento**

### **Name of Civilian Oversight Organization:**

The City of Sacramento has two separate oversight entities:

- 1 - Office of Public Safety Accountability (PSA)
- 2 - Sacramento Community Police Review Commission (SCPRC)

### **Status on Backgrounds:**

Live Scan Only

### **Accessibility of Records:**

Commission does not have access to Internal Affairs files, citizen complaint investigations or OIDS or Criminal Case Books.

### **Role or Responsibility:**

The Office of Public Safety (OPS) - covers both the Police Department and the Fire Department whereas the Sacramento Community Police Review Commission (SCPRC) is limited to just the Police Department.

The primary function of the SCPRC is to review Police Department policies and procedures and make recommendations. The Commission does not investigate or conduct reviews of citizen complaint investigations or OIDs. Additionally, the Commission does not have access to the complaint investigations or the OIDs Criminal Case Books.

- a. The commission shall advise and make recommendations to the city council regarding police policy, procedures, and best practices, including those related to community relations, hiring, and training best practices
- b. The commission shall review quarterly reports prepared by the office of public safety accountability consistent with California penal code 832.7 C, relating to the number, kind, and status of all citizen complaints filed against police department personnel, to determine whether there are patterns of misconduct that necessitate revisions to any police policy, practice or procedure.
- c. At least annually, to report and make recommendations to the mayor and the city council regarding the activities of the commission and the Sacramento police department's efforts to strengthen bias-free policing and community-police relations.

## Survey Results

### **Composition:**

Both entities are codified in the City Charter and Municipal Code. The roles, functions and responsibilities are not well defined and as of the date of this report as currently being reviewed for updates. There has been feedback from the Commission that their role is not defined and that any recommendations that are made to the Police Chief are routed through the PSA. Currently there is no defined reporting method or structure for the Commission to route feedback. The Commission has written 101 recommendations that have not been reviewed by the Police Chief as there is nothing codified that requires him/her to do so.

- a. The commission consists of 12 members who shall be appointed as follows:
    1. One member shall be recommended for appointment by each council member
    2. Three members shall be recommended for appointment by the mayor
    3. One member shall be recommended for appointment by the personnel and public employees committee pursuant to article I of chapter 2.40. this member must be between the ages of 14-22 years at the time of appointment.
  - b. Pursuant to section 230 of the charter, after receiving recommendations from the councilmembers and the personnel and public employees committee, the mayor shall appoint all members of the commission, subject to the concurrence of a majority council vote.
  - c. All members must be residents of the city of Sacramento
  - d. No past or present peace officer, or current employee of the city, shall be appointed to the commission.
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## **Santa Ana**

### **Name of Civilian Oversight Organization:**

There is no Civilian Oversight Board or Commission. At the time of this report, a proposal is in development to place the establishment of an Oversight Commission on the November 2022 ballot.

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## **Stockton**

### **Name of Civilian Oversight Organization:**

No Civilian Oversight Board or Commission dedicated to the Police Department but does have a City Manager Review Board (CMRB).

### **Status on Backgrounds:**

No background but members sign a confidentiality disclosure.

## Survey Results

### **Accessibility of Records:**

The CMRB is not an oversight board or commission that reviews complaints or critical incidents. The PD may give presentations on an OIS if it occurred between meetings.

The purpose of the CMRB is to support city efforts to meet the five goals and support the city in its on-going effort to collaboratively:

- a. Promote comprehensive public safety strategies
- b. Build, enhance, and extend relationships with the diverse communities;
- c. And influence the acquisition and distribution of resources in support of this effort

### **Role or Responsibility:**

The CMRB does not review any citizen complaints or any OIS/OIDs.

The CMRB focuses solely on the review and analysis of qualitative and quantitative data to ascertain actionable insights and the review of policies and practices, including but not limited to:

- 1. Citizen complaints
- 2. Police calls for service
- 3. Officer involved shootings
- 4. Use of force
- 5. Assaults on officers
- 6. Part I crime incidents
- 7. Shootings
- 8. Traffic stops (all)
- 9. Community problem-oriented policing projects initiated
- 10. Public appearances/community engagement projects/

### **Composition:**

Board consists of 10 members including a Police Sergeant and nine members of various formal community organizations. The CMRB meets quarterly at a minimum.