



# DETROIT POLICE DEPARTMENT MANUAL

<b>Series</b> 300 Support Services	<b>Effective Date</b> <i>TBD</i>	<b>Review Date</b> <i>Annually</i>	<b>Directive Number</b>  <b>304.1</b>
<b>Chapter</b> 304 - Training			
<b>Reviewing Office</b> Firearms Training/Professional Education and Training			<input type="checkbox"/> <b>New Directive</b> <input checked="" type="checkbox"/> <b>Revised</b> <i>Revisions in Italics</i>
<b>References</b>			

## FIREARMS

### 304.1 - 1 PURPOSE

*The purpose of this directive is to establish guidelines and procedures governing Detroit Police Department (DPD), issued and/or authorized firearms and ammunition (training, qualification, safety, carrying, care, and maintenance).*

### 304.1 - 2 POLICY

The DPD is committed to the belief that increased training enhances professionalism and decreases the likelihood of injury to *Department members* and citizens. Therefore, *members* are required to demonstrate bi-annual proficiency in the use of firearms. Only members who first receive training in the DPD's use of force and firearms policy and demonstrate proficiency in their application are authorized to carry firearms. All DPD qualifications and sponsored firearms training shall be administered by certified firearm instructors. Firearms qualification is a combination of skill and discretion. DPD training emphasizes proper use of force decision making (when to shoot as well as how to shoot). [Refer to Directive 304.2 (Use of Force)]

### 304.1 - 3 Authorized Firearms

Only firearms issued, authorized, inspected, trained and qualified with can be carried on duty or as a secondary as set forth in this directive and as recommended by Firearms Training and authorized by the Chief of Police. Any authorized on-duty or secondary firearm may be carried off duty. No member, Lieutenant and below, shall retain more than 1 department issued sidearm unless authorized by the Chief of Police or designee.

The member shall carry a Firearms Record Card (DPD164) for each authorized firearm, in which they intend to carry as a primary, secondary or off duty. This includes shoulder weapons.

Members are responsible for the care, cleaning, and security of all authorized issued, privately-owned and secondary/off duty firearms and patrol rifles. They shall be in good, serviceable condition at all times.

#### 304.1 - 3.1 Off-Duty Weapons Carried under a CPL

A member who possesses a CPL may lawfully carry any firearm not explicitly authorized by the Detroit Police Department while off duty. The member shall comply with all local, state and Federal laws as indicated under the CPL. Firearms Training will not repair or

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inspect any firearm that is not authorized by the department and carried under a CPL, nor will they qualify a member with the firearm.

#### 304.1 - 3.2 Requirements for Any Authorized Privately-Owned Handgun or Shoulder Weapon

1. Prior to carrying any authorized privately-owned firearm as a primary, secondary or off duty, the firearm shall be inspected, approved, function fired by Firearms Training and then qualified with by the member.
2. Members electing to carry an authorized privately-owned firearm as their primary shall first qualify with their department's issued firearm. Upon successful completion, the member shall then qualify with the authorized privately-owned they intend to carry as a primary. Qualification of both firearms must be completed prior to carrying on duty.
3. Members electing to carry an authorized privately-owned firearm as their primary firearm are responsible for the care and maintenance of that weapon.
4. Any authorized privately-owned firearm that has been repaired must be inspected by a Firearms Training armorer prior to being carried on duty. Firearms Training will not repair any privately-owned firearms.
5. *Members are responsible for any expenses incurred from mishandling or careless use of their privately owned weapon.*
6. Authorized privately-owned handguns or shoulder weapons which become defective will be immediately removed from service. The member shall cease the use of the handgun or shoulder weapon that is deemed defective.

#### 304.1 - 3.3 Authorized Primary On-Duty Handgun

##### Department Issued

- Smith and Wesson MP9 2.0 – department issued
- Smith and Wesson MP9 2.0c (compact) – Optional for Lieutenants and above, or with approval from the Chief of Police or designee.
- Smith and Wesson MP9sc (subcompact) – Optional for Captain and above

##### Privately-Owned

- Glock 17
- Glock 19
- Glock 45
- Kimber 45

##### Grandfathered Primary On-Duty

Any member who had qualified with the firearms below, prior to July 1, 1998, and maintained bi-annual qualifications, is authorized to carry the firearm as a primary on-duty weapon.

