

Military Equipment

707.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

707.1.1 DEFINITIONS

Definitions related to this policy include (Government Code § 7070):

Governing body – The elected or appointed body that oversees the Department.

Military equipment – Includes but is not limited to the following:

- Unmanned, remotely piloted, powered aerial or ground vehicles.
- Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft, vessels, or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, with the exception of standard-issue firearms and ammunition.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Noise-flash diversionary devices and explosive breaching tools.
- Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
- TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
- Kinetic energy weapons and munitions.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.

Turlock Police Department

Turlock PD Policy Manual

Turlock PD Policy Manual

Military Equipment

707.2 POLICY

It is the policy of the Turlock Police Department that members of this department comply with the provisions of Government Code § 7071 with respect to military equipment.

707.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police should designate a member of this department to act as the military equipment coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Turlock Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the department's funding, acquisition, and use of equipment.
- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code § 7072).
- (g) Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

707.4 MILITARY EQUIPMENT INVENTORY

The following constitutes a list of qualifying equipment for the Department:

See attachment: Military Equipment Inventory.pdf

707.5 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the governing body and is available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be approved by the governing body prior to engaging in any of the following (Government Code § 7071):

- (a) Requesting military equipment made available pursuant to 10 USC § 2576a.

Turlock Police Department

Turlock PD Policy Manual

Turlock PD Policy Manual

Military Equipment

- (b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- (d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this department.
- (e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.
- (f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- (g) Acquiring military equipment through any means not provided above.

707.6 COORDINATION WITH OTHER JURISDICTIONS

Military equipment should not be used by any other law enforcement agency or member in this jurisdiction unless the military equipment of similar type and purpose is approved for use in accordance with this policy.

707.7 ANNUAL REPORT

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment of similar type and purpose is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in department inventory.

707.8 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

707.9 USE IN EXIGENT CIRCUMSTANCES

In exigent circumstances and with the approval of the Chief of Police or authorized designee, the Police Department may acquire, borrow and/or use military equipment that is not included in the Military Equipment Use Policy.

If the Police Department acquires, borrows, and/or uses military equipment in exigent circumstances, in accordance with this section, it must take all of the following actions:

Turlock Police Department

Turlock PD Policy Manual

Turlock PD Policy Manual

Military Equipment

- Provide written notice of that acquisition or use to the City Council within 30 days following the commencement of such exigent circumstance, unless such information is confidential or privileged under local, state or federal law.
- If it is anticipated that the use will continue beyond the exigent circumstance, submit a proposed amended Military Equipment Use Policy to the City Council within 90 days following the borrowing, acquisition and/or use, and receive approval, as applicable, from the City Council.
- Include the military equipment in the Police Department's next annual Military Equipment Report.

