

	<p style="text-align: center;">LANE COUNTY SHERIFF'S OFFICE POLICY</p>	Number: G.O. 1.05
		Issue Date: March 21, 2005
		Revision Date: June 19, 2006; June 13, 2007; November 26, 2008; December 4, 2008; October 20, 2010; July 9, 2014; February 14, 2018; November 15, 2021; April 19, 2023
CHAPTER: Department Role and Authority		Related Policy: G.O. 1.03 (General Rules Concerning Firearms), 1.04 (Firearms Proficiency), G.O. 1.12 (Use of Force), G.O.1.14 (Conducted Electronic Weapons (CEW)), G.O. 1.13 (Use of OC Agents), G.O. 1.15 (Deputy Involved Shooting/Employee Involved Homicide or Potential Homicide), G.O. 3.06 (Use of Force/Firearms Discharge Review), G.O. 7.29 (Use of Long Rifle), G.O. 7.30 (Less Lethal Force)
SUBJECT: Authorized Weapons, Ammunition and Carrying Devices		Related Laws: ORS 161.205 (Use of Physical Force Generally), ORS 161.235 (Use Of Physical Force In Making An Arrest Or In Preventing An Escape), ORS 161.219 (Limitations On Use Of Deadly Physical Force In Defense Of A Person), ORS 161.239 (Use Of Deadly Force In Making An Arrest Or In Preventing An Escape), and ORS 161.245 (Reasonable Belief Defined).

POLICY: The Sheriff's Office will implement programs and training to provide strict controls over all firearms, weapons, and ammunition it authorizes its members to carry and use.

RULE:

1. Weapons qualified staff shall carry and use only those firearms, weapons, and ammunition authorized by the Sheriff's Office to use. Prior to carrying and using those firearms, weapons, and ammunition, deputies shall receive training by the Sheriff's Office's designated training authority.
2. The Sheriff's Office only authorizes one platform of the 12-gauge shotgun. If a Deputy has a less lethal 12-gauge then they are not authorized to also have a lethal shotgun and vice-versa.

PROCEDURE:

- I. Authorized Firearms, Ammunition and Carrying Equipment
 - A. Uniformed and/or non-uniformed duty firearms

1. Both uniformed and non-uniformed deputies duty sidearm's will be either a Sheriff's Office issued .45 cal. Glock 21, 30 or 41 or a personally owned .45 cal. semi auto of comparable manufacture, subject to approval by the Sheriff's Office Rangemaster. The Sheriff's Office can also issue a 9mm Glock 17 for a better hand grip fit. This is done on a case by case basis.
 - a. Every authorized deputy may elect to purchase, at his or her expense, a Sheriff's Office Rangemaster approved and inspected duty sidearm as an alternative to the Sheriff's Office issued Glock 21, 30, or 41. This includes purchasing any related equipment necessary to use a personally owned sidearm for uniformed duty.
 - b. All uniformed duty sidearms, both Sheriff's Office issued and approved personally owned will be of black finish with black colored grips.
 - c. Exceptions to this procedure may be granted at the discretion of the Captain with the command responsibility of the involved division, the Sheriff or the Sheriff's designee.
2. Patrol Deputies will be issued a 5.56 caliber rifle as their duty rifle. The Sheriff's Office Range Master can approve a personally owned 5.56 caliber rifle for duty use. If a rifle is being used for your duty rifle then all internal modifications made must be done by a Sheriff's Office armorer or a licensed armorer.

B. Back-Up Firearms

1. Weapons qualified staff authorized to carry firearms may maintain an approved and inspected secondary firearm as a "back-up" in accordance with certification, maintenance, and firearms proficiency requirements outlined in G.O. 1.04, Section 1.

C. Ammunition

1. The Sheriff's Office will furnish, all ammunition carried by deputies utilizing a .45 cal. or 5.56 cal. firearm for uniformed, and non-uniformed. This will include the capacity of the firearm as well as any additional supply normally carried on the person.
2. All deputies utilizing a Sheriff's Office issued or personally owned/approved .45 cal. or 5.56 cal. firearm shall carry and use only Sheriff's Office-issued ammunition while carrying the firearm in an official capacity. Other ammunition may be used for training and/or practice purposes.
3. All deputies utilizing firearms of another caliber (including off-duty and back-up firearms) shall furnish, carry, and use factory-loaded ammunition

while carrying such a firearm in an official capacity, other than for training or practice.

D. Uniformed Duty Holsters

The Sheriff's Office Range Master must approve all holsters. The uniform holsters will be Safariland ALS 6360 Level 3, capable of retaining the firearm when turned upside down, with the safety strap unfastened. Staff may elect to purchase a different holster of at least Level 2 security, with Sheriff's Office Rangemaster approval.

E. Non-uniformed, or Back-Up Holsters or Carrying Devices.

Holsters or carrying devices must be inspected and approved by the Sheriff's Office Range Master. These devices must secure the firearm in a manner that prevents accidental cocking, discharge, or easy loss of control.

II. Other Departmental Firearms

Sections within the Sheriff's Office may maintain specialized weapons or firearms, which may include shotguns, rifles, carbines, and gas guns. Due to the varying uses and complexity of such special weapons, it will be the responsibility of the Captain with the command responsibility of the involved section (if there is no Captain with the command responsibility, the Sheriff or the Sheriff's designee) for maintaining such weapons and to establish procedures for the authorization, use, training, and qualification requirements for these weapons. These procedures and qualification will be documented and copies provided to the designated training authority.