- Smith and Wesson revolver, .38 caliber or larger
- Colt revolver, .38 caliber or larger
- Smith and Wesson, .45 caliber, 4-inch barrel
- Walther PP, PPK, PPK/S, .380 caliber

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#### **304.1 - 3.4 Authorized Secondary (back-up) and Off-Duty Handgun**

- Smith and Wesson MP40 and MP40c – if hired prior to July 1, 2020
- Smith and Wesson MP9 Shield
- Smith and Wesson MP9sc (subcompact)
- 40 caliber Glock models 22, 23, and 27 – if purchased and qualified with prior to July 1, 2009
- Smith and Wesson revolver .38 Special snub-nose, 5 or 6 round
- Glock 26, 9 mm
- Colt revolver .38 Special snub-nose, 5 or 6 round
- Smith and Wesson Bodyguard 380 and 380 2.0 semi-automatic

Any authorized privately-owned handgun, whether carried as a primary on-duty or secondary, shall meet the following requirements:

- a. Night sights
- b. Black matte in color
- c. Factory specified barrel
- d. Level 2 holster for primary
- e. Approved magazines and ammunition
- f. Approved leather gear for primary carry

#### **304.1 - 4 Authorized Shoulder Weapons**

Only DPD issued or approved privately-owned shoulder weapons (carbines, rifles, shotguns) may be carried in any department vehicle. No member shall carry any shoulder weapon on duty prior to successful completion of bi-annual training and qualifications. All shoulder weapons shall be carried in department vehicles, either in the gun rack mounted between the driver seat and front passenger seat or in appropriate gun boxes or other suitable hard case in the trunk. Any modified shoulder weapon which does not properly seat in the gun rack mount, shall be carried in the trunk in the aforementioned fashion. Members shall not force or manipulate the rack if the shoulder weapon does not fit.

The serial number of any department-issued or approved privately-owned shoulder weapon carried in a department vehicle must be recorded in the member's Officer's Daily at the beginning of the member's tour of duty.

#### **304.1 - 5 Remington 870 Shotgun**

The Remington 870 Express Shotgun, 5-shot, is the department issued shoulder weapon. Members may purchase the Remington 870 Express, 870 Magnum or the Police Magnum or Tactical as a privately-owned authorized shoulder weapon.

A shotgun carried in a department vehicle shall have 4 rounds in the magazine tube, with the chamber empty.

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#### 304.1- 5.1 ***Authorized Privately-Owned Shotgun Requirements and Modifications***

Members who have purchased an authorized privately-owned shotgun for on-duty use must meet the following requirements and may make the following authorized modifications:

##### Requirements

- a. Smooth bore with the law enforcement forearm
- b. Caliber: 12 gauge
- c. Length: 18 to 20 inches
- d. Color: Matte Black
- e. Magazine tube: Standard (5 round) or extended magazine (cannot extend past the muzzle)
- f. Stock: Standard (fixed) or Telescopic (adjustable)
- g. Ammo Carrier: Side Saddle or Butt Stock Carrier
- h. Forend: Standard or Tactical and Rubber Coated
- i. Grip: Standard or Pistol Grip

##### Optional

WML minimum of 300 lumens:

- *Streamlight TLR1*
- *Surefire x300*
- *Inforce gen 3 APL*

Ammunition Carrier:

- *Side Saddle or Butt Stock Carrier*

*Sling:*

- *Blackhawk Storm (OPSM Sling Mount adaptor for Remington 870)*

**Slings shall only be installed at the Rouge Range by Firearms Training Team members.**

Any other modifications are strictly prohibited and subject the member to disciplinary action.

#### 304.1 - 6 **Patrol Rifle**

The only department issued rifle for on duty carry is the Smith and Wesson M&P-15 rifle, 5.56-mm NATO, with a thirty-round magazine. Members have the option of purchasing any make and model patrol rifle from a rifle manufacturer for on duty carry.

