

TEXARKANA, TEXAS POLICE DEPARTMENT
GENERAL ORDERS MANUAL

<i>Effective Date</i> April 1, 2008		<i>Amended Date</i>	<i>Directive</i> 6.11.1
<i>Subject</i> Deadly Force and Post-Shooting Review Panel			
<i>Reference</i>			
<i>Distribution</i> All Personnel City Manager City Attorney	<i>TPCA Best Practices Recognition Program Reference</i> None	<i>Review Date</i> April 1, 2017	<i>Pages</i> 2

This Operations Directive is for internal use only and does not enhance an officer's civil or criminal liability in any way. It should not be construed as a creation of a higher standard of safety or care in an evidentiary sense, with respect to third party claims. Violations of this Operations Directive, if proven, may only form the basis for a complaint by this Department, and only in a non-judicial administrative setting.

SECTION 1 PURPOSE

The purpose of this policy is to establish a post-shooting peer review panel to review all deadly force incidents and all firearm discharges, whether intentional or accidental.

SECTION 2 POLICY

It is the policy of the Department to thoroughly investigate all deadly force incidents and all firearm discharges, whether intentional or accidental. Upon the completion of the internal investigation, the incident will be reviewed by the Deadly Force and Post-Shooting Review Panel.

SECTION 3 PROCEDURES

- A. The Deadly Force and Post-Shooting Review Panel will typically consist of the involved employee's Division Commander, an uninvolved Division Commander, and two uninvolved lieutenants. The Chief of Police will select all panel members or substitutes when necessary.
- B. Upon the completion of the internal investigation, the investigator will prepare duplicate investigative files for all members of the panel. The file shall contain all evidence related to the shooting or deadly force incident including employee statements, witness statements, Response to Resistance or Aggression Report, video recordings, photographs, other supporting documents, and the investigator's final report and findings.
- C. The Deadly Force and Post-Shooting Review Panel will convene and review the entire investigation. The panel must consider the reasonableness of the response to resistance or aggression, related case precedents, all related statutes, and all related department policies.
- D. The Deadly Force and Post-Shooting Review Panel shall present their findings in writing to the Chief of Police indicating that the response to resistance or aggression was either justified or not justified and make recommendations regarding any disciplinary action or corrective action the panel deems necessary.
- E. The Deadly Force and Post-Shooting Review Panel may also address problems or deficiencies that came to light during the investigation such as questionable tactics, training needs, ill-advised

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practices, or other issues of concern which may be unrelated to the lawfulness or reasonableness of the employee's response to resistance or aggression. These observations shall be communicated in a separate memorandum to the Chief of Police.

F. RESPONSIBILITY

1. All members of the Department shall know and comply with all aspects of this directive.
2. All Division Commanders and supervisory personnel are responsible for ensuring compliance with the provisions and intent of this directive.