

April 30, 2020—Director Fitchard emailed a list of Body Worn Camera questions to Deputy Chief Hagar that Board members raised at the April COB meeting. DC Hagar sent his responses (in red) on May 4, 2020. Director Fitchard followed up on May 22, 2020 with a few more questions (below in blue) and asked Deputy Chief Hagar to release this information as an informational report to the community.

- **Why were BWC's only deployed to the Traffic and DUI units?**

The MNPD accepted the recommendations from the District Attorney Glenn Funk and the DOJ/BJA consultants for a phase one pilot project (I recall you represented COB at those meetings). That phase one recommendation was deployment to Traffic & DUI units.

- **Which precincts are the Traffic and DUI officers assigned?**

The Traffic Section is separate from the precincts and part of the Special Operations Division. It covers the entire county. See organizational structure in MNPD Manual: <http://pdweb.metropd.org/directives/manual/MNPDManual.pdf>

- **Provide a heat map of non-test recordings that show the general location of activations.**

Attached

- **Why were officers provided 2 cameras each? Could the pilot have expanded to 46 officers with the issuance of 1 camera to each officer?**

Ensuring a body worn camera is available and charged was an essential element of MNPD BWC deployment goals. Officers were given 2 BWC systems for several reasons. First, the officers need a way to be able to quickly change out BWC systems in the field for when the BWC battery is low. The batteries inside the BWC are non-removable or able to be changed out. The only way to charge the BWC's are in the docks at precincts and via a slow car charger given to each officer. The car charger is only for emergencies as it is slow and does not give the battery full sustainability like being charged from the dock. The camera systems also has to be uploaded prior to the end of each shift. If the officer only had one camera, they would be required to wait on the system to fully upload prior to ending their shift. This would require an officer to either end their shift early, removing them from the communities they patrol or pay them expensive overtime.

Second, a part of the goal of ensuring that a camera available and charged, is the policy requirement that employees with an assigned camera utilize such cameras during extra duty or off duty employment.

- **Provide clarification of the costs associated with the BWC/ICC program.**

For complete information regarding the entire program, I would refer you to Metro Finance. Not all costs associated with the program are MNPD costs. Metro IT, General Services and the DA were also involved in cost planning and expenditures.

- **Provide a weekly or bi-weekly assessment of how many hours of footage each officer has logged using the BWC and ICC.**

MNPD tracks videos by number and size. For your reference, a BWC captures about 2.2 GB for every hour of video. An ICC captures approx. 6 GB for every hour of video.

BODY WORN CAMERA RESPONSES FROM MNPD

Video Start Date Range From 3/9/2020 To 4/25/2020

Summary: Counts and Percent's By Event Category

Event Category	Video Count	Video Percent	Video Size	Size Percent
General Citizen Contact	278	6.18%	169.1 GB	7.87%
Traffic Stop (Non-Arrest)	793	17.63%	436.7 GB	20.33%
Police Involved Crash	29	0.64%	35 GB	1.63%
Vehicle Pursuit/Use of Force	2	0.04%	206.8 MB	0.01%
Arrest/Evidentiary/Search	1	0.02%	457.7 MB	0.02%
Training/Test/Misc	2933	65.21%	576.8 GB	26.84%
Investigative Stop	15	0.33%	13.8 GB	0.64%
Evidentiary/Search	91	2.02%	140.3 GB	6.53%
Arrest-Custodial/Citation	218	4.85%	684.9 GB	31.88%
Call For Service	138	3.07%	91.4 GB	4.25%
Total Videos	4498	100.00%	2.1 TB	100.00%

- What issues, if any, were encountered?

Battery life on BWC is less than anticipated; providing additional support for the issuance of two cameras. Sync between BWC and ICC has been a few seconds off. The vendor is aware of these issues and actively working with MNPD to address concerns.

- When are supervisors reviewing the footage to make sure that officers are using the equipment as required by policy? Is it daily, weekly, biweekly?

Supervisors are required by policy to review at least 2 videos of each officer per month. These videos are randomly selected by the BWC Administrator. In addition to the required audits, supervisors are also required by policy to review the video of any officer involved in a use of force, pursuit, or subject of a complaint or investigation. Supervisors can also use the recordings for evaluations and training purposes.

- Have supervisors identified any concerns with officer/community interactions?

None have been reported.

- Is video capturing the best angle(s) based on the location of cameras (BWC/ICC)?

Yes. The BWC/ICC systems are capturing the best angles possible.

- How is the footage stored?

Digitally on secure servers located at Metro ITS.

- Who is the keeper of the storage? MNPD or District Attorney?

The secure servers are located at Metro ITS. MNPD and the District Attorney have access.

- Have there been any problems with uploading data to storage?

There has been no loss of video recordings during uploads.

- Have the District Attorney and Public Defender been able to get access to BWC and ICC video through the proposed mechanisms?

Yes. The District Attorney has unfettered access to videos involving arrests. Consistent with law, that office remains the conduit for access by others, including the Public Defender. The MNPD is unaware of any issues with that process.

- What percentage of BWC/ICC used in prosecutions?

You would have to inquire to the Office of the District Attorney (DA). The MNPD provides the DA with unfettered access to cases involving arrests. Until and unless an arrest disposition is provided or an

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officer is subpoenaed, the MNPD has no information how the DA may have used those videos in their prosecution decisions.

- **Provide the total number of videos as well as disaggregated by the case outcome (no action, warning, citation, misdemeanor arrest, and felony arrest).**

Case outcomes are generally not available for several weeks and largely dependent upon the courts and DA's Office. With most courts and clerks offices closed or limiting operations due to COVID19, it is unknown when most of that data will be available. Even then, these outcomes are reported by the courts in CJIS, not into the WatchGuard camera system.

- **Were the iPhone 11's purchased by MNPD used for the BWC/ICC implementation?**

Yes, they support the program.

- **Have you received any public feedback or comment about the BWC/ICC pilot program or implementation?**

To date we have received no public feedback since the announcement of the March pilot program.

We made this announcement via the Nashville media outlets, our social media accounts, and our website. We also created a specific website and email address to seek public feedback. The MNPD also attended a special called Metro Council Public Safety Committee meeting which was open to the public to demo the BWC/ICC systems. The meeting was only attended by a handful of community members (including yourself and COB member Timothy Hughes).

- **Have you provided updates to the public or other CJ Stakeholders? If so, how?**

Following the deployment announcement and public event you attended, the MNPD has had no formal public announcements regarding the BWC/ICC program.

As the responsible party for prosecuting cases, the MNPD continues to work with the Office of the District Attorney.

As with the response to this email, the MNPD will continue to respond to requests for information; as may be appropriate.

- **Are the BWC/ICC training recordings available for review?**

Please clarify what videos you are referring to as "training recordings".

Director Fitchard sent the following follow-up questions to DC Hagar on Friday, May 22, 2020. We have not received a response as of May 28, 2020.

- Has MNPD shared information about the pilot program to others, such as the FOP, Defense Atty's, Council Members, Media partners, and/or other Metro Agencies, etc.?
- What is MNPD's plan going forward to update the community on the pilot program?
- Has MNPD considered creating a monthly report or media release dedicated to sharing BWC/ICC information?
- Has MNPD considered using training videos as a tool to demonstrate to the community how the actual recording and footage looks in real-time?
- Would it be possible for MNPD to make a demonstration video using a training or mock incident so the MNCO can better understand how we will interface with the footage on our system?
- Who is MNPD sharing audit reports, policy, and program updates with?
- Would the BWC Administrator be willing to come to a COB monthly meeting to share information about the program?
- How many iPhone 11's purchased for the BCW program?