



SAN JOSE POLICE DEPARTMENT

TRAINING BULLETIN

TO: ALL DEPARTMENT PERSONNEL

FROM: Anthony Mata
Chief of Police

**SUBJECT: UPDATE TO REQUIREMENTS
WHEN POINTING A FIREARM AT
ANOTHER PERSON**

DATE: December 31, 2021

Bulletin# 2021-028

Department members are required to document whenever they point their firearm at a subject on a Firearm Pointed Template. This Training Bulletin is intended to clarify the requirements in Duty Manual Section L 2638.3 POINTING A FIREARM AT ANOTHER PERSON.

Reporting Requirements:

Every officer who points their firearm at a person, must complete the Firearm Pointed Template, and shall document it in the following manner:

- In cases where a General Offense report is written, each officer who pointed their firearm at a person must complete a Firearm Pointed Template for each person at whom the officer pointed their firearm.
- In cases where a General Offense report is not written, each officer who pointed their firearm at a person must create a street check for each person at whom the firearm was pointed and create a Firearm Pointed Template for that Street Check.

Examples:

1. Two officers conduct a felony stop on a stolen vehicle occupied by one subject and both officers point their firearm at the subject.
 - A General Offense report must be written. Each officer must complete their own separate Firearm Pointed Template for the one subject.
2. Two officers conduct a felony stop on a stolen vehicle occupied by four subjects and both officers point their firearms at all the subject inside the vehicle.
 - A General Offense report must be written. Each officer must complete four separate Firearm Pointed Templates, one for each subject at whom a firearm was pointed.

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3. Two officers conduct a pedestrian stop on a person matching the description of a subject with a felony warrant and known to be armed and dangerous. One officer points their firearm at the subject, while the other officer takes the subject into custody. The officers determine the person is not the subject with the felony warrant and the subject is released.
 - No General Offense report is required. A Street Check must be completed by the officer who pointed the firearm at the subject. A Firearm Pointed Template must be completed for the person at whom the officer pointed their firearm.
4. Two officers conduct a pedestrian stop on two people matching the description of subjects with felony warrants and known to be armed and dangerous. One officer points their firearm at the subjects, while the other officer takes the subjects into custody. The officers determine the subjects are not the subjects with the felony warrants and release them.
 - No General Offense report is required. Two Street Checks must be completed by the officer who pointed their firearm, one for each subject. A Firearm Pointed Template must be completed for each Street Check.
5. Two officers conduct a pedestrian stop on two people matching the description of subjects with felony warrants and known to be armed and dangerous. Both officers point their firearms at both of the subjects. One officer holsters their firearm and takes the subjects into custody while the other officer continues to point their firearm at the subjects. The officers determine the subjects are not the subjects with the felony warrants and release them.
 - No General Offense report is required. Two Street Checks must be completed, one for each of the subjects. These may be done by either officer. Each officer must then complete separate Firearm Pointed Templates for each of the subjects at whom the officer pointed their firearm.

EXCEPTION: When an Officer-Involved Incident occurs and the investigation is conducted in accordance with the Santa Clara County Police Chiefs' Association Officer-Involved Incident Guidelines, the Department member's statement and all required templates will be completed as described in Duty Manual Section L 2645 REPORTABLE FORCE BY DEPARTMENT MEMBERS REQUIRED DOCUMENTATION.



Anthony Mata
Chief of Police

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