



**DEPARTMENT OF CORRECTIONS
Community Corrections**



Title:	Electronic Immobilizing Devices (Parole and Probation Officers)	DOC Policy: 50.1.3
Effective:	11/25/08	Supercedes: N/A
Applicability:	Community Corrections	
Directives Cross-Reference:		
	Rule: Use of Force (Community Corrections) – Div 022	
	Policy: Bloodborne Pathogens – 20.6.7	
Attachments: None		

I. PURPOSE

The purpose of this policy is to establish policy and procedures governing authorization for parole and probation officers to carry a Department-authorized or Department-issued electronic immobilizing device (EID) while on duty. EIDs shall only be deployed in accordance with the Department’s rule on **Use of Force (Community Corrections)** (OAR 291-022).

II. DEFINITIONS

- A. Local State Director: A person within the Department of Corrections who reports to the Chief of Community Corrections and has responsibility for managing a state community corrections office within a particular county.
- B. DPSST: Department of Public Safety Standards and Training.
- C. Electronic Immobilizing Devices (EID): Security equipment designed to stop, control or temporarily immobilize through the use of high voltage, low amperage electric shock.
- D. Field Related Duties: Home contacts, searches, arrests outside the office, release Investigation and other duties outside an office setting.
- E. Mind Altering Substance: Anything ingested or otherwise introduced into the body which could reasonably be expected to adversely affect the employee’s ability to exercise good judgment and emotional control; e.g., alcohol, tranquilizers, psychotropic medication, etc.
- F. Off-Duty: Whenever the officer discontinues the performance of their job description, or other management assigned duties for the day. Whenever an officer is called out after hours, the officer would be considered to be on duty.
- G. Offender: Any person under supervision of the Department of Corrections who is on parole, post-prison supervision, transitional leave, local control and/or probation status.
- H. Officer: Any Department parole and probation officer who is DPSST trained in arrest procedures, use of restraints, less than lethal force options and defensive tactics.

- I. Survival Skills Instructor: A designated employee with demonstrated expertise in firearms, firearms training and less than lethal force options assigned by the local state director as approved by the Department of Corrections and/or DPSST, to oversee EID training pursuant to this policy.

III. POLICY

A. Application

1. Any officer who is DPSST trained in arrest procedures, use of restraints, less than lethal force options, or other defensive tactics as evidenced by Department training records, may apply to carry a duty EID pursuant to this policy.
2. An officer desiring to carry a duty EID shall make written application to the local state director on the Department's "Request for Authorization to Carry a Firearm While on Duty" form (CD 1287).

B. Approval/Denial

1. The local state director shall review and approve or deny all applications to carry a duty EID, subject only to limited review by the Chief of Community Corrections as set forth in this policy.
2. In reviewing an application, the local state director may consider the applicant's background performance and adherence to Department rules, policies, procedures, pertinent statutory provisions and training mandates, and whether the applicant has otherwise acted in a manner which could reflect an inability to exercise sound judgment and emotional control in the utilization of an EID while on duty.
3. The local state director's decision to approve or to deny an application to carry a duty EID shall be promptly communicated to the applicant in writing. A copy of the decision shall be distributed to the Chief of Community Corrections.
4. An officer whose application to carry a duty EID has been denied by the local state director may obtain an administrative review of the denial as set forth in Section K of this policy. No administrative review shall be available to an applicant whose application is denied based on the applicant's refusal to submit to a medical, psychological and/or psychiatric screening when requested by the local state director.

C. Suspension/Revocation of Authorization

1. The local state director may suspend an officer's authority to carry a duty EID pursuant to this policy whenever he/she reasonably believes the officer has violated Department rules, policies, procedures, pertinent statutory provisions, or failed to exercise good judgment and emotional control in the utilization of an EID. Authorization to carry a duty EID may also be temporarily suspended whenever the local state director reasonably believes that an officer is physically unable to successfully complete the Department's EID training.

