

**CITIZENS' LAW ENFORCEMENT REVIEW BOARD
POLICY RECOMMENDATION
HIGH RISK ENTRY CHECKLIST**

BACKGROUND:

At its November 2017 meeting, CLERB staff recommended that the San Diego Sheriff's Department (SDSD) review Policy and Procedure 6.111, High Risk Entries, and clarify any ambiguity pertaining to the completion of a High Risk Entry Checklist (Checklist) prior to serving an arrest warrant when there is no plan to enter a structure to do so.

- The first sentence of the Procedure section mandates that "prior to serving a search warrant, arrest warrant, or conducting a 4th waiver search, the deputy responsible for the case will complete the Checklist."
- Despite the "Entry" caveat in the Policy and Procedure title and Checklist name, the Procedure sentence quoted above appears to mandate Checklist completion on search warrants, arrest warrants, and 4th waiver searches, regardless of whether there is intent to enter a structure during the performance of the action.
- If the Department does not intend for the Checklist to be completed prior to serving an arrest warrant when there is no plan to enter a structure to do so, it is recommended that the first sentence of the Procedure section be revised to emphasize mandatory Checklist completion only if there is intent to enter a structure.

CLERB Board Members tabled the recommendation for reconsideration after the SDSD made a public presentation about its Special Enforcement Detail (SED), which occurred at the March 2018 CLERB meeting.

PROPOSED RECOMMENDATION:

1. It is recommended that the SDSD review Policy and Procedure 6.111, High Risk Entries, and clarify any ambiguity pertaining to the completion of a High Risk Entry Checklist (Checklist) prior to serving an arrest warrant when there is no plan to enter a structure to do so. The first sentence of the Procedure section mandates that "prior to serving a search warrant, arrest warrant, or conducting a 4th waiver search, the deputy responsible for the case will complete the Checklist." Despite the "Entry" caveat in the Policy and Procedure title and Checklist name, the Procedure sentence quoted above appears to mandate Checklist completion on search warrants, arrest warrants, and 4th waiver searches, regardless of whether there is intent to enter a structure during the performance of the action. If the Department does not intend for the Checklist to be completed prior to serving an arrest warrant when there is no plan to enter a structure to do so, it is recommended that the first sentence of the Procedure section be revised to emphasize mandatory Checklist completion only if there is intent to enter a structure.

Submitted by:



Paul Parker, Executive Officer

6-29-18

Date

Reviewed by:



Lynn Setzler, Special Investigator

6-29-18

Date