Equipment Name:	12 Gauge Breaching rounds
Quantity on Hand:	50 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	Tactical Door Breaching
Manufacturer Product Description:	12-gauge frangible slug to disrupt locking mechanisms and hinges, defeat and breach external and internal doors.
Purpose/Authorized Uses:	To gain quick access through doorways during critical events
Fiscal Impacts (Initial/Annual):	Approximately \$300 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use as well as internal Turlock Police policies on use of equipment
Training Required:	Tactical Breaching school
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Armored Rescue Vehicle
Quantity on Hand:	1 sought
Lifespan:	Approximately 15 years
Equipment Capabilities	Provide ballistic protection during critical events to officers and civilians, contains breaching ram capable of inserting chemical irritants to gain compliance on hostile suspects.
Manufacturer Product Description:	Lenco BearCat Armored Vehicle
Purpose/Authorized Uses:	To protect life during high risk situations
Fiscal Impacts (Initial/Annual):	Approximately \$300,000/ estimated annual cost is \$7,000
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use as well as internal Turlock Police policies on use of equipment
Training Required:	Ongoing in-service training
Other Notes:	Allied agencies with similar armored and outfitted vehicles are authorized for use in the City of Turlock for the stated purposes above.
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	CS Grenades
Quantity on Hand:	50 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	Pyrotechnic grenade designed for indoor use delivering a maximum amount of irritant smoke throughout multiple rooms with minimal risk of fire.
Manufacturer Product Description:	CTS 5230B
Purpose/Authorized Uses:	To assist in gaining compliance from individuals to safely take them into custody during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$2,500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	37 mm CS liquid barricade
Quantity on Hand:	50 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	Liquid CS filled projectile penetrates intermediate barriers and delivers irritant agents into an adjacent room.
Manufacturer Product Description:	Model 3330
Purpose/Authorized Uses:	To assist in gaining compliance from individuals to safely take them into custody during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$1500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	37mm CS Short Range Pyro
Quantity on Hand:	10 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	A short range CS cartridge delivering a single munition. Used outdoors, it will disperse crowds, deny areas and prevent violence.
Manufacturer Product Description:	Model 3230
Purpose/Authorized Uses:	Used outdoors, it will disperse crowds, deny areas and prevent violence.
Fiscal Impacts (Initial/Annual):	Approximately \$200 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	37mm OC Liquid
Quantity on Hand:	15 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	Liquid OC filled projectile penetrates intermediate barriers and delivers irritant agents into an adjacent room.
Manufacturer Product Description:	Model 3340
Purpose/Authorized Uses:	To assist in gaining compliance from individuals to safely take them into custody during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$450 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Noise Flash Distraction Device
Quantity on Hand:	80 to be had on hand at any given time
Lifespan:	5 Years
Equipment Capabilities	Produces a distraction by way of a loud noise and bright flash
Manufacturer Product Description:	The device produces an 175db and 6-8 million candela of light output. CTS 7290M and Liberty Dynamic
Purpose/Authorized Uses:	To create a distraction in order to safely secure suspects or rescue hostages during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$3,500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to diversion device instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Unmanned wheel or track driven ground remote robot
Quantity Owned/Sought:	2 owned 3 sought
Lifespan:	10 Years
Equipment Capabilities	Enhances the capabilities of the police department by allowing members to quickly and safely inspect dangerous situations, there is no longer a need to send personnel in before they have had a chance to assess the situation.
Manufacturer Product Description:	Unmanned Ground Vehicle (UGV) platform which provides significant increases in mobility and offers payload capacity with the ability to monitor situations with sensors, communication and delivery of mission specific items
Purpose/Authorized Uses:	To gain situational awareness during critical and dangerous situations without risking the lives of officers and escalating the situation
Fiscal Impacts (Initial/Annual):	Approximately \$45,000 / \$500 a year for maintenance
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use as well as internal Turlock Police policies on use of equipment
Training Required:	Provided by vendor.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Command Vehicle
Quantity Owned/Sought:	1
Lifespan:	15 years
Equipment Capabilities	Commercial vehicle outfitted with electronics and communication equipment which allow for communication with units in the field, supplemental dispatch capabilities and equipment storage
Manufacturer Product Description:	2009 Commercial vehicle GMC c5550
Purpose/Authorized Uses:	Mobile Command vehicle. Utilized for setting up a command post for critical incidents.
Fiscal Impacts (Initial/Annual):	Initial \$250,000 / Annually \$17,000 a year
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use as well as internal Turlock Police policies on use of equipment
Training Required:	None
Other Notes:	None
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Pepperballs
Quantity on Hand:	1000 to be on hand at any given time
Lifespan:	3 years
Equipment Capabilities	Provides temporary incapacitation with pava pepper powder
Manufacturer Product Description:	Hard plastic frangible sphere that is designed to burst upon impact
Purpose/Authorized Uses:	Gain compliance of non-compliant subject/crowd control
Fiscal Impacts (Initial/Annual):	\$5,000 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	Internal proficiency training by a certified instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	CTS 4557 40mm Foam Baton
Quantity on Hand:	100 to be on hand at any given time
Lifespan:	5 years
Equipment Capabilities	subjects
Manufacturer Product Description:	Spin-stabilized projectile model CTS 4557
Purpose/Authorized Uses:	Momentary incapacitate violent, non-compliant
Fiscal Impacts (Initial/Annual):	\$3,500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well
Training Required:	Internal proficiency training by a certified less lethal instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	CTS 6325 40mm Foam Baton
Quantity on Hand:	100 to be on hand at any given time
Lifespan:	5 years
Equipment Capabilities	Momentary incapacitate violent, non-compliant subjects
Manufacturer Product Description:	Spin-stabilized projectile model CTS 6325
Purpose/Authorized Uses:	Momentary incapacitate violent, non-compliant subjects
Fiscal Impacts (Initial/Annual):	\$3,500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	Internal proficiency training by a certified less lethal instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	40mm Launcher
Quantity Owned/Sought:	10 to be on hand at any given time
Lifespan:	20 years
Equipment Capabilities	Launches 40mm chemical agents and impact projectiles
Manufacturer Product Description:	Single shot launcher
Purpose/Authorized Uses:	Momentary incapacitate violent, non-compliant subjects
Fiscal Impacts (Initial/Annual):	\$1,700
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	Internal proficiency by a certified instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	CTS SuperSock 2581
Quantity on Hand:	1,500 to be on hand at any given time
Lifespan:	5 years
Equipment Capabilities	Momentary incapacitate violent, non-compliant subjects
Manufacturer Product Description:	Less-lethal kinetic impact munition
Purpose/Authorized Uses:	Momentary incapacitate violent, non-compliant subjects
Fiscal Impacts (Initial/Annual):	\$7,500 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	Internal proficiency training by a certified less lethal instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	Remington 870 Chemical Agents Launcher
Quantity Owned/Sought:	3 to be on hand at any given time
Lifespan:	20 years
Equipment Capabilities	Launches 5230B chemical agent cannister
Manufacturer Product Description:	Pump action 12 gauge
Purpose/Authorized Uses:	Delivery of chemical agents
Fiscal Impacts (Initial/Annual):	\$2000 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	Internal proficiency by a certified instructor
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Process

