



Senate Resolution No. 2018/2019-036

In Demand of UC Berkeley Implementing an Independent Police Advisory Board

Primary Sponsor

Nick Araujo (ASUC Senator)

Cosponsors

Rachel Roberson (Co-Author, External Affairs Vice President, Graduate Assembly), Luis Mora (University and Police Accountability Director, Senator Araujo), Ivan Hernandez (University and Police Accountability Intern, Senator Araujo), Kimberly Robledo (Chief of Staff, Senator Araujo), Viviana Martin-Gonzalez (Chief of Staff, Senator Araujo), Dominick Williams (Legislative Director, EAVP), Leonard Irving-Thomas (President, Black Collectivism at Cal), Alexander Wilfert (ASUC President), Nuha Khalfay (ASUC External Affairs Vice President), Paul Monge (Former UC Student Regent), William Wang (ASUC Senator), Amir Wright (ASUC Senator), Nikhil Harish (ASUC Senator), Anna Whitney (ASUC Senator), Amma Sarkodee-Adoo (ASUC Senator), Aaron Bryce Lee (ASUC Senator), Regina Kim (ASUC Senator)

WHEREAS, the University of California Police Department (UCPD) serves as the officially-recognized law enforcement on the University of California campuses¹; and,

WHEREAS, UCPD is expected to create a safe and secure environment for everyone to enjoy²; and,

WHEREAS, UCPD publicly commits to collaborating with community partners in their efforts of providing high-quality service, specifically by involving students, faculty, and staff in their activities and operations³; and,

WHEREAS, the Chief of Police, under the general administrative direction of the Vice Chancellor, is responsible for and has commensurate authority to command, direct, and organize the UCPD⁴; and,

¹ ucpd.berkeley.edu

² ucpd.berkeley.edu

³ ucpd.berkeley.edu

⁴ policy.ucop.edu

WHEREAS, the Vice Chancellor of Administration and UCPD Chief of Police, serving as their own measures of accountability, foster an institutional lack of police oversight and advising that fails to include students, staff, faculty, and community members⁵; and,

WHEREAS, in June of 1990, the University commissioned the Police Review Board to evaluate and administer community complaints against UCPD and to monitor and review departmental policies and procedures⁶; and,

WHEREAS, the role of the Police Review Board has steadily narrowed since its inception, and can no longer review or evaluate the holistic impact of UCPD to our campus community, nor can it monitor and advise UCPD policy and procedures; and,

WHEREAS, in response to the increase in police presence and misconduct on campus, the ASUC established an internal ASUC Police Oversight Commission last Spring in an effort to foster student-centered dialogue around university police accountability, advising, and review⁷; and,

WHEREAS, this internal ASUC Commission is not recognized by the University as an advisory body over UCPD, therefore, is limited in its capacity to hold UCPD leadership accountable⁸; and,

WHEREAS, in 2014 the University of California Davis established a robust independent Police Accountability Board (PAB) that includes multiple undergraduate students, graduate students, and staff members as voting members⁹; and,

WHEREAS, the University of California Merced has recently created a Police Advisory Board of 16 members that includes representation of students, faculty, and staff including a reserved spot for an undocumented student¹⁰; and,

WHEREAS, according to a recent study done by the USC Center of Race and Equity, UC Berkeley is one of the worst Universities for Black students in California and the worst UC campus for Black students, particularly because of its low Black admission rate and low Black retention rate¹¹; and,

WHEREAS, Black students and other underrepresented minority students at UC Berkeley face an institutionalized campus environment that does not cater to their feeling on inclusion, specifically highlighted through previous ASUC legislation asking the University to revisit campus safety initiatives¹²; and,

WHEREAS, according to a recent campus climate survey administered by the UC Office of the President, underrepresented minority and multi-minority students on campus are less comfortable with the overall campus climate than White students and other at large-students of color¹³; and,

⁵ policy.ucop.edu

⁶ vca.berkeley.edu

⁷ [SR 17/18-67: Creating an ASUC Police Oversight Commission](#)

⁸ [ASUC Commission Bylaws](#)

⁹ [UC Davis Police Advisory Board](#)

¹⁰ [UC Merced Police Advisory Board](#)

¹¹ [USC Race and Equity Center - Black Students at Public Colleges and Universities](#)

¹² [SR 17/18-11: Calling for the Limitation of Police Presence on Campus](#)

