



2-56 USE OF FORCE: REPORTING BY DEPARTMENT PERSONNEL

Related SOP(s), Form(s), Other Resource(s), and Rescinded Special Order(s):

A. Related SOP(s)

- 1-61 Internal Affairs Force Division (IAFD) (Currently 7-2 and 7-3)
- 2-53 Use of Force: Definitions
- 2-57 Use of Force: Review and Investigation by Department Personnel

B. Form(s)

- PD 1117 Use of Force Recorded Narrative Guide
- PD 1118 Use of Force Written Narrative for Involved and Witness Officers

C. Other Resource(s)

None

D. Rescinded Special Order(s)

- SO 19-118 Use and Reporting of Chemical Munitions and Noise Flash Diversionary Devices
- SO 21-65 Amendment to SOP 2-56 Use of Force: Reporting by Department Personnel

2-56-1 Purpose

The purpose of this policy is to establish the requirements for Albuquerque Police Department (Department) personnel to classify and report uses of force, and to establish the rules for determining whether the force was reasonable and, and the minimum amount of force necessary.

2-56-2 Policy

It is the policy of the Department to immediately notify a supervisor and document any use of force in order to facilitate the review and investigation of such incidents. Sworn personnel witnessing or learning about use of force by another officer shall completely, thoroughly, and accurately report such incidents to the appropriate supervisor.

N/A 2-56-3 Definitions

For a listing of definitions specific to use of force, refer to SOP Use of Force: Definitions.

7 2-56-4 Procedures Following Use of Force



A. Procedures for Non-Reportable Uses of Force

N/A

1. The following actions by sworn personnel are not defined as reportable uses of force or shows of force:
 - a. Rendering aid is not a reportable use of force;
 - b. A brief and unintentional covering of an individual with a weapon system is not a reportable Level 1 use of force;
 - c. A non-force complaint of pain from handcuffing is not a reportable use of force, consistent with SOP Use of Force: Definitions;
 - d. The use of a low-level control tactic is not a reportable use of force, consistent with SOP Use of Force: Definitions; and
 - e. A weapon at low ready is not a reportable show of force because the weapon is not pointed at the individual, consistent with SOP Use of Force: Definitions.
2. Sworn personnel, regardless of rank, shall complete a Uniform Incident Report or Supplemental Report for all non-reportable uses of force.
3. Sworn personnel, regardless of rank, shall notify an on-duty supervisor before leaving the scene when the officer has engaged in a brief and unintentional covering that is not a reportable Level 1 use of force.

5

B. Procedures Following All Levels of Use of Force

1. All sworn personnel who used or witnessed any level of force, while on- or off-duty, regardless of rank, shall:
 - a. Immediately notify their on-duty supervisor following any use of force, prisoner injury, complaint of injury or pain, allegation of any use of force, or show of force, regardless of whether the injury or use of force was unintentional or unavoidable. If the officer's immediate on-duty supervisor is unavailable, the officer shall notify another on-duty supervisor;
 - b. Document in a Uniform Incident Report and/or Supplemental Report any involvement in the use of force incident if they were on-scene or assisted with any aspect regarding the incident, including if they transported the individual;
 - c. Remain on-scene of a use of force or show of force incident until relieved by the responding on-duty supervisor or Internal Affairs Force Division (IAFD) Detective/Investigator; and
 - d. After the on-scene investigation is complete, upload the data from their electronic control weapon (ECW) and on-body recording device (OBRD) before the end of their shift.

6

4

2. Involved and witness officers shall not discuss with each other the use of force until the interview and/or narratives are completed. If instructed not to discuss the use of



force for a longer period of time, sworn personnel shall comply with those instructions.

3. A supervisor who authorized a use of force shall document the circumstances for authorizing the force in a Supplemental Report.
4. A supervisor who ordered a use of force shall document the circumstances for ordering the force in a recorded and/or written narrative.
5. A supervisor who was involved in a reportable use of force, including by participating in or ordering the use of force, shall not be involved in reviewing the incident (refer to SOP Use of Force: Review and Investigation By Department Personnel for sanction classifications and additional duties).
 - a. A supervisor who was involved in a use of force shall ensure another on-duty supervisor responds to the scene to investigate an officer's use of force.

N/A

6

C. Procedures Following Level 1 Use of Force

1. Sworn personnel shall provide the on-scene supervisor conducting the investigation a recorded and/or written narrative by the end of their shift.
 - a. Sworn personnel shall include in their narrative:
 - i. The reason for the initial police presence;
 - ii. A specific description of the facts that led to the use of force, including the behavior of the individual;
 - iii. The level of resistance from the individual; and
 - iv. A description of each type of force used and justification for each use of force.
 - b. Sworn personnel shall not use boilerplate, canned or conclusory language (e.g., "guided to the ground," "offered resistance") when providing a narrative of a use of force incident.

6

D. Procedures Following Level 2 and Level 3 Uses of Force

1. Sworn personnel shall provide the IAFD Detective/Investigator conducting the investigation a recorded and/or written narrative by the end of their shift.
 - a. Sworn personnel shall include in their narrative:
 - i. The reason for the initial police presence;
 - ii. A specific description of the facts that led to the use of force, including the behavior of the individual;
 - iii. The level of resistance from the individual; and
 - iv. A description of each type of force used and justification for each use of force.