Members interested in carrying a department issued of authorized privately-owned patrol rifle while on duty, shall attend the 16-hour Patrol Rifle training and qualification course prior to carrying the rifle. Certified members must attend the 8-hour Patrol Rifle

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Recertification Qualification course every 6 months. Any member that fails to attend the 8-hour Patrol Rifle Recertification course will lose their certification and must retake the 16-hour Basic Patrol Rifle Course. ***Members who continue to carry the patrol rifle without maintaining the mandatory certification are subject to disciplinary action up to termination from the department.***

Any authorized rifle for on duty carry shall be carried with the magazine out, bolt forward; chamber empty; and safety on.

#### 304.1 - 6.1 Limited Modifications to Department Issued Rifles:

- Rear flip up sights
- Red Dot or Holographic optics with 1x magnification
- Quad-Rail handguard
- Tactical sling adapter (no end plate sling adapter)

#### 304.1 - 6.2 Authorized Privately-Owned Patrol Rifle Requirements

*Privately-owned rifles must meet the following requirements:*

##### Requirements:

- *Factory built*
- *Semi-automatic*
- *Gas operated or piston driven*
- *M-4 configuration*
- *Fixed or telescopic*
- *Alloy or metal lower receiver (no plastic)*
- *1:7, 1:8, or 1:9 twist rate*
- *Matte black in color*
- *16-18 inch barrel length*
- *5.56 NATO chamber*
- *Functional and adjustable iron sights*
- *Dust cover*
- *Forward assist button*
- *Hard carrying case*
- *Tactical sling adapter:*
  - *Command Arms OPSM sling mount*
  - *Blackhawk Storm sling adaptor for the AR-15/M4*
  - *Magpul Ambidextrous Sling Attachment Point (ASAP)*
- *Magazines:*
  - *30 rounds (must be loaded with 28 rounds)*
  - *20 rounds (must be loaded with 18 rounds)*

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Members shall notate in the Officer's Daily, the number of rounds carried in the rifle magazine at the start of shift.

Optional:

- Red Dot or Holographic optics with 1x magnification (no magnifiers)
- Vertical or angled forend grip
- Quad-Rail handguard
- Front night sight
- Ambidextrous safety
- Ambidextrous magazine release
- WML, minimum of 300 lumens
  - Streamlight TLR-1 rail-mounted tactical light
  - SureFire X300 Ultra LED weapon light
  - NFORCE Gen3 APL weapon light

**Note:** Any member who wishes to carry a privately-owned patrol rifle shall have the firearm inspected to ensure all requirements are met and modifications are authorized prior to carrying while on duty. Any member found in violation of not meeting the aforementioned requirements or who has made unauthorized modifications are subject to disciplinary action.

**Slings shall only be installed at the Rouge Range by Firearms Training Team members.**

### **304.1 - 7 Modifications to Any Authorized Department Issued or Privately-Owned Firearm**

Members are strictly prohibited from making any unauthorized modifications to all approved department issued firearms, approved privately-owned primary firearms and approved secondary firearms. This includes shoulder weapons. Members found in violation are subject to disciplinary action up to termination from the department.

Members who have made authorized modifications to department approved issued firearms, privately-owned and approved secondary firearms, shall report to Firearms Training for inspection, approval, function firing by a Firearms Training armorer and qualification by the member, prior to carrying on duty. This includes shoulder weapons. Members found in violation are subject to disciplinary action up to termination from the department.

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#### 304.1 - 8 Authorized Ammunition

Only the below listed ammunition, recommended by Firearms Training and approved by the Chief of Police, shall be carried for each caliber handgun or shoulder weapon, whether on duty or off duty:

##### 9mm Firearms

- Hornady Critical Duty JHP 135 grain (department issued)
- Speer Gold Dot JHP 124 grain
- Winchester Ranger bonded JHP 180 grain

##### .40 Caliber Firearms

- Speer Gold Dot JHP 124 grain
- Winchester Ranger bonded JHP 180 grain

##### .38 Caliber Firearms

- Speer Gold Dot +P 135 grain
- American Eagle .38 Special 158 grain

##### .380 Firearm

- Speer Gold Dot LE ACP Hollow Point 90 grain

##### .45 Caliber

- Winchester ACP 235

##### Shotgun

- Winchester Super X Rifled slug hollow point, 1 oz. (department issued)
- Winchester Super X Buckshot 9 pellet (department issued)

##### Patrol Rifle

- Hornady T2 TAP (8126) 75 grain 5.56 (department issued)

All handgun magazines shall have one round chambered and the magazine filled to capacity. Members carrying unauthorized ammunition are subject to disciplinary action up to disciplinary action up to termination from the department.

