

GENERAL ORDER

Rev. 02/12/97

DEPARTMENT ACCIDENT BOARD OF REVIEW

This order establishes the Department Accident Board of Review (DABOR) and its concomitant Department Accident Advisory Committee. The order also establishes disciplinary guidelines for members who are responsible for collisions.

I. DUTIES OF DABOR

It is the policy of the San Francisco Police Department that the Department Accident Board of Review (DABOR) review all member-involved collisions reportable pursuant to Department General Order 2.06, Vehicle Accidents Involving Members. DABOR shall also determine causative factors, compliance with Department policies and procedures, and recommend disciplinary action.

II. DABOR MEMBERS. DABOR shall be composed of the following members:

A. Commander assigned to the Field Operations Bureau.

B. Commander of the Special Operations Division.

1. The Deputy Chief of Field Operations shall designate a Commander assigned to the Field Operations Bureau as the Chair. The Chair shall designate a member of DABOR as the acting Chair to serve during his/her absence.

C. Commanding Officer of the Traffic Company.

D. DABOR Secretary selected by the Chair (non-voting).

E. Member of the Training Division's Emergency Vehicle Operations Unit (non-voting).

III. REVIEW OF MEMBER-INVOLVED COLLISIONS

- A. COLLISION REVIEW.** DABOR Chair shall review all vehicle collisions involving members. When necessary, the Chair shall call meetings of DABOR to examine collision packets, reviewing the Supervisory Investigation and Commanding Officer Administrative Investigation. DABOR may either approve, modify or overrule the conclusions in these reports.
- B. DABOR HEARINGS.** DABOR may hold a hearing to review collisions to determine if a member is responsible. DABOR may also hold a hearing to review any collision, regardless of the determination of responsibility, whenever the Chair deems it necessary.
 - 1. QUORUM.** A quorum shall consist of three voting members.
 - 2. CONSENSUS.** A simple majority of voting members is required to sustain a disciplinary recommendation. In cases where agreement cannot be reached, the matter shall be referred to the Chief of Police.
- C. RIGHTS/REPRESENTATION/REVIEW OF MATERIAL.** The member shall receive a written notification fourteen (14) days prior to the DABOR hearing. The notification shall include a synopsis of Peace Officer Rights as outlined in Department General Order 2.08, Peace Officers' Rights. In addition, the member shall be afforded the opportunity to examine all the materials that are to be considered by the Board.

D. DISCIPLINARY RECOMMENDATIONS. After careful and thorough review of documents, materials and statements regarding the collision, DABOR shall make recommendations, subject to the approval of the Chief of Police. Recommendations will be based upon a progressive disciplinary schedule within a fixed time frame of five (5) years.

1. Counseling by the member's commanding officer and a Letter of Responsibility.
2. Chief's Letter of Reprimand
3. One (1) to ten (10) day suspension.
4. Police Commission Hearing.

E. DOCUMENTATION OF DISCIPLINARY ACTION. Counseling, written reprimand, Letter of Responsibility, or suspension will be documented in the member's personnel file and, if applicable, in the member's PIP file.

F. ADDITIONAL NON-DISCIPLINARY ACTION. DABOR may, with or without a hearing on a member-involved collision, order the suspension of the member's department driving privilege pending re-training in emergency vehicle operations, or order retraining without suspension of driving privileges. Any such action shall be considered a performance improvement measure and shall not be construed as discipline.

References

DGO 2.06, Vehicle Accidents Involving Members
DGO 5.05, Response and Pursuit Driving
Administrative Investigations of Member-Involved Vehicle Collisions (DM-14)