- b. Sworn personnel shall not use boilerplate, canned or conclusory language (e.g., “guided to the ground,” “offered resistance”) when providing a narrative of a use of force incident.
- c. The IAFD Detective/Investigator may order a follow-up interview. The IAFD Detective/Investigator will schedule the follow-up interview, consistent with SOP Internal Affairs Force Division (IAFD).

6 E. Individuals Upon Whom Force Was Used

- 1. Sworn personnel shall have a lawful objective to detain individuals prior to detaining them for an administrative investigation.
 - a. Sworn personnel shall not detain individuals solely for the purpose of conducting administrative investigations; however, sworn personnel shall encourage individuals to remain on-scene and cooperate with the investigation.

F. Bystanders Who are Potential Witnesses to a Use of Force

- 1. Sworn personnel shall attempt to identify all potential witnesses of a use of force.
 - a. Sworn personnel shall document descriptions of all potential witnesses to a use of force who refuse to stay on-scene or who are unidentified.
 - b. Sworn personnel shall not detain witnesses solely for the purpose of conducting administrative investigations; however, sworn personnel shall encourage witnesses to remain on-scene and cooperate with the investigation.

7 2-56-5 **Procedures for Unreported Uses of Force**

A. Procedures for Unreported Uses of Force

1. General Procedures

- 5** a. Department personnel, regardless of rank, shall immediately report an unreported use of force incident to an on-duty supervisor when they have knowledge of the use of force by another officer.
- b. During an audit, Performance Metrics Unit personnel shall:
 - i. Notify the division head/area commander of the involved officer of the potential unreported use of force;
 - ii. Draft an inspection findings report for the potential unreported use of force; and



- iii. Provide the report to the division head/area commander, or their designee, via email. The report shall include the case number, date of occurrence, and OBRD evidence.
- c. The division head/area commander shall assign the potential unreported use of force to a sworn supervisor for investigation.
- d. Sworn supervisors who are notified of a potential use of force or who discover an unreported use of force shall:
 - i. Classify the force;
 - ii. Generate the force entry in the IA database web application, within 24 hours, upon the identification of any unreported use of force without regard to the number of involved or witness officer(s); and
 - iii. Where it is determined that an unreported Level 1 use of force occurred by an officer(s), the division head/area commander of the involved officer shall assign the use of force investigation to a supervisor; or
 - iv. Where it is determined that an unreported Level 2 or Level 3 use of force occurred by an officer(s), a supervisor, regardless of rank, shall immediately contact the Internal Affairs Force Division (IAFD) to conduct the investigation.

2. Procedures Following Level 1 Unreported Uses of Force

N/A

- a. A supervisor who was involved in an unreported use of force by using force, a witness to a use of force, or ordering the use of force, shall not be involved in reviewing the incident, consistent with SOP Use of Force: Review and Investigation by Department Personnel (refer to SOP Use of Force: Review and Investigation by Department Personnel for sanction classifications and additional duties).
- b. The supervisor conducting the investigation of the unreported use of force shall investigate in accordance with SOP Use of Force: Review and Investigation By Department Personnel, excluding the following on-scene investigation procedures:
 - i. Examine personnel and the individual for injuries and request medical attention, where appropriate;
 - ii. Preserve any evidence located at the scene of a Level 1 use of force or higher; and
 - iii. Capture photographs of the officer(s) and the individual(s) involved in the Level 1 use of force.



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

- c. The investigating supervisor shall initiate an Internal Affairs Request (IAR) through the IA database web application for any and all policy violations identified during the course of their investigation.
- d. Where it is determined that no unreported use of force occurred by an officer(s), the investigating supervisor shall submit a non-force entry through the IA database web application, to include the results of their investigation.

3. Procedures Following Level 2 or Level 3 Unreported Use of Force

N/A

- a. The IAFD Detective/Investigator shall conduct investigations of unreported Level 2 and Level 3 uses of force consistent with SOP Use of Force: Review and Investigation By Department Personnel, excluding the following on-scene investigation procedures (refer to SOP Use of Force: Review and Investigation By Department Personnel for sanction classifications and additional duties):
 - i. Examine personnel and the individual for injuries and request medical attention, where appropriate;
 - ii. Advise the individual involved in the use of force incident of their rights where it is necessary to gather additional information about injuries;
 - iii. Preserve any evidence located at the scene; and
 - iv. Canvass for witness(s).
- b. The IAFD Detective/Investigator shall initiate an IAR through the IA database web application for any and all policy violations identified during the course of their investigation.
- c. Where it is determined that no unreported use of force occurred by an officer(s), an IAFD Detective/Investigator shall submit a non-force entry through the IA database web application, to include the results of their investigation.



