

## **Duties and Responsibilities** Closed Session – Dissenting Memo

### **(From Members Rodrigues and Norris)**

A CRB member who votes in the minority to accept or not accept an OIPA Findings and Recommendations in closed session voting, may write a “Dissenting Memo” expressing their views on why they dissented from the majority of CRB members.

The memo may be written by each CRB member that did not vote with the majority. If there are multiple dissenting CRB members, they may choose to collaborate and write one memo.

The memo shall be designated as “confidential” and not released to the public.

The memo shall be distributed by the author(s) to the General Manager, Chief of Police, Independent Police Auditor, and CRB members.

The Chief of Police or General Manager may use the memo in his or her decision(s) on any action to be taken regarding the sworn BART Police Department member that is the subject of the OIPA Findings and Recommendations.

Should the Chief of Police or General Manager need any clarification about the memo(s), the dissenting member(s) shall make themselves available to answer questions.