

Date: October 18, 2024
To: BART Board of Directors
From: BART Police Citizen Review Board
George Perezvelez, Chairperson
Subject: 2024 BART Police Oversight Model Review

BART Police Citizen Review Board Members:

Toren Fischer	District 1
Sonja Shephard	District 2
William White	District 3
Dana Lang (Vice Chairperson)	District 4
Vacant	District 5
Lester M. Mensinger	District 6
Vacant	District 7
David Rizk	District 8
George Perezvelez (Chairperson)	District 9
Vacant	Public-At-Large
Gabriel Rodrigues	BART Police Officers and Managers Associations

This is the formal written report to the Board of Directors.

Pursuant to Chapter 3-01 Oversight Model System Evaluation:

The Board, with input from the BPCRB, IPA, BART Police Associations, GM, DSO, complainants, and the public will evaluate the BART Police citizen oversight structure every 3 years to determine whether the need exists to make changes and/or otherwise make adjustments to the system to improve its continued performance. These evaluations shall in no way be intended to eliminate the BART Police Citizen Oversight Structure.

The BPCRB created an *Ad Hoc BART Citizen Oversight Model Review Subcommittee* in 2024 composed of Board Members White, Rodrigues and Perezvelez. The Ad Hoc subcommittee met five (5) times and compiled a list of recommendations for submission and consideration by the full BPCRB.

The BPCRB, at its regular meeting(s) in June, July, August and September 2024 with final changes for review and discussion at its October 21, 2024, BPCRB meeting, thoroughly vetted all recommendations via a robust exchange. During its deliberations, input was taken from the community, Chief of Police as well as the OIPA. The Police Union appointee to the BPCRB, Mr. Rodrigues, was a member and active participant of the *Ad Hoc BART Citizen Oversight Model Review Subcommittee*.

Summation of Recommendations

1. Chapter 2-01- BPCRB Name Change
2. Chapter 1-04 - Under Duties and Responsibilities- New Closed Session Section
3. Chapter 2-04 Section A- Expanded Meeting Attendance Requirements
4. Chapter 2-07 - Under Duties and Responsibilities- New Legal Assistance Section
5. Chapter 2-07 - Under Duties and Responsibilities- Expanded Policy Review Process
6. Chapter 2-07 - Under Duties and Responsibilities- Section K- Expanded Responsibilities Related to Administrative Support
7. Chapter 2-07 - Under Duties and Responsibilities- Section J - Delineated Chief of Police Selection Process
8. Chapter 3-02- New Chapter- Budgetary Consideration and Financial Resources Allocations

Due to the necessary, but expedited *BART Citizen Oversight Model* review process and the October 24th, 2024, timeline, the BPCRB was not able to compile from the OIPA a concurrence or non-concurrence section on its proposed changes. We ultimately do not expect any considerable concerns as the totality of the eight changes are directly related to the sustainability and operational efficiency of the BPCRB.

We respectfully request your consideration of our proposed changes. At the formation of the BPCRB and the OIPA, the Board of Directors wisely acknowledged that a mandated review of the *BART Citizen Oversight Model* would be beneficial and critical to the sustainability and longevity of its Police oversight structure. This is essential to the continuation and expansion of public trust, transparency, accountability and to ensure the legitimacy of its institutions.