2-56 USE OF FORCE: —REPORTING BY DEPARTMENT PERSONNEL

Related SOP(s), Form(s), Other Resource(s), and Rescinded Special Order(s):

A. Related SOP(s)

1-61 Internal Affairs Force Division (IAFD) (Currently 7-2 and 7-3)

~~6-8 1-92 Specialized Tactical Units (Formerly SOP 6-8) is unpublished/restricted~~

~~2-8 Use of the On-Body Recording Devices~~

~~2-16 Records~~

~~2-19 Response to Behavioral Health Issues~~

~~2-45 Pursuit by Motor Vehicle~~

~~2-52 Use of Force: —: General~~

2-53 Use of Force: —: Definitions

~~2-54 Intermediate Weapon Systems~~

~~2-55 Use of Force: —: De-escalation~~

2-57 Use of Force: —: Review and Investigation by Department Personnel

~~2-82 Restraints and Transportation of Individuals~~

~~6-8 Specialized Tactical Units (SOP 6-8 is unpublished/restricted)~~

B. Form(s)

PD 1117 Use of Force Recorded Narrative Guide

PD 1118 Use of Force Written Narrative for Involved and Witness Officers Sworn

Personnel Officers

C. Other Resource(s)

None

D. Rescinded Special Order(s)

SO 19-118 ~~The Use and Reporting of Chemical Munitions and Noise Flash~~
Diversionsary Devices

SO 21-65 Amendment to SOP 2-56 Use of Force: Reporting by Department
Personnel

2-56-1 Purpose

~~The purpose of this policy is to describe the responsibilities of all Albuquerque Police Department personnel to report use of force, whether an officer is witness to a use of force or involved in a use of force, so that reviewers and investigators can determine whether such force was reasonable, necessary under the circumstances, and proportional to the threat or resistance of the individual.~~ The purpose of this policy is to establish the requirements for



Albuquerque Police Department (Department) personnel to classify and report uses of force, and to establish the rules for determining whether the force was reasonable and, ~~necessary,~~ ~~proportional,~~ and the minimum amount of force necessary.

2-56-2 Policy

It is the policy of the ~~Albuquerque Police Department (Department)~~ An officer shall to immediately notify a supervisor and document any use of force in order to facilitate the review and investigation of such incidents.

~~An officer~~ Sworn personnel witnessing or learning about use of force by another officer shall completely, thoroughly, and accurately report such incidents to the appropriate supervisor.

N/A 2-56-3 Definitions

For a listing of definitions specific to use of force, refer to SOP Use of Force: Definitions.

~~**2-56-3 Classification of Use of Force by Department Personnel**~~

7 ~~The Department utilizes a force classification system that takes into consideration the likelihood and degree of pain or injury to the individual which determines the appropriate review or investigation by a supervisor in the officer's chain of command or an investigator with the Force Investigation Section (FIS).~~

~~**A. Level 1 Use of Force:** Force that is likely to cause only transitory pain, disorientation and/or discomfort during its application as a means of gaining compliance.~~

~~1. This includes techniques that are not reasonably expected to cause injury, do not result in an actual injury, and are not likely to result in a complaint of injury (i.e., pain compliance techniques and resisted handcuffing).~~

~~2. Shows of force, including: pointing a firearm, beanbag shotgun, 40 millimeter impact launcher, OC spray, or ECW at an individual, or using an ECW to "paint" an individual with the laser sight or utilizing a warning arc. A show of force is reportable as a Level 1 use of force.~~

~~3. Level 1 use of force does not include interaction meant to guide, assist, or control an individual who is offering minimal resistance.~~

~~**B. Level 2 Use of Force:** Force that causes injury, could reasonably be expected to cause injury, or results in a complaint of injury.~~

~~1. Level 2 use of force includes:~~

~~a. Use of an ECW, including where an ECW is fired at an individual but misses;~~



- ~~b. Use of a beanbag shotgun or 40 millimeter impact launcher, including where it is fired at an individual but misses;~~
- ~~c. OC spray use including where it is sprayed at an individual but misses;~~
- ~~d. Empty hand techniques (e.g., strikes, kicks, takedowns, distraction techniques, or leg sweeps); and~~
- ~~e. Strikes and attempted strikes with impact weapons.~~
- ~~i. This excludes strikes to the head, neck, throat, chest, or groin with a beanbag shotgun or 40 millimeter impact launcher and strikes to the head, neck, throat, torso, or groin with a baton or improvised impact weapon, which are considered Level 3 uses of force.~~

~~C. **Level 3 Use of Force:** Force that results in, or could reasonably result in, serious physical injury, hospitalization, or death.~~

~~1. Level 3 use of force includes:~~

- ~~a. Use of deadly force;~~
- ~~b. Critical firearm discharges;~~
- ~~c. Use of force resulting in death or serious physical injury;~~
- ~~d. Use of force resulting in hospitalization;~~
- ~~e. Strikes to the head, neck, throat, chest, or groin with a beanbag shotgun or 40 millimeter impact launcher and strikes to the head, neck, throat, torso, or groin with a baton or improvised impact weapon;~~
- ~~f. Use of force resulting in a loss of consciousness;~~
- ~~g. Police Service Dog bites;~~
- ~~h. Three or more applications of an ECW on an individual during a single interaction, regardless of the mode or duration of the application, and regardless of whether the applications are by the same or different officers;~~
- ~~i. ECW application on an individual during a single interaction for longer than 15 seconds, whether continuous or consecutive, regardless of the mode of application;~~
- ~~j. Neck holds;~~
- ~~k. Four or more strikes with a baton or improvised impact weapon; and~~
- ~~l. Any Level 2 use of force against a handcuffed individual.~~

~~2-56-4~~ 2-56-443 Use of Force Reporting Procedures Following Use of Force

~~Adherence to Use of Force Standard Operating Procedures~~

~~Before reporting a use of force, all sworn personnel, regardless of rank, shall abide by the requirements set forth in:~~