¹³ [UCOP Campus Climate Study, UC Berkeley](#)

WHEREAS, the lack of accountability and transparency of police forces deteriorates the trust between the law enforcement and members of the community, fostering an unsafe campus climate¹⁴; and,

WHEREAS, the ASUC has repeatedly shed light on UCPD's lack of civilian accountability, and previous legislation has called upon UC Berkeley to engage with students around establishing an independent police accountability board, similar to UC Davis' model, yet, this there has been minimal advancement of this student-demand from the University¹⁵; and,

WHEREAS, during this year's Senate Leadership Institute in the Fall, UC Berkeley's Chief of Police verbally expressed her effort of establishing a Police Advisory Board, yet has since failed to include students in the conversation of its creation and composition; and,

WHEREAS, students and community members have repeatedly petitioned for increased transparency and accountability from both UCPD and the administration that they report to, and have been systematically removed from the critical process of building an advisory model that meets our needs.

THEREFORE BE IT RESOLVED, the Association of the University of California, through the advocacy of its Senators and ASUC President, explicitly advocate in demand of an Independent Police Advisory Board organized and self-sustained in accordance with Appendices A and B; and,

THEREFORE BE IT FINALLY RESOLVED, that as a unified organization, the ASUC demonstrate our commitment to student representation and shared governance/oversight, by pausing future organizational partnership with UCPD until the student-approved model for an independent police advisory board be adopted.

¹⁴ www.dailycal.org

¹⁵ [SB 14/15-75: In Support of UC Berkeley Police Accountability Board](#)

Appendix A

Independent Police Advisory Board

I. PURPOSE

- A. The Police Advisory Board or the Board is a body strategically positioned independent of the Police Department in order to provide authentic community engagement, policy and legal review, informal complaint analysis, as well as research through data transparency.
 - 1. While the Board is an independent body, the Board will regularly report directly to the UC Berkeley Chancellor.

II. COMPOSITION

- A. The Board shall consist of twelve (12) proactive members of the campus community; eight (8) will serve as voting members, four (4) will serve as ex officio members. All members of the Board will be appointed to two (2) year terms.
- B. Voting members will be composed of the primary constituent groups of the campus community: 1) Students, 2) Faculty, 3) Workers, 4) Local Community
 - 1. Student representatives will consist of two (2) undergraduate students and one (1) graduate student
 - a) The student representatives will be selected by the previous year's Board
 - 2. There will be two (2) faculty representatives
 - a) Faculty representatives should have a demonstrated commitment to our University's diversity and inclusion mission and values
 - b) Faculty representatives will be selected by the Academic Senate and approved by the previous year's Board
 - 3. There will be two (2) worker representatives
 - a) Worker representatives should have a demonstrated commitment to our University's diversity and inclusion mission and values
 - b) Worker representatives will be selected by the labor council or AFSCME and approved by the previous year's Board
 - 4. One (1) local community member may serve as a representative
- C. Non-voting and ex officio members will be composed of: two (2) Co-Chairs, one (1) designee from UCPD leadership (though not the Chief of Police), and one (1) designee from the Police Review Board
 - 1. Co-Chairs will consist of one (1) faculty representative and (1) student representative
 - a) Co-Chairs must have a demonstrated understanding of the nuance of campus police shared governance

- b) The Co-Chairs will regularly meet with the Chancellor or their designee to ensure that they are well informed and advised on pertinent community and police relations
- 2. The two (2) designees: UCPD and PRB, are intended to provide two-way communication between their respective constituency groups and the Board

III. ACCOUNTABILITY TO COMMUNITY

A. Annual Report

- 1. The Police Advisory Board will release an annual report every academic year. This report will summarize an pertinent findings about community and police engagement, as well as clearly outline role and impact of the Board.
- 2. The Annual Report will be intentionally shared with members of the campus community that are more impacted by policing.

B. Public meetings once per semester, in the form of either town hall or forum

- 1. Public meetings must be coordinated and facilitated by the Board, and be reflect of the current needs of the campus community

C. Research informed engagement

- 1. The Board will review survey data relating to the campus community's experience with policing
 - a) This data will be collated and evaluated by the Board
 - b) This data will be distilled into a public report for the campus community
 - c) This data will then be used to inform the ways in which the Board engages with members of the campus community around policing
- 2. The Board will review police policy and practices pertinent to campus policing

Appendix B

