

CD3 Devices - Compliance Gloves and E-Band Restrictors

348.1 PURPOSE AND SCOPE

This policy provides policy, procedure, and guidelines for the issuance and use of non-lethal Generated Low Output Voltage Emitter (G.L.O.V.E.) compliance gloves and E-Band Restrictors from Compliant Technologies by those members of the Sahuarita Police Department (SPD) approved to use compliance gloves and E-Band Restrictor devices.

348.2 DEFINITIONS

- A. Definitions related to this policy include:
1. Activated application: The application of the contact points of a compliance glove that has been turned on and placed against the bare skin of a subject. Although it may register as an activated application, a compliance glove functionality test is not considered an activated application for purposes of this policy. An activated application may be referred to as a "zap" in training materials or by officers in field operations.
 - (a) E-Band Restrictor activated application: The application of the contact points of an E-Band Restrictor that has been turned on and is in contact with the bare skin of a subject.
 2. CD3/CD3 Device: CD3 stands for Conductive Distraction and De-escalation Device. A CD3 device is a non-lethal device used to quickly distract and help control a combative, assaultive, and/or actively physically resisting subject with small uncomfortable electrical pulses directly to where the CD3 device contact points are applied to the bare skin of a subject. The CD3 devices approved for use by SPD members are limited to department issued compliance gloves and E-Band Restrictors.
 3. Compliance Glove: A compliance glove is a Generated Low Output Voltage Emitter device produced by Compliant Technologies using CD3 technology. Generated Low Output Voltage Emitter creates the acronym of G.L.O.V.E.
 4. Duty, training and accidental activated applications:
 - (a) A duty related activated application of a compliance glove is an activated application applied to a subject in the performance of a member's law enforcement duties to address a subject who is combative, assaultive, and/or actively physically resisting.
 - (b) A training related activated application of a compliance glove, (to include a lower voltage and lower amperage compliance training glove) is an activated application to a subject done in the context of official SPD training. For purposes of this policy, activated applications in the context of a public educational or demonstration effort will be captured within the category of SPD training. Educational and/or public demonstration

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efforts must be approved by a lieutenant or superior officer prior to such demonstrations and only after a private person, who is to receive an activated application, has signed an SPD compliance glove or E-Band Restrictor waiver.

- (c) An accidental duty related activated application is an activated application to a subject unintentionally by accident.
- 5. E-Band Restrictor: An E-Band Restrictor is a Generated Low Output Voltage Emitter that can be attached to a person's arm, or leg to help control and/or prevent them from being combative, assaultive, actively physically resistive, or help to slow or prevent a subject's attempt to escape, or cause damage to property or harm themselves.
- 6. Compliance glove or E-Band Restrictor test: A visual, audible and/or light touch test on oneself to determine if a compliance glove or E-Band Restrictor is functional.

348.3 POLICY

- A. Compliance Gloves & E-Band Restrictors (CD3 Devices)
 - 1. Compliance gloves and E-Band Restrictors are produced by Compliant Technologies and are the only CD3 devices authorized to be used by members of the SPD.
 - 2. SPD CD3 devices may only be used in accordance with this policy, the SPD Use of Force policy (Lexipol 300), and only after a member has received the appropriate level of training by a Compliant Technologies trained instructor.
 - 3. Activated applications of SPD approved CD3 devices fall within the SPD medium level use of force category similar to that of a pain compliance technique.
 - 4. Members authorized to use an SPD CD3 approved device must attend a department approved compliance glove and E-Band Restrictor update training annually.
 - 5. The SPD Training Sergeant or Administrative Services Lieutenant overseeing department training shall assure update training is provided annually to all members authorized to use compliance gloves and E-Band Restrictors.
 - 6. Members who are issued compliance gloves will be issued a pair, one each for their right and left hands.
 - 7. Members who are issued compliance gloves may carry them on their person or will minimally have them readily accessible in the assigned police vehicle they are currently using.
 - (a) Members may elect to carry one or two of the compliance gloves on their person.
 - 8. Members will use good judgment associated with the type of policing incidents they are likely to encounter so that that they will have compliance gloves available for possible immediate use.

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- (a) Compliance gloves are not to be worn while conducting generalized duties (driving, cold weather, foot, ATV, or bicycle patrol, investigation, etc.), but rather when a member reasonably believes they may be needed to address a combative, assaultive, or actively physically resistive subject.
 - (b) Using good judgment, members are authorized to wear compliance gloves in advance of a possible use of force incident. It will be left up to a member's discretion when they turn on (activate) their compliance gloves.
9. Compliance gloves are not to be worn when searching a subject. Compliance gloves should be removed and replaced with a PPE type of glove to conduct a proper pat search or search of a subject.
10. A member is responsible for knowing when a CD3 device is activated to assure accidental or improper activated applications are not applied.