- ~~SOP Use of Force: General;~~
- ~~SOP Use of Force: Definitions;~~
- ~~SOP Intermediate Weapon Systems; and~~
- ~~SOP Use of Force: De-escalation.~~



A. General Requirements Following Procedures for Non-Reportable Uses of Force

N/A

1. Consistent with SOP Use of Force: General Definitions, the following: The following actions by sworn personnel are not defined as reportable uses of force or shows of force:
 - a. Rendering aid is not a reportable use of force;
 - b. A brief and unintentional covering of an individual with a weapon system is not a reportable Level 1 use of force;
 - c. A non-force complaint of pain from handcuffing is not a reportable use of force, consistent with SOP Use of Force: Definitions;
 - d. The use of a low-level control tactic is not a reportable use of force, consistent with SOP Use of Force: Definitions; and
 - e. A weapon at low ready is not a reportable show of force because the weapon is not pointed at the individual, consistent with SOP Use of Force: Definitions.
2. Sworn personnel, regardless of rank, shall complete a Uniform Incident Report or Supplemental narrative Report for all for non-reportable uses of force.
3. Sworn personnel, regardless of rank, shall notify an on-duty supervisor before leaving the scene when the officer has engaged in a brief and unintentional covering that is not a reportable Level 1 use of force.

5

B. Procedures Following All Levels of Use of Force

1. All sworn personnel who used or witnessed any level of force, while on- or off-duty, regardless of rank, shall:
 - a. Immediately notify their on-duty supervisor following any use of force, prisoner injury, complaint of injury or pain, allegation of any use of force, or show of force, regardless of whether the injury or use of force was unintentional or unavoidable. If the officer's immediate on-duty supervisor is unavailable, the officer shall notify another on-duty supervisor;

6

-
- ~~Sworn personnel, regardless of rank, are not required to notify their chain of command when they use low-level control tactics, consistent with SOP Use of Force: Definitions.~~
- ~~1. Complete a Uniform Incident Report and/or supplemental narrative report when using low-level control tactics.~~
- ~~Immediately notify their on-duty supervisor of their use of an intermediate weapon system, consistent with SOP Intermediate Weapon Systems;~~



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

~~Sworn personnel, regardless of rank, shall notify an on-duty supervisor before leaving the scene when the officer has engaged in a brief and unintentional covering is not a reportable Level 1 use of force. Personnel must notify an on-duty supervisor before leaving the scene.~~

~~Sworn personnel, regardless of rank, shall complete a Uniform Incident Report to document the low-level control tactic and/or unintentional covering of an individual with a weapon system.~~

~~If they were a witness to any level of use of force or show of force, notify an on-duty supervisor.~~

b. ~~Document in a Uniform Incident Report and/or Supplemental narrative Report their involvement in the use of force incident, or if they were on-scene, or assisted with any aspect regarding the incident, or when including if they transporting the individual in a Uniform Incident Report and/or supplemental narrative report.~~

~~If an intermediate weapon system was used, sworn personnel shall document any unintentional covering of the individual.~~

~~Write a Uniform Incident Report and/or a supplemental narrative report if they were on scene or assisted with any aspect regarding the incident, or when transporting the individual.~~

~~=====~~

a. ~~If they were a witness to any level of use of force or show of force, notify an on-duty supervisor.~~

c. ~~Remain on-scene of a use of force or show of force incident until relieved by the responding on-duty supervisor or an Internal Affairs Force Division (IAFD) Detective/Investigator. This includes witness and involved sworn personnel; and~~

~~Sworn personnel who witness the use of force incidents shall remainstay on scene until the responding on-duty supervisor accesses their OBRD to review footage of the incident and releases them from the scene.~~

5 ~~d. After the on-scene investigation is complete, upload the data from their electronic control weapon (ECW) and on-body recording device (OBRD) before the end of their shift.~~

4 ~~Use of an ECW included pointing, painting, arcing, unintentionally covering, discharging, and accidentally discharging their ECW cartridge the weapon induring a use of force incident shall be consistent with SOP Intermediate Weapon Systems.~~

~~e. Write a Uniform Incident Report and/or a supplemental narrative report if they were on scene or assisted with any aspect regarding the incident, or when transporting the individual.~~

2. ~~Involved and witness officers shall not discuss with each other the use of force until the interview and/or narratives are completed. If admonished instructed not to discuss the use of force for a longer period of time, sworn personnel officers shall comply with the admonishment those instructions.~~



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

~~Sworn personnel shall immediately report use of force to their chain of command when involved in off-duty enforcement action.~~

3. A supervisor who authorized a use of force shall document the circumstances for authorizing the force in a ~~Uniform Incident Report~~ Supplemental narrative Report.

4. A supervisor who ordered a use of force shall document the circumstances for ordering the force in a ~~Uniform Incident Report and/or a recorded and/or force~~ written narrative.

N/A

5. A supervisor who was involved in a reportable use of force, including by participating in or ordering the use of force, shall not be involved in reviewing the incident (refer to, ~~consistent with~~ SOP Use of Force: Review and Investigation By Department Personnel for sanction classifications and additional duties).

a. A supervisor who was involved in a use of force shall ensure another on-duty supervisor responds to the scene to investigate an officer's use of force.

