



Use of Force Recommendation 17 & 19

Duty to Intervene



Agenda

- Objective
- Recommendation Highlights
- Current Policy
- Gap Analysis
- Industry Trends
- Pros and Cons
- Proposed Action
- Questions



Objective

To support our Strategic Plan of **Community Outreach** through restoring our internal and external communications; focusing on and understanding what's important to our team and community members.



Recommendation Highlights

- “Officers have a **duty to intervene** if they anticipate or observe the unreasonable, unnecessary, or disproportionate use of force.”
- #17 - **duty to intervene** should be defined in policy #***DPM 2.1.1 – Use of Force Philosophy***
- #19 **duty to intervene** should be mentioned inside the department ***Special Order Use of Force***

Current Policy

- **“Duty to intervene” is not mentioned in Policy**
 - However, this does not mean it is not in practice in MPD

Examples;

- **Know Your Authority Training (1/15/2019)** - Officer/s should also intervene when they realize the interaction between another officer and a subject is rapidly decaying, the officer is encouraging a physical confrontation,
- **DPM 1.4.5 Code of Conduct-**
 - #60, Fail to report any use of force to a supervisor
 - #61, Unnecessary or improper use of force
 - #65, Fail to notify a supervisor when involved in a matter that would concern the Mesa Police Department



Gap Analysis

- Recommendation by PERF is to add to policy;
- Current Policy
 - Missing

*“Officers have a **duty to intervene** if they anticipate or observe the unreasonable, unnecessary, or disproportionate use of force.”*



Duty to Intervene

Any officer present and observing another officer using force clearly beyond what is objectively reasonable under the circumstances shall, when in a position to do so, safely intercede to prevent the use of such excessive force. Officers shall promptly report these observations to a supervisor.

Industry Trends

Yes	No	Agencies with "Duty to Intervene" in Policy
✓		Las Vegas Metro PD
	✓	MCSO
✓		Tucson PD
	✓	Gilbert PD
✓		Chandler PD
	✓	Phoenix PD



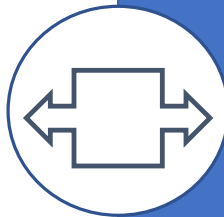
Pros and Cons

*Reasons **for** adopting the recommendation*

- ✓ *Clearly defines expectations of members*
- ✓ *Matches the culture of MPD*
- ✓ *Fulfills the expectations of our residents*

*Reasons **against** adopting the recommendation*

- *None*



Proposed Action

*Accept PERF's recommendation to add to policy the **Duty to Intervene** and its corresponding definition.*



Discussion