

BOISE POLICE DEPARTMENT

PROCEDURE

P-1.00 Use of Force

P-1.001 Authorization

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PROCEDURE

Criteria for Use of Force

The appropriateness of an officer's actions will be determined by the totality of the circumstances and by the reasonableness of the officer's perceptions at the time of the incident.

The criteria for determining use of force shall include, but not be limited to:

- The nature and extent of the threat posed by the suspect
- The severity of the crime (non-violent vs. violent, non-criminal mental hold, etc.)
- The degree to which the subject resists arrest or detention
- Attempts by the subject to evade arrest by flight
- Other factors, including:
 - Nature and quality of intrusion upon the individual
 - Duration of intrusion
 - Severity of injuries inflicted, if any
 - Officer/subject size and other physical attributes
 - Environmental considerations
 - Reaction time
 - Totality of circumstances

Officer's Responsibilities:

The following will be documented in a BPD report:

- Facts, circumstances, and chain of events
- Resistance encountered
- Type, extent, and reasons for the force used
- Disposition of subject(s)

All use of force involving soft empty hand techniques shall be documented in a detailed supplement, checking the box indicating the use of soft empty hand techniques, by the officer. Soft empty hand techniques are those most commonly used to overcome passive and defensive resistance. Use of maximal restraint shall also meet the reporting requirements for this section.

Notify supervisor immediately anytime the following force techniques are used or circumstances exist:

- Hard empty-handed control techniques
 - Intermediate weapons (baton, specialty impact munitions, conducted energy weapon, OC Aerosol)
 - Canine deployment
 - Vascular neck restraint (LVNR)
 - Any object used as a weapon
 - There is an injury or an allegation of injury is likely.

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- If deadly force is used
- PIT
- Strikes
- If the use of force results in serious injury or complaint of serious injury, ensure medical treatment is obtained.
- If compressions are used or the subject is rendered unconscious but no medical emergency exists, notify dispatch and request EMS for medical clearance.
- If the subject is uncooperative or combative and EMS assessment cannot be made, transport for booking and document the efforts made in the report(s).

Supervisor's Responsibilities:

When the physical force techniques used result in injury, alleged injury or have an injury risk greater than soft empty-handed control, the following guidelines shall apply:

- Monitor involved officer's use of force activities to ensure compliance with these policies and procedures.
- Consult with a Lieutenant if problems are noted in situations where force is applied.
- Regardless of injury or complaint of injury, an Administrative Use of Force Review (Blue Team) shall be completed for the following control techniques:
 - Hard empty-handed control techniques are used
 - Vascular neck restraint is used
 - Intermediate weapons are used (includes baton, specialty impact munitions, conducted energy weapon, OC Aerosol)
 - Canine deployment when force is involved
 - Any object used as a weapon
 - PIT
- Complete and forward the Administrative Use of Force Review form for each involved subject, unless there is an intentional use of deadly force, when there is injury or complaint of injury.
- Conduct the investigation to obtain and document the facts. The supervisor shall:
 - Attempt to obtain photographs (digital images) of the subject and any alleged injuries.
 - Attempt to obtain recorded interviews with subjects and witnesses.
 - Complete and attach a Performance Review.
- Attach copies of incident reports to the Administrative Use of Force Review and download any audio recordings. Any relevant photos shall be downloaded into Field Reporting System.
- Review all collected evidence as part of a regular administrative Use of Force investigation.
- Review completed Administrative Use of Force Review form with involved officer, note the review in the investigation, and forward to Internal Affairs through your chain of command.
- If deadly force has been used by an employee

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Lieutenant's Responsibilities:

The Lieutenant will review and forward appropriate copies of the Administrative Use of Force Review to the Division Commander with actions taken or needed, as well as any recommendations. The Lieutenant will also review use of force activities by involved officer(s) and make recommendations for changes to policy, procedure, and/or training.

Division Commander's Responsibilities:

The Division Commander shall review the Administrative Use of Force Review form and forward it to the Office of Internal Affairs, including any concerns, recommendations, and/or necessary follow up.

Office of Internal Affairs (OIA) Responsibilities:

OIA shall review and file the Administrative Use of Force Review form. When litigation is expected, this office will confer with the Boise City Attorney's Office.