

OFFICE OF THE CHIEF OF POLICE

ADMINISTRATIVE ORDER NO. 7

April 28, 2020

SUBJECT: PUBLIC RELEASE OF NAMES OF ANY EMPLOYEES WHO USE DEADLY FORCE RESULTING IN A CATEGORICAL USE OF FORCE INVESTIGATION – ESTABLISHED

PURPOSE: It is the intent of the Los Angeles Police Department to create greater public trust through operational transparency. The people of Los Angeles have an undeniable interest in being informed in a timely and accurate manner about how their police department conducts its business; especially when a police officer uses lethal force against a member of the public. The purpose of this Order is to establish formal procedures for the Department's public release of the names of employees who use deadly force resulting in a Categorical Use of Force (CUOF) investigation.

PROCEDURE: Department Manual Section 3/409.30, *Public Release of Names of Any Employees who Use Deadly Force Resulting in a Categorical Use of Force Investigation*, has been established and is attached.

AMENDMENT: This Order adds Section 3/409.30 to the Department Manual.

AUDIT RESPONSIBILITY: The Commanding Officer, Audit Division, shall review this directive and determine whether an audit or inspection shall be conducted in accordance with Department Manual Section 0/080.30.



MICHEL R. MOORE
Chief of Police

Attachment

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DEPARTMENT MANUAL

VOLUME III

Established by Administrative Order No. 7 , 2020

409.30 PUBLIC RELEASE OF NAMES OF ANY EMPLOYEES WHO USE DEADLY FORCE RESULTING IN A CATEGORICAL USE OF FORCE INVESTIGATION. *It is the policy of the Los Angeles Police Department to publicly release the names of any employees who use deadly force on a member of the public resulting in a Categorical Use of Force (CUOF) investigation, following the 72-Hour Briefing of the Chief of Police (COP) regarding a CUOF incident, or at the direction of the COP.*

The following procedures shall be followed when releasing the names of any employees who use deadly force on a member of the public resulting in a CUOF investigation:

- The COP will direct Force Investigation Division (FID) and/or Robbery Homicide Division (RHD) to assess whether there is a specific reason to believe that the public release of the name of an employee would pose a danger or threat to the safety of that employee. A threat assessment shall be conducted for each employee identified as having applied deadly force resulting in a CUOF investigation.*
- When conducting the threat assessment, FID and/or RHD shall ask each employee who used deadly force resulting in a CUOF investigation if there are any specific, articulable, and/or particularized facts or circumstances that would prevent the initial public release of his or her name. The results of each threat assessment shall be communicated to the COP. If a 72-Hour Briefing is held concerning the CUOF incident, the results of the threat assessment(s) shall be communicated to the COP at that briefing.*
- If a 72-Hour Briefing is held concerning a CUOF incident, the COP or COP's designee shall notify the labor organization representing the employee(s) who used deadly force of the date scheduled for the briefing.*
- The COP will decide whether to release or withhold the name(s) of any employee who used deadly force. If a 72-Hour Briefing is held concerning a CUOF incident, the COP will make that decision at the conclusion of the briefing. Force Investigation Division will notify the Public Information Officer (PIO) and the Commanding Officer (CO) of the employee(s) who used deadly force resulting in the CUOF investigation of the COP's decision regarding the release of the employee name(s).*
- If a 72-Hour Briefing is not held following a CUOF incident, FID shall be responsible for briefing the COP on the results of the threat assessment for each employee who used deadly force and communicating the COP's decision to the Department PIO and the CO of the concerned employee(s).*
- The CO of an employee who used deadly force on a member of the public resulting in a CUOF investigation, or his or her designee, shall immediately provide notification to that employee regarding the COP's decision to release or withhold that employee's name. If notification was provided to an employee verbally, the verbal notification shall be documented by the involved CO via an Intradepartmental Correspondence, Form 15.02.00, and forwarded to FID.*

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Note: If the name of an employee is initially withheld from release, another notification shall be made to the employee if, and when, it is later determined that his or her name shall be released.

- *The Department PIO shall be responsible for the public release of the names of employees who used deadly force on a member of the public resulting in a CUOF investigation, once the COP or COP's designee has communicated the decision to release such information.*

Note: The procedures set forth apply to the Department's release of employees' names after a 72-Hour Briefing or upon the direction of the COP following a CUOF incident. This process does not apply to the Department's release of records and/or information in response to requests made by members of the public pursuant to the California Public Records Act.