6

C. Procedures Following Level 1 Use of Force

1. ~~An officer~~ Sworn personnel shall provide to the on-scene supervisor conducting the investigation a recorded and/or written narrative (Use of Force Written Narrative for Involved and Witness Sworn Personnel) written or recorded use of force narrative completed Use of Force Recorded Narrative Guide or the Use of Force Written Narrative for Involved and Witness Officers of the facts leading to the Level 1 use of force by the end of their shift to the supervisor conducting the review or the Force Investigation Section (FIS) Detective conducting the investigation.

7

~~Sworn personnel The on-scene supervisor may allow the use of force narrative to be completed by the end of the officer's subsequent shift; however, if the officer has any type of leave scheduled for the officer's next shift, the use of force narrative (written or recorded) will have to be completed by the end of the officer's shift.~~

~~At the order of the on-scene supervisor or the Force Investigation Section (FIS) Detective, the officer shall complete Form the Use of Force Recorded Narrative Guide or the Form Use of Force Written Narrative for Involved and Witness Officers.~~

~~An officer shall describe with specificity the actions taken by the officer and the individual(s) in the Use of Force Written Narrative for Involved and Witness Sworn Personnel use of force narrative form.~~



~~An officer shall not use boilerplate, canned or conclusory language (e.g., “guided to the ground,” “offered resistance”) when providing a narrative of a use of force incident.~~

- a. Sworn personnel shall include in their narrative:
 - i. The reason for the initial police presence;
 - ii. A specific description of the facts that led to the use of force, including the behavior of the individual(s);
 - iii. The level of resistance from the individual(s); and
 - iv. A description of each type of force used and justification for each use of force.
- b. Sworn personnel shall not use boilerplate, canned or conclusory language (e.g., “guided to the ground,” “offered resistance”) when providing a narrative of a use of force incident.

6

D. Procedures Following Level 2 and Level 3 Uses of Force

~~Sworn personnel shall provide the Sworn personnel. An officer who has used or witnessed Level 2 or Level 3 force shall remain on scene until contacted by an investigator with the Internal Affairs Force Division (IAFD) the Force Investigation Section (FIS).~~

- 1. ~~At the order of the FIS an IAFD Detective/Investigator conducting the investigation a, the officer shall complete the recorded and/or written narrative (Use of Force Recorded Narrative Guide or the Use of Force Written Narrative for Involved and Witness Sworn Personnel) by the end of their shift.~~

- a. Sworn personnel shall include in their narrative:
 - i. The reason for the initial police presence;
 - ii. A specific description of the facts that led to the use of force, including the behavior of the individual(s);
 - iii. The level of resistance from the individual(s); and
 - iv. A description of each type of force used and justification for each use of force.
- b. Sworn personnel shall not use boilerplate, canned or conclusory language (e.g., “guided to the ground,” “offered resistance”) when providing a narrative of a use of force incident.

~~An officer shall describe with specificity the actions taken by the officer and the individual(s) in the Form Use of Force Written Narrative for Involved and Witness Sworn personnel.~~

~~An officer shall not use boilerplate, canned or conclusory language (e.g., “guided to the ground,” “offered resistance”) when providing a narrative of a use of force incident.~~



~~An officer shall provide to the FIS Detective conducting the investigation a written or recorded use of force narrative of the facts leading to the Level 2 or Level 3 use of force by the end of their shift to the FIS Detective conducting the investigation.~~

~~The FIS Detective may allow the Use of Force Written Narrative for Involved and Witness Sworn Personnel written use of force narrative form to be completed by the end of the officer's subsequent shift; however, if the officer has any type of leave scheduled for the officer's next shift, the Use of Force Written Narrative for Involved and Witness Sworn Personnel use of force written narrative shall be completed by the end of the officer's shift.~~

7

~~c. The FIS Detective/AFD Detective/Investigator may order a recorded narrative follow-up interview. The FIS Detective/AFD Detective/Investigator will schedule the recorded narrative follow-up interview, consistent with SOP Internal Affairs Force Division (IAFD).~~

6

~~i. Individuals and Witnesses to Upon Whom Force Was Used of Force E.~~

~~Sworn personnel shall have a lawful objective to detain individuals prior to detaining them for an administrative investigation;~~

~~Sworn personnel shall attempt to identify all potential witnesses of a use of force.~~

~~Sworn personnel shall At the order of the FIS Detective, the officer shall complete the Form Use of Force Recorded Narrative Guide or the Form Use of Force Written Narrative for Involved and Witness Sworn personnel.~~

~~An officer shall describe with specificity the actions taken by the officer and the individual(s) in the Form Use of Force Written Narrative for Involved and Witness Sworn personnel.~~

~~An officer shall not use boilerplate, canned or conclusory language (e.g., "guided to the ground," "offered resistance") when providing a narrative of a use of force incident.~~

~~An officer who has used Level 2 or Level 3 force shall remain on scene until contacted by an investigator with the Force Investigation Section.~~

~~An officer who has used Level 2 or Level 3 force shall provide the investigator with the FIS a written or recorded statement concerning the incident. The statement shall include:~~

~~A detailed account of the incident from the officer's perspective;~~

~~The reason for the initial police presence;~~

~~A specific description of the acts that led to the use of force, including the behavior of the individual(s);~~

~~The level of resistance from the individual; and~~

~~A description of each type of force used and justification for each use of force.~~



