

*Police Commission Policy (DGO 8.10) v. SFPD-JTTF MOU:*  
**KEY SAN FRANCISCO REGULATIONS LOST**  
Under Secret SFPD Agreement with the FBI

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1. **CIVILIAN CONTROL:**

Like all Dept. General Orders and pursuant to their charter-power to “prescribe any reasonable rules and regulations” for the SFPD, **only the Police Commission can amend, revoke or grant exceptions to DGO 8.10** (“Guidelines for Protection of First Amendment Activities”) **and only after a properly-noticed public hearing.**

2. **LOCAL STANDARD:**

SFPD may gather intelligence or otherwise participate in investigations “involving First Amendment Activities” **only if there is “articulable and reasonable suspicion” of significant criminal activity.**

3. **COMMAND AUTHORIZATIONS:**

**Written, command level authorizations** – from Special Investigation Division (SID) commanding officer, Deputy Chief of Investigations, and Chief of Police – **are required** to engage in these activities. Use of particularly intrusive techniques -- electronic surveillance, undercover officer, infiltrators or mail covers – and extensive of time limits for investigations require additional, separate written command level authorizations.

4. **CIVILIAN OVERSIGHT:**

**These written authorizations must be maintained at SFPD and available for review** on a monthly basis by the designated Police Commissioner responsible for monitoring compliance with the Guidelines **and subject to the audit and summary public reporting** function performed by the OCC for the Police Commission on an annual basis.

5. **INTRUSIVE TACTICS:**

**Informants, infiltrators and undercover officers are subject to specific rules of conduct** (e.g. no assumption of organizational leadership, no initiation or suggestion of plans to commit criminal acts, etc.)

6. **TRANSPARENCY:**

**SFPD procedures and records are subject to state and local public records laws.**