

Search and Seizure



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Welcome

- **Please Sign in**
- **Have your duty belt and vest on and ready to go**
- **Turn your cell phone off or on silent**
- **No eating in class**
- **You should have no live weapons on you**

Roll Call

- Has everyone signed in?
- Has anyone not taken the preload training?
- Is anyone injured and cannot complete the training?

Roll Call

- The training will be one day
- The day will have 3 modules you will attend
- We will break you into 3 groups and you will spend approximately 1 hour and 40 minutes in each training module

Training Expectations

- You are expected to take an active role in training and fully participate in this on-going professional education.
- You will get the most out of the training and help you understand the concepts if you take an active role
- Everyone will be evaluated by
 - Class participation
 - Performance check sheet
 - Yes / No

Training Expectations

- Don't Forget what you learned in;
 - Use of Force training
 - CPOP
 - Bias Free
 - CIT



Remediation

- If the student does not perform satisfactorily then they will receive remedial training until they understand the concepts
- If the student does not participate in the training they will be sent back to their district/unit and their commander will be notified

Chief's Video

Policy Changes

- What Information is required to give an individual under an Investigatory stop?
 1. Officer's full name and badge
 2. The fact the officer is a Cleveland Police Officer
 3. The reason for the stop
 4. The fact the stop is being recorded (if applicable)



Policy Changes

- How does this information increase the public's trust and confidence in the Police?
 1. Provides people with a sense of dignity and respect
 2. Legitimizes the police action that is taking place
 3. Wherever time and circumstance permit officers shall listen to the individual and answer any reasonable questions that the individual has relating to the interaction

Policy Changes

- When was the last time CPD's Investigatory Stop policy was updated?



Policy Changes

- **Can anyone find the definition of Probable Cause in our current Search and Seizure GPO's?????**



1. *No* – Probable cause is not defined in earlier versions of our search and seizure GPOs.

Policy Changes

Has anyone ever had a case thrown out or evidence suppressed due to the application or timing of Miranda Warnings?



Policy Changes

- Is a vehicle stop for a traffic code violation an Investigatory stop?

No

An officer shall have probable cause to conduct a vehicle stop for a traffic code violation or completed misdemeanor

Large Group Discussion

- How do the new policies assist in an overall crime prevention strategy that takes into account community values?



Large Group Discussion

We must begin to define ourselves as a
police agency

We learned in Community Engagement and Problem Solving
“Adverse police actions, real or perceived, can cultivate distrust
in communities who have been the object of that action. It
doesn’t matter if the action happened here or abroad. For many,
negative perceptions of police can be based on things that
happened to others, not just to them”

Large Group Discussion

As a Division, we are continuing our commitment to developing policies rooted in constitutional law, without overlooking the guidance from members of the community we serve

1. Community members
2. Church leaders
3. Business owners
4. Political leaders
5. Police leaders
6. Department of Justice

Large Group Discussion

Why is this training important?



Definition Review

1. Consensual Encounter
2. Non-custodial interview
3. Seizure
4. Area of immediate control
5. Search
6. Probable cause
7. Plain feel doctrine
8. Reasonable suspicion
9. Anonymous tip

Large Group Discussion

- Can officers search or seize a subject based on an anonymous tip alone?



Data Collection Forms

- Keep in mind the need to clearly articulate reasonable suspicion and probable cause
- This information will be collected in a data collection software
- Drop down boxes with free text
- What initially led you to the encounter
- Similar to CIT stat sheet only digital

Safety

- I am the primary safety officer
- #1 priority
- Must report injuries immediately
- First aid kits



Questions