- ~~Procedures Following Use of Chemical Munitions and Noise Flash Diversionary Devices (NFDD) Incident~~
- ~~Noise Flash Diversionary Devices (NFDD)~~
- ~~Only Tactical Section personnel shall deploy an NFDDs will only be deployed by tactical personnel upon authorization from a Ttactical Section supervisor.~~
- ~~If there are exigent circumstances and a Ttactical Section officer has to react immediately to prevent harm to sworn personnel or civilians, then the Ttactical Section officer may deploy an NFDD without prior authorization from a Ttactical Section supervisor.~~
- ~~When a Ttactical Section officer deploys an NFDD without prior authorization from a Tactical Section tactical supervisor due to exigent circumstances, the Tactical Section tactical officer shall immediately notify a Tactical Section tactical supervisor when it is safe to do so, and the Tactical Section tactical officer will shall comply with the documentation protocols, consistent with SOP Specialized Tactical Units.~~
- ~~Tactical Section personnel shall document all NFDD The deployments of all NFDDs will be documented. The documentation shall include:~~
- ~~A description of the reasons for deployment;~~
- ~~A description of the exigent circumstances, if any, leading to the deployment of an NFDD without tactical supervisory authorization;~~
- ~~The method of deployment;~~
- ~~The effects of the deployment;~~
- ~~A description of any injuries or property damage resulting from the deployment;~~
- ~~and~~
- ~~An assessment of the outcomes of the deployment.~~
- ~~If an NFDD is deployed inside a structure or near a vehicle, or if using an NFDD causes injury, was reasonably expected to cause injury, or results in a complaint of injury, it shall be reported to and investigated by IAFD as a Level 2 use of force.~~
- ~~If using an NFDD results in serious physical injury, hospitalization, or death, it shall be reported to and investigated by IAFD as a Level 3 use of force.~~
- ~~NFDD Deployments and Structures:~~
- ~~NFDD deployments inside a structure are considered uses of force.~~
- ~~If the pressure from the NFDD blast causes the individual to complain of pain or exhibit signs or symptoms of pain, or if the pressure causes damage to the structure, the use of the NFDD shall be reported and investigated as a Level 2 or 3 use of force, based on the criteria above.~~
- ~~If an NFDD is deployed outside a structure and is used as a means to gain the attention of an individual, it will not be considered a use of force.~~
- ~~NFDD Deployments and Vehicles:~~
- ~~NFDD deployments inside a vehicle are considered a use of force.~~
- ~~NFDD deployments used near a vehicle are a use of force. If an NFDD is used as a means to gain the attention of an individual that is inside a vehicle or recreational~~



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

~~vehicle, it shall not be deployed close enough for the pressure from the NFDD blast to affect the individual. Such a deployment will be considered a Level 1 use of force unless the individual complains of pain or exhibits signs or symptoms of pain.~~

~~If the pressure from the NFDD blast causes the individual to complain of pain or exhibit signs or symptoms of pain, or if the pressure causes damage to the vehicle, the use of the NFDD shall be reported and investigated as a Level 2 or 3 use of force, based on the criteria above.~~

~~SOD supervisors shall will investigate Level 1 uses of force and shows of force, consistent with SOP Use of Force: Review and Investigation by Department Personnel.~~

~~If an NFDD fails to detonate, (someone) shall immediately contact the Explosive Ordnance Device (EOD) Unit will be contacted immediately and they shall will respond to employ render safe procedures.~~

~~Even if the structure or vehicle is vacant, the deployment of an NFDD inside a structure or inside or near a vehicle will shall be reported and investigated as a use of force.~~

~~Chemical Munitions~~

~~Department personnel may use (The following types of chemical munitions are used by the Department:~~

~~CS Tri-Chamber;~~

~~CS Triple Chaser;~~

~~CS Hand Ball;~~

~~OC Vapor Aerosol;~~

~~40 mm Ferret Barricade Round, OC; and~~

~~40 mm Ferret Barricade Round, CS.~~

~~The deployment of chemical munitions shall be considered, at a minimum, a Level 2 use of force and shall be reported to and investigated by Internal Affairs Force Division (IAFD) personnel. IAFD personnel will determine whether the deployment was a Level 2 or Level 3 use of force, consistent with SOP Use of Force:~~

~~Definitions:~~

~~Even if the structure is vacant, (The deployment of a chemical munition inside or outside of a structure will shall be reported and investigated as a use of force, including vacant structures document.~~

~~descriptions of all potential witnesses who refuse to stay on scene or who are unidentified.~~

- ~~1. Sworn personnel shall not detain individuals solely for the purpose of conducting administrative investigations; however, sworn personnel shall encourage individuals to remain on scene and cooperate.~~

- a. Sworn personnel shall not detain individuals solely for the purpose of conducting administrative investigations; however, sworn personnel shall encourage individuals to remain on-scene and cooperate with the investigation.



~~Sworn personnel shall attempt to identify all potential witnesses of a use of force.~~

~~Sworn personnel shall document descriptions of all potential witnesses who refuse to stay on scene or who are unidentified.~~

F. Community Members Who are Bystanders Who are Potential Witnesses to a Uses of Force

1. Sworn personnel shall attempt to identify all potential witnesses of a use of force.

a. Sworn personnel shall document descriptions of all potential witnesses to a use of force who refuse to stay on-scene or who are unidentified.

b. Sworn personnel shall not detain witnesses solely for the purpose of conducting administrative investigations; however, sworn personnel shall encourage individuals witnesses to remain on-scene and cooperate with the investigation.