2. The local state director's decision to revoke or to reinstate an officer's authority to carry a duty EID pursuant to this policy shall be promptly communicated to the affected officer in writing. A copy of the decision shall be distributed to the Chief of Community Corrections.
3. An officer whose authority to carry a duty EID has been revoked by the local state director may obtain an administrative review of the revocation as set forth in Section K of this policy.

D. General Terms and Conditions for Carrying a Duty Electronic Immobilizing Device

1. Authorization for officers to carry a duty EID pursuant to this policy is restricted to the performance of official duties as follows:
 - a. In accordance with the officer's job description or as assigned by management; or
 - b. When called to work after the officer's work schedule has been completed to address a field-related matter.
 - c. Commute time:
 - (1) Officer's are not considered to be on duty during commute time.
 - (2) For convenience and safety, officers may wear their duty EID while enroute to and from work.
2. In order to manage the risk related to removing and reholstering the EID, duty EIDs may be carried in the office when an officer anticipates returning to the field within a reasonably short period. Officers whose primary job assignment is in an office setting are only authorized to carry EID's when performing field-related duties. The local state director may modify this section to accommodate particular office needs.
3. Officers shall maintain their duty EID in optimum operating condition at all times.
4. EID's stored in a Department facility must be secured in a Department-approved locker designated for that purpose. EID's shall never be stored in an unlocked desk, file cabinet or otherwise left unattended.
5. Officers shall carry their badges in a manner in which the badge is readily visible when an EID is displayed. Department identification cards shall be carried and accessible at all times when on duty.
6. Officers shall at all times handle their duty EID as prescribed by Department rules, policies, procedures and training.
7. Protective body armor shall be worn whenever weapons are reasonably anticipated on the offenders, or offender associates, person or premises.

8. Officers are prohibited from carrying a duty EID while under the influence of any mind-altering substance. It is the responsibility of the officer to notify his/her supervisor or local state director of use of mind-altering substances.

E. Training

1. Officers will receive orientation and training regarding the use of the EID, its affects, means of delivery, and first aid to be administered. This will be included in the officers file, prior to being authorized to use an EID
2. Only parole/probation officers who have completed the prescribed course of instruction are authorized to carry the EID.
3. Officers will receive training, at least annually, on the office's use of force policy and the proper use of EIDs, and will demonstrate a proficient knowledge of their use.
4. An officer failing to demonstrate proficiency shall not be authorized to use EIDs until remedial training has been completed.

F. Authorized Equipment

1. Only EIDs and cartridges approved and/or issued by the Department may be carried while on duty pursuant to this policy.
2. Holsters must be approved by the local state director and survival skills instructor for use in carrying the officer's duty EID.
3. Any optional equipment must be approved, in advance, by the local state director and survival skills instructor.

G. Use of the Electronic Immobilizing Device:

1. Only properly functioning and charged EIDs shall be used.
2. The EID will be worn in a holster on the opposite side of the officer's duty firearm. Exceptions must be approved by the survival skills supervisor.
3. The EID should not be deployed near flammable liquids or fumes including chemical-based OC spray.

H. Blood Borne Pathogens

When a person has been exposed to a blood or body fluid resulting from the use of the EID universal precautions shall be implemented as described in the Department's policy on **Bloodborne Pathogens** (20.6.7).

I. Reporting

Any officer involved in the discharge of his/her EID in a situation other than training shall immediately report the incident, in accordance with the Department's rule on **Use of Force (Community Corrections)** (OAR 291-022).

J. Administrative Review

1. An officer may request an administrative review of a denial/revocation decision by the local state director. Requests for administrative review shall be in writing and submitted to the Chief of Community Corrections within 30 calendar days from the date of the written decision or shall be considered waived.
2. The Chief of Community Corrections shall render his/her decision, in writing, within 30 calendar days of receipt of the request. The Chief of Community Corrections' decision shall be promptly communicated to the employee in writing. Copies of the decision shall be distributed to the local state director.

IV. IMPLEMENTATION

This policy will be adopted immediately without further modification.