#### 304.1 - 9 Authorized Special Response Team (SRT) Firearms and Ammunition

The below listed firearms and ammunition for the SRT are in addition to any department issued or authorized privately-owned firearm.

- **Glock 17 Gen 4, 9mm handgun (primary)** – ammunition: Hornady critical duty, 9mm Lugar +P, 135gr Flexlock



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- **Heckler & Koch MP5, 9mm sub machine gun** – ammunition: Hornady Critical Duty, 9mm Lugar +P, 135gr Flexlock
- **Sig Sauer M400 Series 5.56 Rifle** - ammunition: Hornady T2 TAP (8126), 75 grain 5.56 and Hornady TAP 5.56, 53 gr barrier
- **Daniel Defense DD5, V4, 308 Rifle** – ammunition: Hornady TAP 308 and Winchester 168 grain
- **338 Lapua Rifle** – ammunition: 338 RUAG Swiss P Styx Action 247 grain, 338 RUAG Swiss P Target 250gr, 338 RUAG Swiss P Tactical Solid 250 grain and 338 RUAG Swiss P Armor Piercing 260grain

### 304.10 Repair to Department Issued Firearms

1. *Members* shall report and explain any weapon malfunction to a Firearms Training armorer.
2. Department issued or department approved weapons which become defective will be immediately removed from service.
3. If a department issued weapon must be replaced, the member will report to Firearms Inventory for an exchange. Firearms Inventory shall record the information (e.g. weapon, model number, serial number) on the member's firearms record). The member must report the exchange to their parent command for recording on the member's Personnel Data Card. *The member must immediately report to Firearms Training to function fire their newly issued Department weapon.*

### 304.1 - 11 Security of All Firearms

1. All Department members, whether on duty or off duty, are prohibited from carrying a department issued or authorized sidearm in a purse, briefcase, fanny-pack, pouch, bellyband, carry bag, backpack, or any similar carrying device. Members electing to carry a department issued or approved sidearm while off duty must carry the sidearm holstered on the member's person. Off duty sidearms shall be carried safely and concealed from public view.
2. When a member's residence is vacant for an extended period, (e.g. during a furlough, extended leave, or extended use of compensatory time) the member shall not leave a Department-issued weapon at the residence. A member may leave the Department-issued weapon at their parent command if appropriate storage facilities are available, or at the nearest department precinct station to the member's residence. A Department locker is an inappropriate storage facility for any weapon.
3. Members must ensure to comply with MCL 28.429 when storing firearms.

### 304.1 - 12 Holsters

#### 304.1 - 12.1 Approved Primary Firearm Holster

Members carrying a department issued primary firearm shall carry the department issued and approved holster. Members carrying an authorized privately-owner sidearm shall at



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their own expense carry the department approved holster for that weapon system.

#### 304.1 - 12.2 Approved Ankle Holsters for Secondary Weapons

Ankle holsters may be used for off-duty use and secondary carrying. Additionally, members are required to report to Firearms Training to train with the ankle holster prior to using it.

#### 304.1 - 12.3 Shoulder Holsters

Shoulder holsters may be used for off-duty use and for on-duty plainclothes members. The shoulder holster shall always be concealed, accessible, and have a safety retention strap. Additionally, members are required to report to Firearms Training to train with the shoulder holster prior to using it.

Ankle and shoulder holsters are purchased at the member's expense.

### 304.1 - 13 Prohibited Uses

1. The use of a firearm is categorized as deadly/lethal force. The use of a firearm must be in strict compliance with this Department's use of Fatal Force policy [Refer to Directive 304.2 (Use of Force)].
2. *Members* shall not unnecessarily display or at any time use any weapon as an intimidation device.
3. The firing of warning shots is strictly prohibited.