7

2-56-56 Procedures for Unreported Uses of Force

A. Procedures for Unreported Uses of Force

1. General Procedures

5

a. Department personnel, regardless of rank, shall immediately report an unreported use of force incident to an on-duty supervisor when they have knowledge of the use of force by another officer.

b. During an audit, Performance Metrics Unit personnel shall:

i. Notify the division head/area commander of the involved officer of the potential unreported use of force;

ii. Draft an inspection findings report for the potential unreported use of force; and

iii. Provide the report to the division head/area commander, or their designee, via email. The report shall include the case number, date of occurrence, and OBRD evidence.

c. The division head/area commander shall assign the potential unreported use of force to a sworn supervisor for investigation.

d. Sworn supervisors who are notified of a potential use of force or who discover an unreported use of force shall:

i. Classify the force;

ii. Generate the force entry in the IA database web application, within 24 hours, upon the identification of any unreported use of force without regard to the number of involved or witness officer(s); and



- iii. Where it is determined that an unreported Level 1 use of force occurred by an officer(s), the division head/area commander of the involved officer shall assign the use of force investigation to a supervisor; or
- iv. Where it is determined that an unreported Level 2 or Level 3 use of force occurred by an officer(s), a supervisor, regardless of rank, shall immediately contact the Internal Affairs Force Division (IAFD) to conduct the investigation.

2. Procedures Following Level 1 Unreported Uses of Force

N/A

- a. A supervisor who was involved in an unreported use of force by using force, a witness to a use of force, or ordering the use of force, shall not be involved in reviewing the incident, consistent with SOP Use of Force: Review and Investigation by Department Personnel (refer to SOP Use of Force: Review and Investigation by Department Personnel for sanction classifications and additional duties).
- b. The supervisor conducting the investigation of the unreported use of force shall investigate in accordance with SOP Use of Force: Review and Investigation By Department Personnel, excluding the following on-scene investigation procedures:
 - i. Examine personnel and the individual for injuries and request medical attention, where appropriate;
 - ii. Preserve any evidence located at the scene of a Level 1 use of force or higher; and
 - iii. Capture photographs of the officer(s) and the individual(s) involved in the Level 1 use of force.
- c. The investigating supervisor shall initiate an Internal Affairs Request (IAR) through the IA database web application for any and all policy violations identified during the course of their investigation.
- d. Where it is determined that no unreported use of force occurred by an officer(s), the investigating supervisor shall submit a non-force entry through the IA database web application, to include the results of their investigation.

3. Procedures Following Level 2 or Level 3 Unreported Use of Force

N/A

- a. The IAFD Detective/Investigator shall conduct investigations of unreported Level 2 and Level 3 uses of force consistent with SOP Use of Force: Review and Investigation By Department Personnel, excluding the following on-scene



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

investigation procedures (refer to SOP Use of Force: Review and Investigation By Department Personnel for sanction classifications and additional duties):

- i. Examine personnel and the individual for injuries and request medical attention, where appropriate;
- ii. Advise the individual involved in the use of force incident of their rights where it is necessary to gather additional information about injuries;
- iii. Preserve any evidence located at the scene; and
- iv. Canvass for witness(s).
- b. The IAFD Detective/Investigator shall initiate an IAR through the IA database web application for any and all policy violations identified during the course of their investigation.
- c. Where it is determined that no unreported use of force occurred by an officer(s), an IAFD Detective/Investigator shall submit a non-force entry through the IA database web application, to include the results of their investigation.

==

~~A. of Officers Who Use Force~~

~~All officers sworn personnel, regardless of rank, shall:~~

5

==

==

==

==

~~All officers, regardless of rank, shall immediately notify their on-duty supervisor following any use of force, prisoner injury, complaint of injury or pain, allegation of any use of force, or show of force, regardless of whether the injury or use of force was unintentional or unavoidable. If the officer's immediate on-duty supervisor is unavailable, the officer shall notify an on-duty supervisor.~~

~~Officers Sworn personnel, regardless of rank, are not required to notify their chain of command when they use low-level control tactics, consistent with (see SOP Use of Force: Definitions).~~

- ~~i. 1. Complete a Uniform Incident Report and/or supplemental narrative report when using low-level control tactics. Sworn personnel shall document their use of low-level control tactics in their Uniform Incident Report.~~

==

- ~~ii. Officers Sworn personnel, regardless of rank, shall notify an on-duty supervisor before leaving the scene when the officer has engaged in a brief and unintentional covering is not a reportable Level 1 use of force. Personnel must notify an on-duty supervisor before leaving the scene.~~

==

~~Officers Sworn personnel, regardless of rank, shall complete a Uniform Incident Report to document the low-level control tactic and/or unintentional covering of an individual with a weapon system.~~

~~4.~~

==



ALBUQUERQUE POLICE DEPARTMENT
PROCEDURAL ORDERS

SOP 2-56

P&P Draft 10/20/2021

~~If the initial assessment by the supervisor concludes that an individual's injury was not the result of a use of force, this assessment shall be documented on Department memorandum and forwarded using Blue Team through the chain of command to IAFD for statistical tracking.~~