348.4 USE AND APPLICATION OF CD3 DEVICES

- A. An activated application of a CD3 device to a person's skin is equivalent to the application of a medium level use of force (e.g., pain compliance) and must be justified in accordance with this policy as well as the SPD Use of Force policy (Lexipol 300).
- 1. The Generated Low Output Voltage Emitter contact points of a CD3 device deliver electrical pulses only when applied to bare skin and only to the direct area where the contact points are applied. Contact points of an activated CD3 device placed against one's clothing generally does not deliver an electrical pulse to a subject.
 - (a) There is a possibility that when someone is wearing a wet and thin piece of clothing (e.g., sweaty t-shirt) that a compliance glove CD3 technology "zap" could be delivered to the area an officer is applying the contact points to.
- B. Response(s) from a subject can vary when a member applies an activated CD3 device to a subject. Members need to be prepared, like with all uses of force, to make adjustments to cease, deescalate, escalate, or change to a different force option.
- 1. Members need to be cognizant of a subject's position, where they are at, and where they may likely fall or move toward when applying an activated CD3 device. When utilizing a compliance glove, officers should be directing (push, pull, etc.) a person to a position of advantage with a firm grip or control hold.
 - 2. Compliance gloves may be used in a coordinated effort to remove a person from a vehicle (vehicle extraction); however, members shall take into consideration possibilities associated with the subject trying to drive/accelerate away under such application. Whenever reasonable, efforts should be taken to prevent a subject from being able to operate or accelerate a vehicle while force is being applied.
- C. Members shall immediately notify the next on-duty level of supervision (corporal acting as a squad supervisor, sergeant, lieutenant, etc.) about any activated application or attempted activated application of a CD3 device conducted outside of department

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approved training. If there is no higher level of on-duty supervision they shall notify an off-duty lieutenant or commander.

1. The application of an activated CD3 device shall be documented in a Alpha police report as a mandatory reportable use of force. Such documentation shall clearly articulate the reason(s) for the application(s), the results associated with the use of force, and that the member, completed or has schedule a download of both their compliance gloves, whether or not both were used, and any other compliance glove(s) from other members that they may have used. This download process must occur within 72 hours of such application. Download processes of CD3 devices are to be completed by a CD3 device instructor, the Training Sergeant, or the Administrative Service Lieutenant.
 2. The application of an activated CD3 device is subject to entry into the BlueTeam and IAPro use of force tracking systems.
- D. The use of a CD3 device should be avoided in the following situations, unless the totality of the circumstances indicate that other available options reasonably appear ineffective, impractical, or would present a greater danger to the subject, a member, or others, and the member reasonably believes that the need to control the subject outweighs the risk of applying an activated CD3 device.
1. Females who are known to be pregnant.
 2. Elderly individuals or small, young children.
 3. Individuals who are handcuffed.
 4. Individuals who may have recently been sprayed/contaminated, or are in close proximity to a flammable chemical or material.
 - (a) SPD only issues a non-flammable OC spray. Use of a CD3 device and SPD issued OC spray do not create a flammable hazard.
 5. Individuals whose position or activity may result in collateral injury (e.g., handling certain objects, falls from height, or into water or onto a dangerous object or those operating machinery).
 6. Applying a CD3 device to an existing open wound or injury such as a cut/laceration, scrape, etc.
- E. When reasonably possible, members should strive to have no more than two members applying activated CD3 devices to a subject at the same time.
- F. Members shall strive to audibly announce when they have a CD3 device ready to be deployed by announcing, "CD3," "E-Band on," or "glove on" to other members at the same incident.
- G. Due to varying circumstances, the length of time of an activated application of a CD3 device can vary. When reasonably possible, Compliant Technologies advises to avoid a singular activated application longer than 15 seconds. SPD members are to strive to make a singular activated application 5 seconds or less. All applications of an activated CD3 device must be within this policy as well as the SPD Use of Force Policy, Lexipol 300.

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- H. Members may conduct an audible, visual, and/or light touch test to themselves as necessary to assure a CD3 device is working correctly. This type of light touch test will register as an activated application but should not be counted nor confused with an activated application to another subject.
- I. An E-Band Restrictor can be used to help increase safety associated with controlling a subject who is already in custody when information indicates the subject may continue to be, or may become combative, assaultive, actively physically resistive, an escape risk, and/or be attempting to damage property or injure themselves. Use of an E-Band Restrictor must be approved by a sergeant or superior officer. Listed below are some custodial situations in which an E-Band Restrictor may be appropriate.
 - 1. Subject is required to appear in court and handcuffing and/or shackles are impracticable.
 - 2. Subject is in need of hospital or health care while in police custody and handcuffing and/or shackles are impracticable.
 - 3. Subject needs to be transported and handcuffing and/or shackles or a hobble restraint are impracticable.
 - 4. Any other situation as approved by a lieutenant or superior officer.