### 304.1 - 14 Firearm Safety

#### 304.2 - 14.1 Firing at a Moving Motor Vehicle

1. Firearms shall not be discharged at a moving vehicle unless a person in the vehicle is immediately threatening the *member* or another person with deadly force or serious bodily injury.
2. *Members* shall not knowingly place themselves in the path of a moving vehicle or into the likely path of a vehicle that is currently stopped but is under the immediate control of a driver. When feasible, *members* should attempt to move out of the path of any moving vehicle to a position of cover. *Members* shall not discharge their weapon except in instances where the *member's* life or life of others is in immediate peril and there is no reasonable or apparent means of avoiding the threat.
3. Shooting at moving vehicles is generally not an effective means of immediately halting the progress of a closely approaching vehicle. Additionally, such action frequently produces unintended consequences.
4. A moving vehicle may become an uncontrolled deadly weapon that could seriously injure or kill the occupants of the vehicle and/or *members* or other innocent persons in its path. The potential harm to others in the area may outweigh the need to immediately apprehend the suspect.
5. Bullets fired at a moving vehicle may miss the intended target or ricochet and cause injury to *members* or other innocent persons.

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#### 304.1 - 14.2 Firing from a Moving Motor Vehicle

*Members* must keep in mind that accuracy is adversely affected when shooting from a moving vehicle which increases the danger to the public, therefore *members* shall *only* shoot from a moving vehicle as a last resort and when the safety of bystanders is not jeopardized.

#### 304.1 - 14.3 Use of Force Reporting

1. The use of a firearm must be reported in strict compliance with the Department's Use of Force policy (Refer to Directive 201.11, Use of Force and Detainee Injury Reporting/Investigating).
2. Any use of a firearm must comply with the Department's Use of Force Policy (Refer to Directive 304.2, Use of Force).

### 304.1 - 15 Ordnance Control Officers

#### 304.1 - 15.1 General

Those commands who have department issued ordnance will designate a member from the command to inspect and audit all ordnance items, such as on a weekly basis.

#### 304.1 - 15.2 Inventory/Ordnance Report

1. The designated member shall be responsible for the accurate inventory of all command ordnance. At the end of each month, command ordnance such as shoulder weapons assigned to the command, bulletproof vests, extra radios, loud hailers, etc., shall be accounted for on the Ordnance Inventory Report (DPD520). This report shall be forwarded to Firearms Inventory by the 10<sup>th</sup> of each month.
2. The designated member will replace command ordnance as necessary.

### 304.16 Quarterly Sidearm Inspections

Although Firearms Training inspects each department issued, authorized privately-owned, secondary firearm duty firearm, whether issued or privately owned, during firearm bi-annual qualifications every quarter, a supervisor shall ensure the department issued or privately owned on duty sidearm is inspected for each member presently assigned to the command. The results shall be documented on the Quarterly Equipment Inspection Record (DPD 709). The commanding officer or designee shall ensure that the report is forwarded to the appropriate Deputy Chief along with any identified discrepancies. The inspection shall determine *the following*:

- a. The member has an updated Firearm Record (DPD164);
- b. The member is carrying their authorized on duty firearm;
- c. The weapon is fully loaded; and
- d. Only department-approved ammunition is being carried.

To conduct the inspection of any authorized on duty firearm, supervision shall ensure the proper safety protocols as set forth by Firearms Training are followed and a

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clearing barrel is utilized.

#### 304.1 - 17 Ninety (90) Day Inspection Card

1. In addition to the above inspections, all member's department-issued or approved privately-owned on duty firearm shall have their weapon inspected every ninety (90) days by a certified firearms inspector.
2. Firearms Training will conduct several announced ninety (90) day inspection classes throughout the year to ensure certified members are available at each command. As mandated by Michigan Commission on Law Enforcement Standard (MCOLES), a member authorized to conduct inspections shall recertify each year. Firearms Training shall forward the names of all certified members to Firearms Inventory upon successful completion of the
3. The following procedures will be adhered to by certified inspectors:
  - a. Inspections will be performed on all department-issued or department-approved semi-automatic pistols in the command;
  - b. Inspections may only be conducted at locations equipped with either a clearing barrel or a department range;
  - c. The signature of the certified inspecting member and the date of the inspection shall be affixed to the reverse side of the Firearm Record Card (DPD164), provided by each member; and
  - d. Monthly, an Inter-Office Memorandum (DPD568) shall be submitted by the certified member, through channels, to Firearms Inventory, listing all inspections made during the previous month and identifying those members who are not in compliance. One copy will be retained by the command.

