



# Proposed Revisions to District Whistleblower Policy – Third Review

May 18, 2021



Image Source: <https://creativecommons.org/licenses/by-nc-nd/3.0/>



Image Source: <https://creativecommons.org/licenses/by-nc/3.0/>

# Item for Discussion



Reporting Misconduct	BART Management Language	Office of the Inspector General (OIG) Concern
Ethics Complaints and Questions	<p>The District’s Ethics Officer handles complaints and questions regarding ethics and improprieties, conflicts of interest, and provides leadership and advice on governance issues to ensure that ethical behavior is consistently adhered to throughout the District.</p>	<p>Management proposes to keep the language as is as an alternative option for where people can report allegations. The OIG still considers the language, “handles complaints and questions regarding ethics and improprieties, conflicts of interest” as not specific enough for those who want to file complaints to know when they should report something to the Ethics Officer vs. the OIG or the Office of Civil Rights (OCR) and whether the OIG or OCR should be the first option considered. The basis for the concern is that anything that is required to be reported to the Office of the Inspector General or the Office of Civil Rights is technically an impropriety or ethical issue and can include conflicts of interest. More clarity is needed as to what type of improprieties should be reported to the Ethics Officer vs. the OIG or OCR.</p>