

A Message from Chief DeVaul Regarding TPPD Use of Force Policies in Relation to the #8CANTWAIT Use of Force Policy Recommendations

Community Members,

We are aware of the #8CANTWAIT recommendations for Law Enforcement agency use of force policies. We currently have in place policies that cover to some degree all of the eight of the #8CANTWAIT recommendations.

We are currently in the process of reviewing our use of force policies. Specifically, the ban of chokeholds except where deadly force is needed and the language used in the section “exhaust all other means before shooting.”

We look forward to working with members of the community and our City Council, as we review this and other policies in our efforts to increase community policing and building trust across the community. We are also compiling information to provide to the public about the training provided to officers.

#8CANTWAIT Use of Force policy Recommendations

Eight recommendations made by #8CANTWAIT

- Duty to Intervene
- Require De-escalation
- Ban Shooting at Moving Vehicles
- Ban Chokeholds & Strangleholds
- Require Comprehensive Reporting
- Require Use of Force Continuum
- Exhaust All Other Means Before Shooting
- Require Warning Before Shooting

Below is an overview of the #8CANTWAIT recommendations and our related policies.

Duty to Intervene:

Each department member has the individual responsibility to intervene and attempt to stop any other member from committing an unlawful or improper act, including but not limited to, acts of brutality, abuses of process, abuses of authority, and any other criminal acts or major violations of department rules and procedures. Successful intervention does not negate a duty to report.

Require De-escalation:

Our current policies require all officers to use de-escalation techniques prior to using force.

Ban Shooting at Moving Vehicles:

Our current policy prohibits officers from shooting at or from moving vehicles unless circumstances would authorize deadly force.

Officers are prohibited from intentionally placing themselves in the path of a moving vehicle where an officer's use of deadly force would be the probable outcome. When confronted by an oncoming vehicle, officers will move out of its path, if possible, rather than fire at the vehicle.

Ban Chokeholds & Strangleholds:

Our current policy bans the use of chokeholds except where deadly force is needed.

Require Comprehensive Reporting:

Our department requires comprehensive reporting and review of all use of force incidents. The list of reporting requirements is extensive. They can be found on our website under general orders, Use of Force, General Order 617.

Require Use of Force Continuum:

Our department has a use of force continuum that officers are trained in and must follow.

Exhaust All Other Means Before Shooting:

Our current policy requires officers to use only that amount of force, which is reasonable and necessary. Officers are required at all times to exhaust every other reasonable means of apprehension before resorting to the use of deadly force. Officers may use deadly force to defend themselves or another person from what they reasonably believe is an imminent threat of death or serious physical injury. The U.S. Supreme Court has ruled that any use of deadly force must be objectively reasonable. This standard will be applied to all uses of deadly force regardless of whether or not a suspect is fleeing when an officer employs deadly force.

Require Warning Before Shooting:

Our firearms training and policies require all officers to provide warnings before shooting.