

# RECOMMENDATION SUBMISSION AND RESPONSE FORM

2023 MEU Recommendation #3

DISCUSSED BY SCPRC	08/14/2023	APPROVED AND IMPLEMENTED	X	PENDING FURTHER REVIEW	
RECEIVED BY SPD	10/25/2023	APPROVED AND PENDING		SPD UNABLE TO IMPLEMENT	
RETURNED TO SCPRC	09/09/2024	PARTIAL IMPLEMENTATION		DENIED	

## SCPRC RECOMMENDATION

SPD's policy uses vague or overly broad terms to allow military equipment to be deployed, but without any clear limits for how it is used in civilian settings.

Amend GO 410.06(H)(1-15): Remove all language under each section authorizing military equipment deployment or usage in situations that includes "crowd control" or "circumstances where a tactical advantage can be obtained."

## SCPRC RECOMMENDATION RATIONALE

Improves upon 2022 MEU Recommendation #6. A crowd is not in itself a danger to life or property. Furthermore, the First Amendment protects the freedom of assembly. The policy already authorizes the use of the equipment against dangerous, and/or combative individuals, or during riots or civil unrest incidents.

Community members that the broad use of "crowd control" could allow police to deploy weapons to intimidate or use in circumstance that do not warrant the use of the equipment. The Commission agrees: SPD and City Council must revisit the necessity of military equipment for "crowd control" purposes.

## SPD RESPONSE

References to "crowd control" and "tactical advantage" have been removed.

SPD's use of department military equipment during:

- First Amendment activities has been updated to be in compliance with AB48 with the publication of our First Amendment Assembly Manual (revised 02/19/2022).
- SWAT activities shall be in accordance with General Order 580.015 (Special Weapons and Tactics [SWAT] Team).

## OTHER CITY DEPARTMENTS

N/A

## APPENDIX

N/A