

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Rail Safety Division
Rail Transit Safety Branch**

**Resolution ST-238
September 3, 2026**

R E S O L U T I O N

Resolution ST-238 Granting Approval of the Final Report of the 2019 Triennial Security Review of the San Francisco Bay Area Rapid Transit District Oakland Airport Connector.

PROPOSED OUTCOME:

- Approval of the Final Report of the Bay Area Rapid Transit District Oakland Airport Connector 2019 Triennial On-site Security Review.

SAFETY CONSIDERATIONS:

- This resolution considers the safety and security of the public and employees who might be affected by the Bay Area Rapid Transit District Oakland Airport Connector system. The resolution approves a review report required every three years to comprehensively assess, evaluate, and improve safety and security of a rail transit system.

ESTIMATED COST:

- There are no costs associated with this resolution.

SUMMARY

This resolution approves the Rail Safety Division final report titled, "*2019 Triennial Security Review of Bay Area Rapid Transit District Oakland Airport Connector*," dated October 16, 2020. The report compiles the results of Commission Staff review of the Bay Area Rapid Transit District (BART) Oakland Airport Connector (OAC) security program. The review identified no Findings of non-compliance and makes no Recommendations for corrective actions.

As the report contains confidential, sensitive information protected by Public Utilities Code Section 583, only background information is included in the redacted report, review items and audit activities, findings and recommendations are not.

BACKGROUND

Commission General Order (GO) No. 164-E, "*Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems*" requires Commission Staff (Staff) to conduct on-site safety¹ and on-site security reviews of the transit agencies operating rail fixed guideway systems triennially.

From 1996 to 2008, the Commission's Rail Transit Safety Branch (RTSB) partnered with the Transportation Security Administration (TSA) in performing rail transit security reviews. However, in the latter half of 2008, RTSB took over the responsibility of security reviews from the TSA. Staff conducted an on-site security review of the BART OAC system security program in October 2019.

A full description of the system, along with the security review, including the scope, results, and recommendations, is contained in the final security review report identified in this resolution as Attachment A.

Staff found no non-compliances during the review. Activities on each checklist can be found in Section C of the security report.

Staff sent BART OAC a copy of the draft security review report for a 30-day comment period on October 21, 2020. BART OAC responded electronically with no comments on the draft security review report, on October 27, 2020.

Scope of Security Review

Commission Staff conducted its security review in accordance both with guidance and training from the Federal Transit Administration (FTA). General Order 164-E, Section 4 defines the requirements for a System Security Plan (SSP) for rail transit agencies.

According to section 4 of GO 164-E, the system security plan must, at a minimum address the following:

- a) Identify the policies, goals, and objectives for the security program endorsed by the agency's accountable executive.

¹ Staff's safety review and report, "*2019 Triennial Safety Review of Bay Area Rapid Transit District Oakland Airport Connector*," is being brought before the Commission concurrently in Resolution ST-237.

- b) The process for managing threats and vulnerabilities during operations, and for projects, extensions, new vehicles and equipment, including integration with the safety certification process.
- c) The controls in place that address the personal security of passengers and employees.
- d) The process for conducting internal security reviews to evaluate compliance and measure the effectiveness of the security plan.
- e) The process for making the security plan and accompanying procedures available to the Commission for review and approval.
- f) The process for notifying investigating and reporting security breaches.

GO 164-E Section 4 provides the basis for the five security checklists that guided Staff's review of the BART OAC security program. Staff evaluated the BART OAC's security plans and procedures to determine whether they comply with the requirements of section GO 164-E Section 4. The triennial security review evaluates whether BART OAC has defined necessary security activities, established responsibilities and accountability, set priorities, provided employee training, developed information distribution and controls, and developed monitoring and feedback loops to determine effectiveness of the security plans and procedures.

Each Staff member involved in the security review received training from the FTA. All staff successfully passed the Transit System Security training course, which provides in-depth instruction on the federal security plan requirements, typical methods of compliance, and industry best practices.

Moreover, all Staff in the Rail Transit Safety Branch take the FTA Rail System Security course as part of their overall training. This allows Staff members, out in the field, to identify security concerns at all times when conducting general oversight activities or inspecting transit agency facilities and operations, not just during the triennial security review period. Staff evaluates and identifies security issues in the field, which are immediately discussed with the appropriate transit agency personnel to initiate the process for addressing the concern.

DISCUSSION

The final report, *"2019 Triennial Security Review of Bay Area Rapid Transit District Oakland Airport Connector,"* dated October 16, 2020, included as Attachment A, identifies Staff's activities for each of the five security elements evaluated during the security review.

For the purpose of the security reviews, “security” means the general areas identified in the requirements of GO 164-E Section 4. Staff inquiries during the review examine whether the processes and procedures BART OAC adopted are implemented in accordance with the General Order and the BART OAC SSP. Staff do not evaluate BART OAC’s response to specific crimes or events, except during evaluations to ensure processes and procedures in place are implemented as intended. Specific crimes and criminal behavior that may occur on trains and stations are considered outside of scope of the review and are handled by the local jurisdiction’s police department.

Staff recommend the Commission approve the final security review report titled, *"2019 Triennial Security Review of Bay Area Rapid Transit District Oakland Airport Connector"* dated October 16, 2020.

COMMENTS

Public Utilities Code section 311(g)(1) provides that this Resolution must be served on all parties and subject to at least 30 days public review. Any comments are due within 20 days of the date of its mailing and publication on the Commission’s website and in accordance with any instructions accompanying the notice. Section 311(g)(2) provides that this 30-day review period and 20-day comment period may be reduced or waived upon the stipulation of all parties in the proceeding.

The 30-day review and 20-day comment period for the draft of this resolution was neither waived nor reduced. Accordingly, this draft resolution was mailed to parties for comments and will be placed on the Commission's agenda no earlier than 30 days from today. ___ comments were received.

FINDINGS AND CONCLUSIONS

1. The Rail Safety Division RTSB staff conducted an on-site security review of BART OAC in October 2019. Staff conducted a post-review exit conference with BART OAC management to discuss preliminary findings on August 14, 2020.
2. The inquiries and activities conducted for each security area covered during the review are described on the individual review checklists in the final report included as Attachment A to this Resolution.
3. No Findings of non-compliance were identified during the security review and there are no recommendations for corrective action.

THEREFORE, IT IS ORDERED THAT:

1. The Rail Safety Division's request for approval of the final security review report titled, "*2019 Triennial Security Review of Bay Area Rapid Transit District Oakland Airport Connector*" dated October 16, 2020, is granted.
2. This Resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed, and adopted at a conference of the Public Utilities Commission of the State of California held on September 3, 2026; the following Commissioners voting favorably thereon:

Commissioner Signature blocks to be added
upon adoption of the resolution

Dated ____/____/____, at San Francisco, California