


DPS STANDARD OPERATING PROCEDURE			
	SUBJECT: LESS THAN LETHAL WEAPONS: IMPACT WEAPON (ASP TACTICAL BATON)	SECTION(S): ALL	DISTRIBUTION: ALL PERSONNEL
	DPS SOP 2011-28	EFFECTIVE DATE: AUGUST 24, 2011 REVISED DATE: September 20, 2021	SUPERSEDES: SOP 2007-01 Reviewed/Revised re IACLEA
ISSUING AUTHORITY: ROBERT MALDONADO CHIEF, CAMPUS SAFETY AND EMERGENCY MANAGEMENT SERVICES (ELECTRONICALLY SIGNED)			

Less Than Lethal Weapons: ASP Impact Baton

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REFERENCES:

- SOP 2011-02 Use of Force
- Article 35 NYS Penal Law, Defense of Justification – Use of Force
- Types and Specifications of Authorized Asp Baton

ATTACHMENTS: None

I. APPLICABILITY: This Standard Operating Procedure is applicable to all Syracuse University Department of Public Safety (DPS) Campus Peace Officers/Enhanced Authority Officers who are trained and authorized to carry and possess an ASP Tactical Baton.

II. PURPOSE: The purpose of this policy is to establish guidelines for the training and use of the impact weapon known as the “ASP Tactical Baton.”

III. POLICY: It is the policy of DPS that sworn Campus Peace Officers and Enhanced Authority Officers shall carry and use only the Less Than Lethal Weapon (LTLW) impact tactical baton issued by DPS to provide Campus Peace Officers and Enhanced Authority Officers with additional use of force options for gaining compliance from resistant or aggressive subjects in arrest and other enforcement situations. The use of such weapon shall be within the limits established by Article 35 of the New York State Penal Law and consistent with training and policies of the Department. The use of any impact weapon is considered a use of force necessary to achieve a legitimate Peace Officer / Enhanced Authority Officer objective. Such use shall require a Use of Force report. **(7.2.1) (1.3.4)**

IV. DEFINITIONS:

- A. Impact Weapon:** A device used to apply less than lethal force against a resisting or assaultive subject, or to affect a blocking or defensive technique. This includes the use of the ASP Tactical Baton.
- B. Authorized Impact Weapon:** An impact weapon that has been authorized for use by the department's armorer or defensive tactics instructors by sworn trained members of the Department of Public Safety. The authorized impact weapon for the Department of Public Safety is the ASP Tactical Baton. **(4.3.1 a) (09/20/21)**

V. PROCEDURES:

A. Authorization to Carry:

1. Only Campus Peace Officers and Enhanced Authority Officers who have completed the prescribed course of instruction, that includes being given written copies of the DPS Policies pertaining to LTLW use, and conducted by a certified instructor on the use of the ASP Tactical Baton are authorized to carry the device. **(7.2.2 a) (7.2.4a) (1.3.9 c) (1.3.10) (1.3.11 a)**
 - a. Training Documented. All Training on LTLW's will be documented and made a permanent part of the officer's Training File. **(7.2.4 a) (1.3.11 b)**

- b. In-service Training: Each officer trained and certified in the use of LTLW shall be given in-service refresher training every year and a record shall be maintained of such in-service training. During this training the departments armorer or defensive tactics instructor will inspect each impact weapon for proper function and damage. Damaged or unsafe impact weapons will be removed from service and replaced. (7.2.4 c) (4.3.1 c,d) (09/20/21)
 - c. Remedial Training: If after administrative review there is reason to believe that an officer is not sufficiently skilled in the use of a LTLW that officer shall be given personal instruction by a certified instructor prior to resuming official duties until that officer demonstrates both sufficient skill and knowledge in the application of such weapon before the officer is permitted to carry the weapon. Such remedial training shall be made part of the officer's Training File. (7.2.4 d) (1.3.11 c)
- 2. Carry Requirement: Campus Peace Officers and Enhanced Authority Officers, whose normal duties or assignments may require them to make arrests or supervise arrestees, shall be required to carry the department authorized ASP Tactical Baton while on duty and shall do so in the prescribed manner on the duty belt Refer to the Types & Specifications of Authorized ASP Baton document located in the Forms folder on the G Drive.(7.2.2 a) (1.3.9 a)
 - a. Uniformed Campus Peace Officers and Enhanced Authority Officers shall carry only the department authorized ASP Tactical Baton and no other impact weapon.
 - b. Plainclothes officers may carry the ASP Tactical Baton in alternative holsters as authorized by DPS.
 - c. The Training Section shall maintain and file a complete record of each impact weapon issued and authorized for official use and the name of the officer assigned. (4.3.1 e) (09/20/21)

B. Criteria for Use of the Tactical Baton:

- 1. Use of the ASP Tactical Baton is considered a use of force and shall be employed in a manner consistent with DPS SOPs regarding use of force and the provisions of Article 35 of the NYS Penal Law.
- 2. The ASP Tactical Baton is a force option following verbal compliance tactics as prescribed by the continuum of force standard for law enforcement and DPS SOP 2011-02 Use of Force.

C Medical Attention: (7.1.4) (1.3.5)

- 1. Whenever an impact weapon has been used, the Campus Peace Officer or Enhanced Authority Officer shall immediately evaluate the need for medical attention for the subject upon whom the force was used.
- 2. It is the arresting officer's responsibility to arrange such medical attention by requesting emergency medical services when the subject has

sustained a visible injury, complains of injury or discomfort, or requests medical attention.

- a. If the subject refuses to be treated, he/she must sign a refusal statement. If the subject refuses to sign, the refusal must be witnessed. The subject's acceptance or refusal of medical care shall also be documented in the officer's report.

D. Reporting Requirements: (7.1.5 b) (1.3.6 c)

1. In all cases where an impact weapon has been used, a supervisor shall be notified as soon as practically possible.
2. Whenever an officer employs an impact weapon, that officer shall complete a Use of Force report, except when used for authorized demonstration or training purposes.
3. Supervisors and/or Command Officers will undertake further investigations of the incident whenever warranted.

POLICY REVISION HISTORY

NO	SECTION REVISED	DATE ISSUED
1	Reviewed and Revised re format and titles	5/15/13
2	Reviewed/Revised	01/24/15
3	Reviewed/Revised re IACLEA	11/11/15
4	Remedial training revised re CALEA	06/17/20
5	Revised re CALEA	09/20/21