



<b>Series</b> 100 - Administration	<b>Effective Date</b> <i>TBD</i>	<b>Review Date</b> <i>Three Years</i>	<b>Directive Number</b>  <b>102.13</b>
<b>Chapter</b> 102 – Standard of Conduct			
<b>Reviewing Office</b> <i>Professional Standards Bureau</i>			<input checked="" type="checkbox"/> <b>New Directive</b> <input type="checkbox"/> <b>Revised</b> <small>Revisions are in <i>italics</i></small>
<b>References</b> MLEAC standard none.			

## **PERSONAL PROTECTION ORDERS AGAINST MEMBERS**

### **102.13 - 1 PURPOSE**

This directive sets forth procedures and responsibilities applicable when a Personal Protection Order (PPO) is issued against a sworn or reserve member of the Detroit Police Department (DPD), ensuring legal compliance, safeguarding public safety, and upholding the integrity of the Department.

### **102.13 - 2 POLICY**

*Michigan law authorizes courts to issue Personal Protection Orders (PPOs), including provisions restricting the possession or purchase of firearms. Any sworn member or reservist against whom a PPO is issued shall be immediately deemed unfit for duty, declared unable to perform the essential functions of a police officer, and shall be subject to disciplinary action.*

*Any administrative or disciplinary action taken against the member for the issuance of a PPO shall be considered separate and apart from any policy violations that may have occurred during the incident on which the PPO is based.*

### **102.13 - 3 PROCEDURES**

#### **102.13 – 3.1 Service of a PPO**

Any sworn member or reservist who is served with a PPO that restricts or *prohibits the possession of a firearm shall:*

- 1. Immediately notify their supervisor, both verbally and through written notification (e.g., email or memorandum), and provide a copy of the PPO as soon as practicable.*
- 2. Comply with all provisions of the PPO, including any restrictions related to firearm possession.*

*Upon notification, the supervisor shall:*

- 1. Immediately notify the members' chain of command, including the appropriate commanding officer.*
- 2. Notify Internal Affairs without delay.*

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3. *Ensure the PPO and all related notifications are documented in accordance with Department procedures (i.e., desk blotters, supervisor daily log, if applicable).*
4. *Suspend the member from duty (with pay).*
5. *Confiscate and secure the member's department-issued firearm, less-lethal devices, badge, identification card, cap shield, and any other property ordered to be taken by Internal Affairs in conjunction with the suspension.*

**102.13 – 3.2 Investigation of a PPO**

*Internal Affairs shall be notified immediately. The Commanding Officer of the Professional Standards Bureau (PSB) shall be responsible for conducting the administrative investigation of the member against whom the PPO was issued. Internal Affairs shall be responsible for preparing the Change of Duty Status memo for the Chief's approval.*

**102.13 – 3.3 Modification or Appealing a PPO**

*Members subject to firearm restrictions may petition the court for modification or rescission of PPO as provided by law. Members are solely responsible for pursuing legal remedies. Firearm possession must always remain compliant with current court orders.*

**102.13 – 3.4 Notification to MCOLES**

*The member's police authority shall be immediately suspended once a PPO has been issued. The Michigan Commission of Law Enforcement Standards (MCOLES) shall be notified through the Michigan Information Tracking Network (MITN) of the suspension of police authority. The suspension of police authority shall continue while the PPO is in effect, except as provided below.*

**102.13 – 3.5 Failure to Obtain Relief**

*If there has been no hearing on a motion to modify or rescind a PPO that prohibits a member's right to possess or carry a firearm, or if a hearing was held but did not result in a modification to the original PPO order preventing the member from possessing a firearm, the commanding officer of the Professional Standards Bureau will be responsible for preparing an updated duty status recommending to have the member's status changed to "Administrative Leave Without Pay but with Medical Benefits." Once approved by the Chief of Police, the Professional Standards Bureau will ensure the approved recommendation is forwarded to the Board of Police Commissioners for their approval.*

*With this action, the commanding officer of the Professional Standards Bureau shall forward a report of the misconduct (specific to the issuance of the PPO) to the Disciplinary Administration Unit (DAU). The commanding officer of the Disciplinary Administration Unit shall promptly issue a Notice of Discipline based on Internal Affairs' findings. The presumed penalty shall be the duration of the term of the PPO.*

**102.13 – 3.6 Return to Duty**

*Under no circumstances may a member be returned to duty until the PPO is rescinded or the PPO has been modified to permit the member to carry a firearm while on duty.*

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*At the discretion of the Chief of Police, if a court authorizes a member to carry a firearm only while on duty, the member shall receive their firearm at the start of each shift and return it to a supervisor at the end of the shift. Only a supervisor is authorized to issue and recover the firearm. Under no circumstances shall a member leave a Department facility while off duty with a firearm in violation of a court order.*

**102.13 – 3.7 PPO Violations**

*Any suspected violation of a PPO by a member shall be immediately reported to Internal Affairs and may result in additional administrative, disciplinary, and/or criminal action.*

***Related Procedures:***

- *Directive 102.4 Discipline/Misconduct Investigations*
- *Directive 102.10 – Brady/Giglio Obligations*
- *Directive 204.1 – Firearms and Use of Force*
- *MCL 600.2950 – Domestic Relationship PPO*
- *MCL 600.2950a – Stalking / non-domestic PPO*
- *MCL 764.15b – Warrantless arrest for PPO violations*
- *MCL 28.425b Concealed pistol license restrictions*
- *18 USC 922(g)(8) Federal firearm prohibition for certain protection orders*