#### 304.1 - 18 Firearms Training and Qualifications

##### 304.1 - 18.1 General

1. All members are required to train and qualify with their issued and/or authorized primary on duty firearm, secondary or off duty firearm bi-annually and department issued or authorized privately-owned shoulder weapon bi-annually. Certified firearms instructors will provide corrective measures for any deficient firearm techniques and/or any failure to adhere to safe handling procedures.
2. Members shall bring the following equipment to the Department's bi-annual firearms qualifications:
  - a. Primary duty firearm(s);
  - b. Secondary firearm(s) and ammunition;
  - c. Duty holster (in-the-pants holsters, belly bands, or any kind of soft holsters are prohibited);
  - d. 3 magazines for the handgun and 1 magazine for the patrol rifle;
  - e. Magazine carrier; and
  - f. Baseball cap

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1. *Members* who fail to qualify *with their department issued firearm* shall be relieved of the firearm and shall sign a Firearm & Enforcement Authority Revocation Notice acknowledging not only that the member is in a no-gun status, but the member is prohibited from taking any law enforcement action. If authorized to carry privately-owned firearm as a primary weapon, the member shall still relinquish the department issued firearm and be informed that they are prohibited from taking any law enforcement action and may only carry the privately-owned firearm if they have a CPL. The member shall always carry a copy of the Firearm & Enforcement Authority Revocation Notice on their person. If the member fails a second time, they shall be directed to Police Personnel to relinquish their department identification card and receive a no-gun-status identification card.
2. The member shall always carry a copy of the Firearm & Enforcement Authority Revocation Notice on their person. If the member fails a second time, they shall be directed to Police Personnel to relinquish their department identification card and receive a no-gun-status identification card.
3. The member will be scheduled for an immediate remedial training session. The member's command *will be* notified immediately of the date and time of the remedial training session. Neither the member nor the parent command may postpone the remedial training session.
4. If a remedial training session is missed or if the member fails to qualify at the initial remedial training session, the member will not be permitted to carry any authorized firearm on or off duty. However, a member may carry off duty if they have a valid CPL.
5. Members placed in administrative no-gun status after failing an initial remedial training session are limited to a total of four (4) remedial training sessions, to be completed within a forty-five (45) day period.
6. Members placed in administrative no-gun status will be subject to medical review after the second remedial training session within the forty-five (45) day period.
7. Members who fail to qualify 4 consecutive times are subject to disciplinary action up to termination from the department
8. While members may be temporarily relieved from the authorization to carry a weapon and are prohibited from taking law enforcement action that could jeopardize their safety, they are not relieved of their duty to immediately report to the proper authority any situation that requires law enforcement action.

**304.1 - 19.3 Failure to Qualify with Authorized Secondary/Off Duty Firearm**

1. All members are required to train and qualify with their authorized secondary/off duty firearm(s) bi-annually.
2. Failure to train and qualify with a secondary firearm will require the member to be scheduled for a subsequent training and qualification attempt.
3. Members may not carry an authorized secondary/off duty firearm prior to successfully completing a training and qualification session.

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#### 304.1 - 18.4 Shotgun Failure

1. Failure to qualify with a department-issued or authorized privately-owned shotgun requires that the member be scheduled for an immediate remedial training session.
2. The member may not be issued or carry the respective weapon until the member successfully completes a training and qualification session.

#### 304.1 -1 8.5 Failure to Attend

1. Failure to attend any bi-annual qualification shall result in the following administrative action by the command:
  - a. The immediate revocation of authorization to carry a firearm;
  - b. Members shall be required to sign the Firearm & Enforcement Authority Revocation Notice provided by their parent command acknowledging that members are relieved from carrying a firearm and are prohibited from taking law enforcement action;
  - c. This revocation shall remain in effect until such time as the member attends a training and qualification session; and
  - d. It is incumbent upon each member as well as their parent command to ensure attendance to avoid further administrative action.

