



# Use of Force Recommendation 35

*Guidance for  
Revise ECD Deployment Procedures*



# Agenda

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- Recommendation Highlights
- Gap Analysis
- Discussion Points
- Committee Feedback
- Further Analysis
- Final Guidance

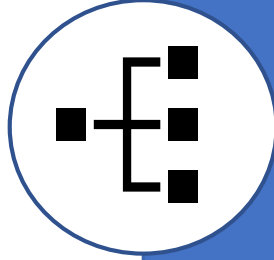


# Recommendation Highlights

Revise policy related to Electronic Control Device deployment procedures to include precise language in line with best practices.

- One cycle and subsequent evaluation to determine if additional cycle required.
- Exposure to ECW longer than 15 seconds may increase risk of death or serious injury.
- Subsequent applications should be independently justified, and the higher risk weighed against other force options.

# Gap Analysis



## Current Policy:

1. Policy is lacking specific language related to extended CEW exposure.
2. Policy is lacking specific language related to subsequent applications of the CEW.

# Current Policy

## DPM 2.1.35 Section 5 – Deployment Procedures



- When practical and reasonable, a verbal announcement of the intended use of the CEW and the display of the red aiming laser at the subject shall precede the application of a CEW in order to:
  - Provide subject with a reasonable opportunity to voluntarily comply.
  - Provide other members and individuals with a warning that a CEW may be deployed.
- Do not place self, or others, in jeopardy in order to deliver such warnings.
- When practical, have another officer present with available lethal force when utilizing the CEW.
- Members should not leave cover or put themselves in an otherwise tactically unsafe position in order to deploy the CEW.
- Deploy CEW for one standard discharge cycle.
- Reassess the situation to determine if further applications of the CEW are necessary in order to place the subject into custody.

# Policy Recommendations

## DPM 2.1.35 Section 5 – Deployment Procedures



- When practical and reasonable, a verbal announcement of the intended use of the CEW and the display of the red aiming laser at the subject shall precede the application of a CEW in order to:
  - Provide subject with a reasonable opportunity to voluntarily comply.
  - Provide other members and individuals with a warning that a CEW may be deployed.
- Do not place self, or others, in jeopardy in order to deliver such warnings.
- When practical, have another officer present with available lethal force when utilizing the CEW.
- Members should not leave cover or put themselves in an otherwise tactically unsafe position in order to deploy the CEW
- Initial use of the CEW shall be a standard five-second cycle, and then the officer will evaluate the need to apply a second five-second cycle after providing the subject a reasonable opportunity to comply.
- Each subsequent five-second cycle requires separate justification. The justification shall include consideration of the enhanced risks to subjects exposed to multiple and/or prolonged CEW cycles. The justification for each application of the CEW shall be documented in a departmental report.
- Once the subject has been exposed to three cycles, the CEW shall be deemed ineffective and another use of force option will be considered, unless exigent circumstances exist.

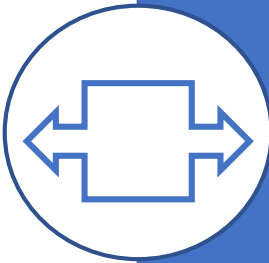
# Pros and Cons (Discussion Points)

*List the reasons **for** adopting the recommendation*

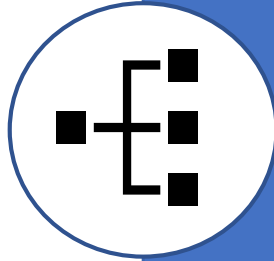
- Bring policy in line with industry best practice.
- Bring policy in line with MPD training.
- Adds specific language related to extended CEW exposure.
- Adds specific language related to subsequent applications of the CEW.

*List the reasons **against** adopting the recommendation*

- None



# Committee Feedback



1. A question was asked regarding the justification of each cycle of the CEW.
2. A question was asked regarding whether officers remember their justification after a stressful event.
3. A question was asked regarding the operation of a taser and whether the cycle stops automatically after 5-seconds.
4. A question was asked regarding the definition of a prolonged cycle.
5. A question was asked about clarification on how three 5-second cycles or a 15 second cycle can increase the risk of death.
6. A question was raised about whether more than four cycles had been used by the Mesa Police Department.



# Proposed Action

1. Adopt proposed policy revisions with specific policy language related to:
  - Exposure to CEW longer than 15 seconds may increase risk of death or serious injury.
  - Subsequent applications of CEW should be independently justified, and the higher risk weighed against other force options.



Questions