



BAY AREA RAPID TRANSIT POLICE DEPARTMENT
Kevin Franklin, Chief of Police
101 8th Street
Oakland, CA 94604-2688
www.bart.gov/police

MEMORANDUM

TO: Chief Kevin Franklin via the Chain of Command
FROM: Lieutenant Wendy Sanchez
DATE: March 3, 2026
SUBJECT: Policy Updates for BPCRB review

The Policy Review Committee met and approved the following policy for department review and acceptance. Please provide the necessary notification to the BPCRB at your convenience. The modifications to the policies are included below:

Policy 311 Firearms – corrected section 311.3.1 list of approved optic adapter plate
Policy 402 Bias-Based Policing – updated definition and supervisor responsibilities per CA POST definition and Penal Code § 13519.4(e)
Policy 417 Exclusion (Prohibition) Orders – added language addressing Prohibition Orders to employees and clarified sections 417.5.3 and formatting
Policy 711 Specialized or Military Type Equipment – updated 2025 Annual Military Equipment Inventory attachment to 711.4

Respectfully,

A handwritten signature in cursive script that reads "Wendy Sanchez".

Wendy Sanchez #21
Lieutenant Support Services
Bay Area Rapid Transit Police Department

Lexipol Release Notes

402 Bias-Based Policing: February 2026

This policy has been updated because regulatory action impacts its content. The update should be accepted and implemented as soon as possible. 2023 AB 443 required the Commission on Peace Officer Standards and Training (POST) to establish a definition of "biased conduct" incorporating elements of Penal Code § 13510.6 and requires law enforcement agencies to use that definition in any investigation into a bias-related complaint or incident. POST recently adopted a regulation that sets forth the definition of biased conduct. Changes include:

- **DEFINITIONS** has been updated to include the POST definition of biased conduct.
- **SUPERVISOR RESPONSIBILITIES** has been updated to include the investigation of a bias-related complaint using the biased conduct definition and improper profiling as described in Penal Code § 13519.4(e) and the Edit Level has been changed from "Best Practice" to "State."