III. Other Defense Weapons (non-firearms)

A. Batons

1. Authorization to carry a baton will be at the discretion of the Captain with the command responsibility of the involved section (if there is no Captain with the command responsibility, the Sheriff or the Sheriff's designee).
2. Collapsible or side handle batons, capable of being carried on the uniform duty belt, will be constructed of hardwood, metal, or plastic, black in color and shall not be weighted or otherwise modified from the original manufacturer's specifications.
3. Employees must receive training and be certified prior to being authorized to carry, display, and use a baton as a defensive weapon. Baton training will be consistent with a current and approved curriculum.
4. A baton will not be used to intentionally strike a subject's head, neck, throat, groin, kidney, or directly at the heart unless the use of deadly force

is justified to defend any person from any force that is readily capable of causing serious physical injury or death.

5. Only under exigent circumstances can a baton be used to strike a subject who is handcuffed or otherwise securely restrained and only when the subject is using such force with his body, legs, or feet as to require actions to prevent harm to the Deputies, civilians, or in order to prevent escape.
6. A baton may be used as a control device, in compliance with the user's training, to restrain any person being lawfully controlled who fails to respond to verbal direction or is refusing to comply by balking, becoming dead weight, and/or grasping a solid structure.
7. A flashlight is primarily used as an illumination device and is not usually thought of as a defensive impact device. Circumstances may occur when a Deputy is justified in using a flashlight as a defensive device. If such a circumstance occurs, a Deputy may use it as an intermediate or deadly force level weapon, if used in a similar fashion to the baton.

B. Knives

1. Deputies may carry either a fixed blade or folding knife with a blade length no greater than four (4) inches.
 - a. A folding knife must have a locking mechanism. Handles must be of a non-slip material.
 - b. The carrying and use of any knife by on duty employees will be done as discreetly as possible, so as not to alarm any bystander.
 - c. The knife will not be exhibited or handled in a careless manner.
2. Knives are primarily a cutting tool to assist Deputies in their daily duties and not considered a primary weapon of choice in a defense of life situation.
 - a. Deputies while under extraordinary circumstances dictating an "immediate measure of defense," may use a knife in defense of their life or the life of another.
 - b. Knives may be used in an emergency, such as, cutting seat belts in an auto accident.
3. On-duty deputies assigned to the Corrections Division are prohibited from carrying knives inside the secure perimeter of the Correctional Facility, unless authorized by the Corrections Division Commander.

C. Supervisor Responsibility

It is the general responsibility of each supervisor responsible for supervising personnel authorized to use weapons pursuant to Sheriff's Office orders, to be familiar with the contents herein and to insure compliance to this order.

1. Supervisors will report inconsistencies and noncompliance in writing to their superior.
2. The authorized training authority will have specific responsibilities to thoroughly review this order, at least annually, to insure compliance and to insure the order reflects the current state law and recent court decisions.
3. Noncompliance and/or recommended changes will be made in writing to his/her immediate superior.
4. Periodically inspect firearms, weapons, and ammunition carried by their assigned deputies for cleanliness.
5. Supervisors are responsible for ensuring a Use of Force After Action Report is completed for any qualifying action.

D. Training Responsibilities

1. The Sheriff's Office designated training authority is responsible for documenting training classes for all authorized weapons.
2. The Sheriff's Office Range Master is responsible for:
 - a. Establishing procedures for review, inspection, and approval of firearms and ammunition intended for use by Sheriff's Office members.
 - b. Establishing procedures for maintaining a record for each weapon approved by the Sheriff's Office for official use.
 - c. Creating and documenting training classes specific to firearms training and qualification.

IV. Improper or Prohibited Use of Firearms

- A. It is the policy of this Sheriff's Office that no person, including Law Enforcement personnel, will be allowed to be in possession of a firearm, nightstick, OC Agent, knives, or other weapons within the secure perimeter of the corrections facility.
1. Corrections Division personnel may carry OC Agents within the corrections facility as authorized by the Division Commander or their designee.

2. All Law Enforcement Officers shall secure all weapons or devices in the storage compartments provided in the secure vehicular sally port and the reception area prior to entering the secure perimeter of the facility.
 3. If the weapon storage compartments are full or not large enough to hold a particular weapon, that weapon is to be secured in the person's locked vehicle.
 4. Exception: The only exception to this policy is during emergency situations with Division Commander, Chief Deputy or Sheriff's approval.
- B. Employees will be subject to disciplinary or criminal action or both if use of a firearm involves any of the following while acting in an official capacity:
1. Reckless or criminally negligent conduct by a Peace Officer amounting to an offense against or with respect to innocent persons whom the Peace Officer is not seeking to arrest or retain in custody. (Refer to ORS 161.239, Subsection (2).)
 2. Discharge or display of a firearm for the purpose of intimidation, when not otherwise authorized to display a firearm.
 3. Discharge of a firearm intended as a "warning shot" generally is prohibited.
 4. Display of a firearm without cause or justification.
 5. Failure to hold or carry a rifle or shotgun in a muzzle-down position and/or pointed away from any persons, unless displayed otherwise for an authorized reason.
 6. Use of firearms not certified for use by the designated training authority.