


PBP FORM 290  PITTSBURGH BUREAU OF POLICE <i>"...honor, integrity, courage, respect, and compassion."</i>		SUBJECT: "MOTOR VEHICLE PURSUIT REVIEW BOARD"	ORDER NUMBER: 40-05.01
		PLEAC STANDARD: NONE	PAGE 1 OF 3
ISSUE DATE: 01/30/2020	EFFECTIVE DATE: 1/30/2020	REVIEW MONTH: JANUARY	RESCINDS: NONE
		AMENDS: NONE	

1.0 POLICY OR PURPOSE

- 1.1 This policy outlines the authority and operating procedures for the review of motor vehicle pursuits involving members of the Pittsburgh Bureau of Police using PBP vehicles.
- 1.2 The Motor Vehicle Pursuit Review Board shall be responsible for the review of pursuits involving members of the Bureau of Police for policy and procedure compliance and proper vehicle operation. The board shall make recommendations regarding corrective and disciplinary action when applicable.

2.0 DEFINITIONS

- 2.1 Motor Vehicle Pursuit - An active attempt by a police officer operating a motor vehicle to apprehend one or more occupants of a motor vehicle when the driver of the vehicle is resisting the apprehension by maintaining or increasing his speed, or using evasive tactics, or by ignoring the police officer's audible or visual signal to stop. [75 Pa. C.S. §6341].
- 2.2 PBP Vehicles – Any motorized vehicle such as a car, truck, motorcycle, van, or SUV owned or leased by the City of Pittsburgh Bureau of Police.

3.0 AUTHORITY, RESPONSIBILITIES AND DUTIES OF THE MOTOR VEHICLE PURSUIT REVIEW BOARD

- 3.1 The Motor Vehicle Pursuit Review Board shall be responsible for conducting administrative reviews of motor vehicle pursuits involving members of the Bureau of Police using PBP vehicles.
- 3.2 The Board will meet once a month (in conjunction with the Police Vehicle Collision Review Board – *Refer to General Order #30-03*) to review all Bureau-wide motor vehicle pursuits that occurred since the meeting of the Board during the previous month.
- 3.3 The only exception for reviewing all officer-involved pursuits that occurred in the previous month shall be that any pursuits that result in death or possible misdemeanor or felony criminal charges against an officer shall not be reviewed until the investigation into the pursuit has been completed.
 - 3.3.1 The Chief of Police will retain the authority to follow the normal course of departmental disciplinary action against an officer who has been involved in a pursuit resulting in death or possible criminal charges.
- 3.4 The Board shall serve in an advisory capacity by presenting findings and making recommendations to the Chief of Police.
 - 3.4.1 The recommendations will include suggestions that may pertain to training, policy, discipline, safety or any other issues of importance that arise from the review.
- 3.5 While the Board may make recommendations, the final discretion as to these recommendations shall remain with the Chief of Police.

4.0 COMPOSITION OF THE MOTOR VEHICLE PURSUIT REVIEW BOARD

- 4.1 The Motor Vehicle Pursuit Review Board shall be comprised of the following permanent members:

4.1.1 Voting Members

- 4.1.1.1 Assistant Chief of Administration (Meeting Chairperson)
- 4.1.1.2 Assistant Chief of Operations
- 4.1.1.3 Assistant Chief of Investigations
- 4.1.1.4 Lieutenant/Sergeant at Large (appointed for one (1) calendar year)
- 4.1.1.5 Detective/Officer at Large (appointed for one (1) calendar year)

4.1.2 Non-Voting Members

- 4.1.2.1 Commander of Administration - shall address all policy and research issues.
- 4.1.2.2 Training Academy Lieutenant – shall address all training related issues.
- 4.1.2.3 Collision Investigation Unit Member - shall provide information regarding any investigation that may have been conducted regarding the pursuit being reviewed.
- 4.1.2.4 Fleet Operations Member – shall provide information concerning the PBP vehicle fleet and address any related fleet issues.
- 4.1.2.5 General Services Representative - shall provide information regarding any damages sustained to vehicles.

- 4.2 In the event a Board member is unable to attend the monthly meeting, that Board member shall appoint a designee to attend in their place.
- 4.3 A permanent Board member shall be excused from reviewing an officer-involved pursuit if, at any time, a conflict of interest arises. An example of a conflict of interest might be the review of a pursuit involving the family member of a Board member or the Board member him/herself. A designee shall be appointed to attend in their place.

5.0 PROCEEDINGS OF THE MOTOR VEHICLE PURSUIT REVIEW BOARD

- 5.1 The Motor Vehicle Pursuit Review Board will meet once a month to review all Bureau-wide motor vehicle pursuits that occurred since the meeting of the Board during the previous month.
- 5.2 At least one week prior to the scheduled date of the monthly meeting, the chairperson of the Board will publish a listing of the pursuits that will be reviewed during the monthly meeting.
 - 5.2.1 Any officer who was involved in a pursuit that will be reviewed by the Board during the monthly meeting may elect to appear in front of the Board to offer any explanation or additional information about the pursuit for consideration by the Board.
 - 5.2.2 The officer may elect to be accompanied by his/her FOP representative.
 - 5.2.3 Any officer working the AM shift may appear in front of the Motor Vehicle Pursuit Review Board while they are working.
 - 5.2.4 The appearance of the officer in front of the Motor Vehicle Pursuit Review Board during any other shift, or while a member is on a pass day, will not be at the expense of the City, but on the officer's own time, and as such, will not entitle the officer to any overtime.
 - 5.2.4.1 Officers assigned to PM, NT, or split shifts may request to deviate their shift for the day in order to attend the Motor Vehicle Pursuit Review Board in an on-duty capacity.
- 5.3 At the discretion of the chairperson of the Board, any other individual who may provide expert testimony, consultation or advice, may be asked to attend meetings or provide written statements necessary for Board review.

6.0 RECOMMENDATIONS BY THE MOTOR VEHICLE PURSUIT REVIEW BOARD

- 6.1 The Board will consider several factors when preparing its report including the reason for the pursuit, the nature and extent of injuries incurred, any property damage sustained, and the prior driving record of the involved officer(s).
- 6.2 At the conclusion of each meeting, the Assistant Chief of Administration shall submit a summary of pertinent information, findings and recommendations of the Motor Vehicle Pursuit Review Board by completing Section VIII of

PBP Form #40.5, "Motor Vehicle Pursuit Review." This report shall then be forwarded to the Deputy Chief for review, then to the Chief of Police for final review, determination, and distribution.

7.0 RESPONSIBILITY OF THE CHIEF OF POLICE

7.1 The Chief of Police or his/her designee will make all final determinations with regard to any training, policy changes, discipline, safety issues or any other issues of importance that may arise from the review.

Approved By:

A handwritten signature in blue ink, appearing to read "Scott Schubert", written over a horizontal line.

Scott Schubert
Chief of Police