Equipment Name:	37mm CTS Liquid OC
Quantity on Hand:	50 on hand at any given time
Lifespan:	5 years
Equipment Capabilities	Liquid OC filled projectile penetrates intermediate barriers and delivers irritant agents into an adjacent room.
Manufacturer Product Description:	Model 3340
Purpose/Authorized Uses:	To assist in gaining compliance from individuals to safely take them into custody during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$2,000 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	40mm CTS Liquid CS
Quantity on Hand:	50 on hand at any given time
Lifespan:	5 years
Equipment Capabilities	Liquid CS filled projectile penetrates intermediate barriers and delivers irritant agents into an adjacent room.
Manufacturer Product Description:	Model 4330
Purpose/Authorized Uses:	To assist in gaining compliance from individuals to safely take them into custody during dangerous situations
Fiscal Impacts (Initial/Annual):	Approximately \$2,000 for full stock
Legal/Procedural Rules Governing Use:	All applicable state, Federal and local laws governing equipment use and use of force as well as internal applicable Turlock Police policies
Training Required:	At least one SWAT member is sent to chemical agent instructor course. That instructor provides ongoing training to team members.
Other Notes:	
Complaint Process:	Turlock Personnel Complaint Policy Process

Equipment Name:	Unmanned Remotely Controlled Aerial Drone
Quantity Owned/Sought:	Seven owned, sixteen sought
Lifespan:	Two to three years
Equipment Capabilities	Unmanned aerial drone capable of hovering above locations or within structures with video capabilities, including thermal imaging, which can be transmitted to a separate viewing location.
Manufacturer Product Description:	Remote controlled aerial drone with multi-positioned camera with or without thermal imaging capability. Programable altitude for sustained and steady flight.
Purpose/Authorized Uses:	To enhance the department's mission of protecting lives and property. Uses may include but are not limited to search and rescue, suspect apprehension, crime scene documentation, tactical operations, hazard monitoring, crisis communications, and authorized surveillance
Fiscal Impacts (Initial/Annual):	Initial: \$40,000 / Annual: \$15,000 for program maintenance
Legal/Procedural Rules Governing Use:	Applicable FFA code, including all state and federal laws governing the use of drones as well as internal department policy and Standard Operating Procedures.
Training Required:	All pilots must possess a 14 CFR Part 107 license per department policy.
Other Notes:	Outside agencies with similar equipment and capabilities are authorized for use in the City of Turlock for the stated purposes above
Complaint Process:	Turlock Personnel Complaint Policy Process