#### 304.1 - 18.6 Medical Deferment

1. A Medical Deferment does not necessarily excuse a member from firearms training and qualification.
2. Members excused from any session(s) of the Training and Qualification Program for a medical condition (as determined by the department physician) shall be advised of a temporary revocation of authority to carry any authorized firearm on or off duty, during the deferment.
3. Authority to carry a firearm is revoked by the department physician when the member is either medically unable to take part in or complete a required firearm training and qualification session. The revocation shall take place regardless of whether the member has previously qualified for the current year.
4. Any member that is deemed "DISABLED" (incapacitated by illness or injury, physically or mentally impaired in a way that substantially limits activity, especially in relation to employment) and does not have an on-duty status (i.e. light duty, restricted duty, etc.) shall by no means attempt to participate in qualification. Police Medical shall provide the member with a Duty Status Form (DPD374), indicating a medical no-gun status for the parent command. Police Medical shall also provide the parent command with a verbal notification of the no-gun status. Upon leaving Police Medical, the member shall immediately report to their command and surrender any Department-issued weapon.
5. The member relieved of their firearm shall sign the Firearm & Enforcement Authority Revocation Notice prepared by the parent command, acknowledging that the member is in a no-gun status and is prohibited from taking any law enforcement action. The Firearm & Enforcement Authority Revocation Notice shall

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be forwarded to the Office of Support Services, with copies retained by the member and the parent command.

6. While members may be temporarily relieved from the authorization to carry a weapon and are prohibited from taking law enforcement action that could jeopardize their safety, they are not relieved of their duty to immediately report to the proper authority, any situation that requires law enforcement action.

### 304.1 - 19 Unintentional Firearm Discharges

1. Commanding officers shall require members of their command that experience unintentional discharge or have improperly used any firearm to receive and successfully complete firearms re-training. An Inter-Office Memorandum (DPD568) shall be submitted to Professional Education and Training requesting that the member(s) be provided with re-training. A copy of the investigation and report on the incident precipitating the request shall be attached.
2. Re-training sessions shall not be scheduled for a member on leave or on furlough. A written reply from Firearms Training will indicate date and time of training. The member shall be carried working and assigned to the Detroit Police Pistol Range under the most similar conditions to the actual incident (e.g. weather, time, etc.), if feasible. Copies of the request for training, the reply, and the date of completion shall be stapled together and placed in the member's command file.
3. All unintentional firearm discharges are classified as Category 1 uses of force and will be investigated by Internal Controls (IC) and Force Investigations (FI) (Refer to Directive 201.11, Use of Force and Detainee Injury Reporting/Investigating).

### 304.1 - 20 Carrying of Firearms

#### 304.1 - 20.1 General

1. No member shall enter any holding cell or holding cell area with a firearm.
2. Members assigned to duty inside any Department building shall keep all weapons immediately available but out of view and out of reach of the general public.
3. The taking of prescription drugs or over-the-counter medications that may inhibit a member's ability or judgment prohibits the member from carrying any weapon. Members shall notify their immediate supervisor, if required by a medical condition, that they are taking prescription or over-the-counter drugs that may inhibit their ability or judgment to carry a weapon.
4. Members are required to store their firearm(s) prior to a medical evaluation or taking part in a department disciplinary proceeding. Lock boxes will be provided. Firearms shall not be removed from any holster in an unsafe manner. Members shall keep their finger off the trigger and the firearm pointed at the floor during the storage process.

#### 304.1 - 20.2 Uniform (On Duty)

1. Members shall carry their department issued or authorized privately-owned primary sidearm holstered in a department issued or approved holster, worn in accordance



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with department uniform standards.

2. Secondary sidearms must be carried holstered and concealed in such a manner that allows for no unusual bulges, protrusions, or exposure.

#### 304.1 - 20.3 Civilian Attire (On Duty and Off Duty)

1. All members shall carry their department issued or authorized privately-owned primary firearm holstered, on their strong hand side, unless otherwise authorized. Any other authorized carrying of the firearm shall be retained in the member's command personnel file and shall be effective until the member is transferred to another command or notified by the member's commanding officer that such authorization has been revoked.
2. Members in civilian attire shall not appear in public places open to the general public without having their firearm(s) concealed in such a manner that allows for no unusual bulges, protrusions or exposure.