348.5 TARGETING AND TACTICAL CONSIDERATIONS

- A. Compliance gloves don't direct electrical current through the body nor do they require a probe or small dart to puncture the skin. Manufacturer information reveals that electrical impulses, which are typically painful, are delivered only to where the contact points of a CD3 device contact bare skin. As with almost any use of force, there's a possibility of injury. For example, a person may be injured by dropping to their knees, falling to the ground, or against something, similar to a guided or forced take down of a subject.
 - 1. Members are to work toward avoiding or mitigating these types of injuries when reasonably able to do so by utilizing a firm grip and/or control hold when applying an activated application of a CD3 device. A firm grip or control hold to take a subject to the ground along with pulling, pushing, or directing a subject, to a controllable position, may require an application of CD3 technology for longer than 5 seconds as outlined in 348.4 G.
- B. Most subjects we contact are wearing at least some clothes and this reduces the target areas a member can apply the palm portion (contact points) of a compliance glove to bare skin.
- C. Listed below are common grab, or control points members may utilize to conduct an activated application of a compliance glove. Members may pull aside or reach under clothing to make contact with bare skin when needed.
 - 1. Arms and hands.
 - 2. Back, chest, torso, ribcage, and sides and/or back of the neck.
 - 3. Ankles, feet, and legs.

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- D. When reasonably possible, listed below are common areas members should diligently work to avoid making contact with when applying an activated compliance glove.
 - 1. Genital areas and female breasts.
 - 2. Face, ears, and front of neck (throat)
 - 3. Known open wounds and injuries.
 - 4. Pacemakers or other similar devices.
- E. While not required, but like with use of a Taser and other non-lethal force options, compliance gloves may more easily utilized when there are multiple members on scene dealing with a combative, assaultive, and/or actively physically resisting subject. When additional members are on scene, it allows a member(s) to be reasonably dedicated to utilizing one or more compliance gloves (a non-lethal force option) while other members remain ready with other force options.

348.6 SUPERVISOR RESPONSIBILITIES

- A. When reasonably possible, supervisors should respond to calls when they reasonably know a CD3 device may be used.
- B. Whenever reasonably possible, a supervisor shall respond to the scene of all incidents where there has been an activated application of a CD3 device and shall be briefed as soon as reasonably possible by the member(s) who utilized the CD3 device(s).
- C. While at the scene, the supervisor shall assure an inquiry about possible injuries associated with the use of force is completed. This commonly involves the supervisor checking in and briefly questioning the subject with whom the use of force was applied.
 - 1. If a supervisor cannot respond to the scene, they shall diligently work to assure a member on scene promptly inquires about possible injuries.
 - 2. If a supervisor cannot respond to the scene, they shall diligently work to be briefed on the incident by the member(s) who utilized the CD3 device or other reportable use of force as soon as practicable, but always prior to the end of their work shift.

348.7 MANAGEMENT OF AND ACTIONS FOLLOWING AN ACTIVATED APPLICATION OF A CD3 DEVICE

- A. Members are to check the condition of their issued compliance glove weekly to ensure they are in good working order and have a properly charged battery.
- B. SPD compliance gloves and E-Band Restrictors have a built-in downloadable memory (micro-processor) that records each activated application, along with the length of time of each activated application.
- C. The Training Sergeant and/or Administrative Services Lieutenant shall assure download and transfer usage records associated with all issued CD3 devices are completed annually and that these records are placed in the CD3 management and tracking software system. These annual downloads and transfers shall be done independent of other downloads or transfers which may have occurred due to a

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duty, training and/or accident related activated application. Duty related activated applications shall be included in the annual reportable use of force report presented to the chief of police.

- D. All members who have been issued compliance gloves shall assure they download or schedule the download of usage records for each of their gloves associated with any duty activated application or attempted activated application within 72 hours of such incidents.
- E. Following an activated application of a CD3 device, members shall inquire about possible injuries and when appropriate provide for medical attention.
- F. Members shall take photographs of all visible and/or non-visible injuries or areas associated with complaints of pain or injury.
- G. Members shall also photograph any area(s) in which an activated CD3 device was applied independent of whether or not there is a visible injury, or a complaint of pain or non-visible injury. Photographs shall be placed into the SPD digital evidence storage system (Evidence.com).
- H. Members shall document in an Alpha police report all complaints of pain and/or injuries, visible or not, that are created or are claimed to have been created by application of a CD3 device.
- I. Members shall keep their compliance gloves and any E-Band Restrictor they use in a clean and sanitary condition. Members shall follow manufacturer direction and SPD training on how to keep these devices in clean, sanitary and in good working order.

348.8 POLICY ISSUANCE OR REVIEW

05/30/2024 - Issued by Chief John D. Noland -SP#002