



GENERAL ORDER

OAK BROOK POLICE DEPARTMENT

OAK BROOK, ILLINOIS

Title: EXPANDABLE IMPACT BATON		Number: FOR-504
Author: Deputy Chief Jason Cates		Page: 1 of 5
Effective Date: 11-15-06		Distribution: ALL
Revised Date: 04-18-12	Rescinds: 06-0001	
CALEA Reference: 1.3.4, 1.3.5, 1.3.6, 1.3.9, 1.3.10, 1.3.11		

1.3.4

504.1 Policy

It is the policy of the Oak Brook Police Department to utilize a reasonable level of force in achieving a lawful objective as provided by the 4th Amendment to the Constitution of the United States of America, which states:

“The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.”

The force used by any member of the Oak Brook Police Department shall adhere to the requirements set forth in 720 ILCS 5/7, other related statutes, applicable case law, department general orders and training.

Oak Brook Police Department personnel will use that level of force which is objectively reasonable and necessary to accomplish a lawful objective. Examples of those objectives include:

- a. Defend themselves from bodily harm.
- b. Defend another from bodily harm.
- c. Protect property.
- d. Effect an arrest.
- e. Prevent escape.
- f. Effect the protective custody or involuntary admission of a subject pursuant to the Mental Health Act.

When determining the level of force used the department member must consider:

- a. The severity of the crime.

- b. The immediacy of the threat.
- c. Whether the suspect is actively resisting arrest or attempting to flee.

The force used by any department member will only be that which is required to overcome the resistance being offered by an offender.

504.2 Purpose

The purpose of this policy is to establish guidelines for the use of the expandable impact baton, to include the training and certification of Officers authorized to deploy and utilize the force option.

504.3 Definitions

Expandable Impact Baton: A handheld mechanical force option designed for use in a closed or opened mode.

Closed Mode: The expandable shaft of the baton is fully closed within the handle.

Open Mode: The expandable shaft of the baton is fully extended and locked in place.

Deployment Officer: Officers and Community Service Officers who have successfully completed the Department approved training course and are certified/authorized to deploy the expandable impact baton.

Subject: The person that is the focus of the police operation.

504.4 Authorized Impact Batons

- 1.3.9a Department issued expandable impact batons are the only batons authorized for use by trained department personnel.

The department issued expandable impact baton will be selected by the Support Services Division Commander and approved by the Chief of Police.

- 1.3.9e The certified Expandable Impact Baton Instructor shall be responsible for issuing all expandable impact batons. The issuing instructor shall enter the receiving Officer's name, the date of issue and the serial number of the baton on the department Expandable Impact Baton Inventory Log.

- 1.3.9c All department issued expandable impact batons will be inspected by a certified expandable impact baton instructor prior to approval for use. That instructor will ensure the baton is undamaged and functions properly. In addition, subsequent inspections will occur on an annual basis; proof of which will be maintained in the department's armory inventory file.
- With the exception of maintenance, the expandable impact baton must remain configured as issued and may not be altered without the approval of the Support Services Division Commander.

- 1.3.9b Nothing in this General Order will preclude the use of expandable or fixed batons by members of this department for the purpose of special teams operations.

1.3.10

504.5 Training

To become certified to deploy expandable impact batons, Officers must complete:

- a. The department approved training course conducted by a certified instructor;
- b. Pass the written test with a score of 90% or greater;
- c. Complete a practical familiarization course;
- d. Pass the practical qualification course.

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To maintain certification, Officers must complete a biennial recertification course. This will include the written test, practical familiarization course and the practical qualification course.

504.6 Deployment Areas

Expandable impact baton strikes will be delivered to the center mass of established target areas. The established target areas are:

- a. Center mass of the arm.
- b. Center mass of the leg.
- c. Center mass of the body.

Head, neck, spine, sternum and groin – strikes to these areas may produce potentially fatal injuries, while not effectively terminating assailant resistance. Intentional impacts to these areas will be avoided unless the use of deadly force is justified, necessary and appropriate.

The target area selected by the Deployment Officer will be based upon the circumstances of the incident. Those circumstances include but are not limited to:

- a. The physical build of the subject.
- b. The level of resistance.
- c. The presence of weapons.
- d. The immediacy of the threat.
- e. The subject's actions.
- f. Threats or statements made by the subject.

The use of expandable impact batons is considered Deadly Force if intentionally deployed to the head or neck.

504.7 Carrying and Inspection Requirements

The expandable impact baton may be carried on either side of the body in a department issued scabbard. In an effort to minimize contamination from moisture and dirt the expandable impact baton will be carried in the closed mode, tip down.

To ensure the proper operation of the expandable impact baton:

- a. Expandable impact batons will be periodically inspected by the Deployment Officer for hairline fractures or excessive wear between the sections.

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- b. If an expandable impact baton appears to be damaged or fails to consistently function as designed it will be immediately removed from service. That expandable baton will not be used until it has been repaired and checked to ensure it functions properly.

504.8 Deployment Techniques

Closed mode strikes with the expandable impact baton are close contact techniques designed to provide safe separation.

Open mode strikes with an expandable impact baton are long range techniques which provide additional safe separation for the Officer and increase the Officer's ability to disengage if necessary.

The expandable impact baton may be used in closed mode to activate nerve pressure points or in both open and closed mode to apply mechanical force using leverage in making an arrest or achieving a law enforcement objective.

When engaging the subject, the Deployment Officer should evaluate the effectiveness of each impact and determine whether it is necessary and appropriate, given the circumstances, to discontinue the use of the expandable impact baton and transition to an alternate force option.

1.3.5

504.9 Medical Aid

Subjects struck with an expandable impact baton will be transported by ambulance to an area hospital for a medical evaluation.

An Officer will accompany the subject to the hospital and provide the staff with the approximate number and location of impacts.

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504.10 Reporting Procedures

The use of an expandable impact baton as a force option must be reported and investigated in accordance with department policy, FOR-501, Investigating Use of Force Incidents.

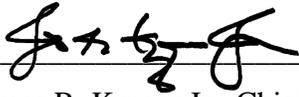
The Supervisor or designee will respond to the hospital to photograph each impact area. Photographs must include a full body shot and close-up of each impact (with and without a scale of reference).

The Chief of Police or designee will be notified via the chain of command and in accordance with department policy, OPR-333, Special Notifications, whenever the expandable impact baton is utilized.

504.11 Issuing Authority

This General Order will supersede any directives or understandings in conflict.

By order of:

A handwritten signature in black ink, appearing to read "James R. Kruger Jr.", written over a horizontal line.

James R. Kruger Jr., Chief of Police