#### 304.1 - 20.4 Off Duty Firearms Carry

1. The carrying of a sidearm while off duty shall be the option of the *member*.
2. Members electing to carry a weapon off duty shall carry their department issued primary, authorized privately-owned primary or secondary firearm(s) holstered, in a safe, accessible and concealed manner.
3. All *members* must always carry their department identification card and badge while on duty or off duty.
4. While operating a department vehicle off duty, members shall be armed with their department issued or authorized privately-owned primary firearm.
5. Members are prohibited from participating in any sporting activity while carrying a firearm.
6. Members shall not carry any firearm while engaged in or participating in any public demonstration, rally, march, or picketing activity.
7. Off duty *members* are prohibited by state law from carrying a firearm if their blood alcohol level is .02 or above. In addition, members shall not carry a firearm in situations where a *member's* performance may be impaired. The odor of intoxicants on the breath of a member shall be deemed "prima facie evidence" that they are unfit for duty.
8. Members are prohibited from carrying a firearm if they are taking any debilitating medication (prescribed or non-prescribed).
9. Members shall not carry any weapon while serving in the capacity of juror or prospective juror. Members appearing in any court for jury duty shall report to the police detail at court to check in any weapon for safekeeping. If the police details are closed or ill-equipped to handle safekeeping, the weapon shall be checked with the nearest precinct or police agency.

#### 204.1 - 20.5 Outside Employment

Members may not be in uniform when engaged in outside employment. In addition, members may not carry or use any equipment and accessories issued by the Department



### 304.1 Firearms

(e.g. firearm, badge, cap shield, identification card, handcuffs, etc.) when engaged in any outside business activity or outside employment involving private or personal security.

#### 204.1 - 20.6 Canada

1. Canadian law does not allow members of the Detroit Police Department to legally carry a weapon when visiting.
2. As a courtesy to the Department, the United States Customs Service will accept a member's firearm for safekeeping before the member enters Canada.
3. The weapon shall be carried concealed and unloaded into the U.S. Customs Office at either the bridge or tunnel entrances.
4. The member must provide verbal and physical identification to any U.S. Customs official whom the member comes into contact.
5. The weapon shall never be brandished.
6. Members shall relinquish the weapon in an inconspicuous manner.

#### 204.1 - 21 Off-Duty Police Action

1. Off duty *members* shall notify on duty department or local law enforcement officers (if outside of the City of Detroit) before taking police action, absent exigent circumstances, so that they may respond with appropriate personnel and resources to handle the problem.
2. Off-duty *members* are prohibited from carrying or using firearms or taking police action in situations where a *member's* performance may be impaired or the *member's* ability to take objective action may be compromised.
3. If it appears that the *member* making an arrest or carrying a firearm while off duty has consumed alcohol or is otherwise impaired, the *member* shall be required to submit to field sobriety, Breathalyzer, and /or blood tests.

#### 204.1 - 22 Procedure to Purchase Firearms

1. Members buying or selling firearms must comply with all state and federal laws governing the purchase, sale, and registration of firearms.
2. Members may carry a privately-owned department approved optional sidearm, in accordance with this directive, and under the following conditions:
  - a. The member purchases a *firearm using either a License to Purchase, a RI60 Form using their MCOLES number, or a state-issued Concealed Pistol License;*
  - b. The member *must present the "Registry Copy" to their local law enforcement agency for registration within ten (10) days of purchase;*
  - c. The member qualifies at the Detroit Police Pistol Range; and
  - d. The member completes a Firearm Record Card (DPD164) and Firearms Qualification Card (DPD25) for any department authorized privately-owned firearm the member elects to carry. 1 copy is retained by Firearms Training and 1 copy is forwarded to the parent command.

### 304.1 Firearms

## 204.1 - 23 Retirement Weapons

Upon retirement from the department, members in good standing may retain their issued firearm by way of to the Chief of Police (through channels). The Department reserves the right to refuse the release of a department issued firearm if good cause is shown (resignation under charges, etc.).

### Related Policies:

- Directive 201.11 - Use of Force and Detainee Injury Reporting/Investigating
- Directive 304.2 - Use of Force
- Training Directive 04-03 - Use of Force Continuum
- Firearms Training Department Deadly Force Policy

### Related Forms:

- Firearm & Enforcement Authority Revocation Notice
- Firearm Record Card (DPD 164)
- Firearms Qualifications Card