~~An officer shall immediately report use of force to their chain of command when involved in off-duty enforcement action.~~

~~Shall document the use of force he incident in a Uniform Incident Report original and/or supplemental incident narrative report; a brief~~

~~If an intermediate weapon system was used, document any and unintentional covering of athen individual with any weapon system.~~

N/A

~~2. If they were a witness to any level of use of force or show of force, An officer is not required to notify their chain of command when they use low level control tactics. (See SOP Use of Force Definitions.) Shall write a n original Uniform Incident Report and/or supplemental narrative report when using low level control tactics, had a prisoner injury, or an allegation of a use of force.~~

5

~~An officer to include supervisors who witnesses or is involved in a use of force or show of force shall notify an on-duty supervisor when they witness any level of use of force or show of force.~~

~~If the officer's immediate on-duty supervisor is unavailable, the officer shall notify an on-duty supervisor.~~

6

~~3. nother field supervisor when their immediate, on-duty supervisor is unavailable.~~

~~An officer Witness and involved officers sworn personnel shall remain on the scene of a use of force or show of force incident until relieved by the responding on-duty supervisor. This includes witness and involved sworn personnel;~~

~~Sworn personnel who witness the use of force incident shall stay on scene until the responding on-duty supervisor accesses their OBRD to review footage of the incident and releases them from the scene.~~

5

~~4. After the on scene investigation is complete, upload the data from their ECW and OBRD before the end of their shift.~~

~~An officer shall immediately report an unreported use of force incident to an on-duty supervisor when they have knowledge of the use of force by another officer who learns of an unreported use of force by another officer shall immediately report the incident to their on-duty supervisor.~~

1-6

~~5. All officers shall activate their on-body recording device (OBRD) and record all on-duty use of force incidents, in accordance with consistent with SOP Use of the On-~~



~~Body Recording Devices. Officers Sworn personnel who do not record use of force incidents shall be subject to discipline, up to and including termination.~~

~~If the immediate activation of an OBRD is not feasible due to immediate risk to the safety of the Department personnel or others, then the Department personnel shall activate the OBRD when it is safe to do so, consistent with SOP Use of On Body Recording Devices.~~

7 ~~e. If for any reason officers sworn personnel do not capture the entire use of force incident on their OBRD, officers sworn personnel shall document the reason for the failure to record part or all of the use of force incident in their use of force report.~~

~~An officer uUse ofing an ECW during to includede pointing, painting, arcing, unintentionally covering, or discharging, and accidentally discharging their ECW cartridge the weapon in a use of force incidentthe officer, shall, uploaddownload the data from their ECW device prior to the beginning of the officer'stheir next shiftbe, consistent with SOP Intermediate Weapon Systems.~~

~~Write a Uniform Incident Report and/or a supplemental narrative report if they were on scene or assisted with any aspect regarding the incident, or when transporting the individual.~~

~~Involved and witness officers shall not discuss with each other the use of force until the interview and/or narratives are completed. If admonished not to discuss the use of force for a longer period of time, officers shall comply with the admonishment.~~

~~7. Officers Sworn personnel shall upload the data from their ECW prior to the beginning of their next shift for accidental discharges of an ECW cartridge.~~

~~8. A supervisor who was involved in a reportable use of force, including by participating in or ordering the use of force, shall not be involved in reviewing the incident, consistent with SOP Use of Force: Review and Investigation By Department Personnel.~~

~~9. e. "Participating" is defined as physically assisting in overcoming an individual's resistance.~~

~~Shall Wwrite an original or supplemental report when the officer was on scene or assisted with any aspect regarding the incident; when a witness to or involved in a use of force; or when transporting the individual.~~

~~(Placeholder: For off duty stuff: Immediately report use of force to their chain of command when involved in off duty enforcement action)~~

~~Requirements for Unreported Uses of Force~~



- ~~Immediately report an unreported use of force incident to an on-duty supervisor when they have knowledge of the use of force by another officer.~~
- ~~Upon the identification of any unreported use of force, sworn personnel shall initiate an Internal Affairs Request (IAR) through the IA database web application (BlueTeam).~~
- 40. ~~Depending on who identifies the unreported use of force and after the IAR is submitted, if an officer is unable to write an initial report because of physical injury, involvement in an officer-involved shooting, or the officer is the victim of a crime, then the on-duty supervisor will assign another officer to document the incident.~~
- ~~the unreported use of force information shall be provided to the division head/area commander via email, where the use of force occurred to complete a IA database web application (BlueTeam) entry for the use of force.~~
- ~~Where a supervisor determines that the use of force by an officer(s) involve a Level 1~~
- ~~For a Level 1 use of force, the supervisor shall generate an IA database web application entry for the use of force without regard to the number of involved or witness officer(s) division head/area commander shall enter the use of force into IA database web application (BlueTeam).~~
- ~~For a Level 2 or Level 3 use of force, the division head/area commander shall contact IAFD. Where a supervisor determines that the use of force by an officer(s) involve a Level 2 or level 3 use of force, they shall immediately contact FIS to conduct the investigation.~~

~~2-56-5~~ **Officer Responsibilities, Regardless of Rank, Following Use of Force Incident**
Procedures for Unreported Uses of Force