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Status of Public Records Requests Made Pursuant to Senate Bills 1421 and 16 (SB 1421 and SB 16)

This report provides an update on the status of public record requests and documents produced pursuant to California Penal Code § 832.7, commonly known as “SB 1421 and SB 16 records.”¹ The Department of Police Accountability (DPA) publishes SB 1421 and SB 16 records in an online portal at <https://sfdpa.nextrequest.com/>.

Total Cases Released: 78
Total Pages Released: 49,380

Report Date: September 13, 2023

Data Run Date: September 7, 2023

SB 1421 and SB 16 Requests and Productions			
Use of Force			
Officer-Involved Shooting	8/9/23	9/13/23	Difference
Cases Released	27	27	0
Pages Released	33,152	33,152	0
Great Bodily Injury	8/9/23	9/13/23	Difference
Cases Released	43	43	0
Pages Released	11,400	11,400	0
Unreasonable or Excessive Force	8/9/23	9/13/23	Difference
Cases Released	3	3	0
Pages Released	567	567	0
Failure to Intervene Against Unreasonable Force	8/9/23	9/13/23	Difference
Cases Released	0	0	0
Pages Released	0	0	0
Sexual Assault			
Sexual Assault ²	8/9/23	9/13/23	Difference
Cases Released	0	0	0
Pages Released	0	0	0

¹ Until January 1, 2022, Penal Code § 832.7 required confidentiality for peace officer personnel records except in four categories: (1) officer involved shooting investigations, (2) uses of force that cause great bodily harm, (3) sustained findings of sexual assault, or (4) sustained findings of dishonesty. Records in these four categories are called “SB 1421” records after the 2019 senate bill that made them disclosable. On January 1, 2022, Senate Bill 16 (“SB 16”) expanded these disclosable categories to include: (5) sustained findings of unreasonable or excessive force, (6) sustained findings of failure to intervene against another officer using excessive force, (7) sustained findings of unlawful arrest or search, and (8) sustained findings of biased policing.

² No DPA records qualify for production in this category.

Unlawful Arrest or Search			
Unlawful Arrest or Search	8/9/23	9/13/23	Difference
Cases Released	2	2	0
Pages Released	1,322	1,322	0

Dishonesty			
Dishonesty	8/9/23	9/13/23	Difference
Cases Released	2	2	0
Pages Released	2,885	2,885	0

Biased Policing			
Biased Policing	8/9/23	9/13/23	Difference
Cases Released	1	1	0
Pages Released	104	104	0

Case Eligibility Review Across All Categories ³			
	8/9/23	9/13/23	Difference
Exempt Case Determinations	905	915	10

Record Requests Across All Categories			
	8/9/23	9/13/23	Difference
Received ⁴	165	166	1
Closed	133	133	0
Pending ⁵	32	33	1

Media File Productions Across All Categories			
	8/9/23	9/13/23	Difference
Audio Files (Minutes)	5,439	5,650	211
Video Files (Minutes)	42	43	1

³ Cases are reviewed to determine eligibility for disclosure in response to requests for specific officer or incident records and global requests for all records that fall within an SB 1421 or SB 16 category.

⁴ Includes 14 global requests for all disclosable records.

⁵ DPA is responding to global requests for all disclosable records and similar voluminous requests on a rolling basis.