

RENO POLICE DEPARTMENT GENERAL ORDER

This directive is for internal use only and does not enlarge this department's, governmental entity's and/or any of this department's employees' civil or criminal liability in any way. It is not to be construed as the creation of a specific standard of safety or care in an evidentiary sense, with respect to any complaint, demand for settlement, or any other form of grievance or litigation. Violations of this directive, if substantiated, can only form the basis for intra-departmental administrative sanctions.

Chief of Police: Jason Soto /s/		
Approving Deputy Chief: Thomas Robinson /s/		
General Order No:P-415-20	Issued: August 13, 2020	
General Order Title: TESTING AFTER OFFICER INVOLVED SHOOTING OR OFFICER INVOLVED INCIDENT CAUSING SUBSTANTIAL BODILY HARM OR DEATH		

I. POLICY

In accordance with NRS 289, it is the policy of the Reno Police Department that each peace officer who is involved in an officer-involved shooting or whose conduct resulted in substantial bodily harm to or the death of another person must submit to drug and alcohol testing, including, without limitation, testing for the use of cannabis, prescription drugs and illegal drugs. The drug and alcohol testing must be completed as soon as practicable after the officer-involved shooting or the conduct of the peace officer that resulted in substantial bodily harm to or the death of another person, but not later than the end of the involved peace officer's shift.

The administering of a drug or alcohol test pursuant to statute and this General Order is not determinative of any finding by the department that the officer's conduct resulted in substantial bodily harm to, or death of, another person.

II. DEFINITIONS

Officer - for the purposes of this general order, an officer is a peace officer pursuant to 289.150 to 289.360, inclusive, regardless of rank or assignment.

Officer Involved Shooting - any instance when a peace officer discharges his or her firearm during the performance of his or her official duties or in the line of duty and thereby causes injury to or death of one or more persons, as defined in NRS 289.

Supervisor - for the purposes of this general order, a supervisor is of superior rank to the involved officer.

III. PROCEDURES

A. Supervisor's Responsibilities - upon being notified of an Officer Involved Shooting, or that an officer's conduct has resulted in substantial bodily harm or death of another person, the officer's supervisor, or in their absence any on-duty supervisor, shall:

1. Respond to the scene;

2. Ensure medical aid is being administered to all that are injured;
3. Ensure supervisory responsibilities required of the incident type, are being adhered to, in accordance with the applicable general order;
4. Consult with the officer's chain of command to determine the appropriate method for investigating the incident (methods could include, but aren't limited to: in accordance with a protocol, by an outside agency, or by another departmental division) and the requirement for drug and alcohol testing;
5. When drug and alcohol testing has been determined to be applicable, the supervisor will as soon as practicable, but not later than the end of the officer's shift, compel the officer to submit to drug and alcohol testing, if the investigating agency is not conducting drug and alcohol testing. For this testing, the supervisor shall:
 - a. Coordinate testing;
 - b. Provide the involved officer with the Field Admonition for testing;
 - c. Order the officer to provide the sample
 - d. Ensure that the test results are forwarded only to Internal Affairs;
 - e. Create an administrative report and document in that report: that the officer was compelled to submit to testing; the time, place and manner of the test, and; any other relevant information about the test.

B. Internal Affairs Responsibilities - in addition to the responsibilities required of Internal Affairs, in accordance with the incident type and applicable general order, Internal Affairs is also responsible for:

1. Ensuring receipt of test results;
2. Ensuring test results are available for review by the officer and/or their designee;
3. Ensuring test results are available for review by the Chief of Police;
4. Ensuring that the confidentiality of the test results is maintained;