



Los Angeles Police
Protective League

POLICE OFFICER'S RIGHTS

In any investigation, if you are advised of your Miranda rights, you should refuse to waive them and immediately contact the League.

When a decision is made to submit to an internal administrative interview, you should, **PRIOR TO BEING INTERVIEWED**, have a representative present and ask the following question. "If I refuse to answer your questions, will I be subject to discipline that could be as much as discharge or removal from office? The answer to this question should be "yes." **THEN STATE:** For those reasons and those reasons alone, I will give you a statement. I am not waiving ANY of my constitutional rights and I am asserting ALL of my rights under the Public Safety Officers Procedural Bill of Rights Act, however, I will cooperate with any criminal investigation arising out of this incident because case law and the LAPD Manual require me to do so upon pain of being charged with insubordination resulting in possible termination. I also demand that prior to the interrogation I be allowed to view any audio or video recordings pertaining to this incident that you do not deem to be confidential."

PROCEDURE FOR PUBLIC SAFETY STATEMENTS

The supervisor receiving the PSS shall state the following to officers substantially involved in the OIS: "Officer, I am ordering you to give me a Public Safety Statement. Due to the immediate need to take action, you do not have the right to wait for representation to answer these limited questions." The supervisor shall then ask the following questions. **1. Were you involved in an officer involved shooting?** **2. Approximately how many rounds did you fire and in what direction did you fire them?** **3. Do you know if any other officers fired any rounds?** **4. Is it possible the suspect fired rounds at you? If so, from what direction were the rounds fired?** **5. Is anyone injured? If so, where are they located?** **6. Are you aware of any witnesses? If so, what is their location?** **7. Approximately where were you when you fired the rounds?** **8. Are there any outstanding suspects? If so, what is the description, direction and mode of travel? How long have they been gone? What crime(s) are they wanted for? What weapons are they armed with?** **9. Are there any weapons or evidence that need to be secured/protected? Where are they located?**

These questions should be followed by the order NOT to discuss the incident with ANYONE, prior to the arrival of the assigned investigators, with the exception of legal representatives.

**From LAPD Notice Dated 2/15/07
For Representation, Call 1-866-LAPPL4U**