

# Use of Force Review

## **301.1 PURPOSE AND SCOPE**

This policy establishes a process for the Oakdale Police Department to review the use of force by its employees.

This review process shall be in addition to any other review or investigation that may be conducted by any outside or multi-agency entity having jurisdiction over the investigation or evaluation of the use of deadly force.

## **301.2 POLICY**

The Oakdale Police Department will objectively evaluate the use of force by its members to ensure that their authority is used lawfully, appropriately and is consistent with training and policy.

## **301.3 REMOVAL FROM LINE DUTY ASSIGNMENTS**

Generally, whenever an employee's actions or use of force in an official capacity, or while using department equipment, results in death or very serious injury to another, that employee will be placed in a temporary administrative assignment pending an administrative review. The Chief of Police may exercise discretion and choose not to place an employee in an administrative assignment in any case.

## **301.4 REVIEW PROCESS**

The Use of Force Review Board will be convened when the use of force by a member results in great bodily harm or death to another. Use of force incidents will be reviewed by a Captain. The designated Captain will review the response to resistance or aggression reports, including any other reports or video. The Captain will notify the Chief of Police of any potential misconduct, excessive force, or policy violations. Incidents involving misconduct, excessive force, or clear policy violations will be investigated in accordance with Minnesota law and the personnel complaints policy.

The Captain will also investigate and review the circumstances surrounding every discharge of a firearm, whether the employee was on- or off-duty, excluding training or recreational use.

During the incident review process, the Captain may consult with department instructors and provide suggestions to the training unit.

### **301.4.1 RESPONSIBILITIES OF THE CAPTAIN**

The Patrol Captain is responsible for reviewing all response to resistance or aggression reports submitted through the department's designated tracking system. The Investigations and Support Services Captain will assist or take on the responsibility of the review process when appropriate.

# Oakdale Police Department

## LE Policy Manual

### *Use of Force Review*

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The reviewing Captain is responsible for initiating a personnel complaint or criminal investigation when appropriate. When an incident meets the threshold for mandatory POST notification, the Captain will inform the Chief of Police.

The Captain will conduct an annual review of use of force and response to resistance or aggression. The Captain will provide the annual use of force data to the Chief of Police and department use of force instructors.