

ODOC Agent/Officer Involved Shootings

If an agent/officer discharges a firearm, at a person as a **Use of Force** and the discharge results in the injury to another, the agent/officer will take the following immediate actions:

1. Ensure no additional threats to officer safety exist.
2. Check the welfare of involved employees. If an employee sustained serious injury, ensure they receive immediate medical attention.
3. Render emergency medical assistance to wounded individual(s).
 - a. Ensure an agent/officer remains with the suspect at all times.
 - b. Unless obtaining a dying declaration from the suspect, the Oklahoma State Bureau of Investigations (OSBI) will conduct the interview with suspect(s).
 - c. No legal representation or next of kin will be allowed to visit with the suspect(s) unless approved by OSBI supervisory personnel.
4. Contact the agency of local jurisdiction, identify yourself (to include clothing description), and request immediate assistance and emergency medical care.
5. Notify immediate supervisor, who will immediately notify the OSBI.
6. Secure the shooting scene area from contamination by others.
7. Remain at the shooting scene until released by OSBI (unless immediate medical attention is needed).

If an agent/officer discharges a firearm, at a person, as a **Use of Force** and the discharge results in no bodily injury to another, the agent/officer will take the following actions:

1. Effect any arrest(s) warranted.
2. Contact the agency of local jurisdiction, identify yourself (to include clothing description), and request immediate assistance.
3. Secure the shooting scene area from contamination by others.
4. Notify immediate supervisor, who will immediately notify the OSBI.

5. Remain at the shooting scene until released by OSBI.
6. Hold arrested person(s) on scene until approved to transport to the local jail for holding and processing.

If an agent/officer discharges a firearm as a **Use of Force** and the discharge results in no bodily injury to another and all apprehensions are not made, the agent/officer will take the following actions:

1. Contact the agency of local jurisdiction, identify yourself (to include clothing description), identify any individuals not apprehended, report direction and mode of travel of the individual(s) not apprehended and request immediate assistance.
2. Make attempts to locate any individual(s) that eluded apprehension.
3. Notify immediate supervisor, who will immediately notify the OSBI.
4. Remain at the shooting scene until released by the investigating authorities
5. If located, hold arrested person(s) on scene until approved to transport to the local jail for holding and processing.

Upon notification, the immediate supervisor will not compel the involved employee(s) to make or provide a detailed statement. The supervisor will determine location, identity of employees involved, subjects involved and any injuries. Immediate supervisor will contact the OSBI for investigative assistance. Contact OIG duty officer at (405) 203-8127 for response to complete administrative investigation.

Contact immediate chain of command.

If involved employee is injured send a staff person to remain with the employee at medical facility. Assign second employee to report to affected employee's next of kin and escort family to reported medical facility.

Upon arriving at the scene of the incident, the immediate supervisor will offer support to the involved employee(s). If multiple employees are involved, they do not have to be separated but should be advised not to talk about the shooting among themselves. If practicable, the supervisor may have involved employees moved from the scene to an ODOC office, sheriff or local PD office until processed by OSBI.

If the employee has sustained a non-life threatening injury, the supervisor will ensure the employee is transported for medical attention and will report the injury in accordance with [OP-110345](#) entitled "Workers' Compensation Insurance and Accommodations for Injured/Impaired Employees." Prior to leaving the scene of the incident for medical attention, the immediate supervisor will advise the investigating authority of the need for medical attention and the intended destination for such medical attention.

In addition to the above, the immediate supervisor will:

1. Advise the involved employee(s) of the investigatory process. The employee(s) will be placed on suspension with pay for a minimum of three days, when the incident involves the injury of another. The employee will be provided notice in accordance with Merit Rule 530:10-11-120;
2. If the employee's firearm has been surrendered to investigating authority, the supervisor will make arrangements to issue replacement firearm(s), if needed. If the firearm is not surrendered, a certified armorer will check the weapon to ensure that it was in proper working order; and
3. Ensure the employee's family is contacted and advised of the situation. The family member will be advised not to travel to the scene of the incident.

The investigating authority will contact the wounded suspect's family/next of kin in the event of death or injury to the individual.

Prior to going off duty the supervisor will submit a report detailing the involved parties, location and any noted injuries utilizing the "Incident/Staff Report" ([OP-050109, Attachment A](#)).

The involved employee will provide their statement to the investigative authority within 48 hours. The immediate supervisor will arrange for a critical incident debriefing with all ODOC staff that who were present at the scene of the incident. The initial debriefing will occur within 72 hours of the incident.

If the injured person is an Oklahoma Department of Corrections' inmate/offender, the immediate supervisor will make arrangements for security at any medical facility to which the offender is transported. If local charges are to be filed, the agency of local jurisdiction may assume responsibility for security.

For all incidents discussed above, the agent/officer involved in the discharge of a firearm will be drug tested within 24 hours, in accordance with [OP-110602](#) entitled "For-cause Drug and Alcohol Testing Program."