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|  | KENOSHA POLICE DEPARTMENT | | | |
| | POLICY AND PROCEDURE | | | |
| | 41.16 Civil Disturbance Response | | | |
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I. PURPOSE

To provide guidelines for responding to public demonstrations, civil disturbances, and crowd management needs.

II. POLICY

It is the policy of this department to ensure that the rights of any person to peacefully and lawfully assemble is not abridged or denied. The Kenosha Police Department is committed to protecting these rights while also preserving the peace, maintaining public safety, and preventing the destruction of property. The Kenosha Police Department may monitor public demonstrations and take appropriate legal steps to discourage unlawful acts that may turn a peaceful demonstration into a civil disturbance. The Department will, within its capabilities, address all acts of lawlessness promptly and effectively.

III. STATUTORY PROVISIONS

947.06 – *“Unlawful Assemblies and Their Suppression”*.

IV. DEFINITIONS

- A. Demonstration – A lawful assembly of persons organized primarily to engage in free speech activity.
- B. Unlawful Assemblies – For the purposes of this policy, “unlawful assemblies” are consistent with the definition prescribed in *WI State Statute 947.06(2) – Unlawful assemblies and their suppression*.
- C. Civil Disturbance - A civil unrest activity such as an unlawful demonstration, riot, or strike that disrupts a community and requires intervention to maintain public safety and order.
- D. Civil Disturbance Response Team (CDRT) – A team of Kenosha Police Department Officers whom have been trained in crowd management techniques that have been approved by KPD Administration and CDRT Supervisors.
- E. Crowd Control - Techniques used to address civil disturbances, to include presence, crowd containment, crowd management, dispersal tactics and equipment, and arrests.

V. PROCEDURE

SCENE ASSESSMENT

- A. Upon learning of a public demonstration or assembly, either planned or unplanned, a Kenosha Police Department Supervisor or designee may be assigned to monitor the activity.
- B. The supervisor or designee monitoring the activity shall:
 - 1. Attempt to identify and make contact with the event organizer/leader.
 - 2. Assess the size and activity of the participants.
 - 3. Gauge the potential impact to the community, which includes but is not limited to traffic, property, and public safety.
 - 4. Determine the need for additional resources and coordinate the use of those resources.
 - 5. Coordinate, direct, and deploy resources necessary to de-escalate any civil disturbance.

STAFFING CONSIDERATIONS

- C. A Kenosha Police Department supervisor has the responsibility to coordinate and dispatch as many officers as may be needed, or are available, from the on-duty shift or call in additional resources.
- D. A Kenosha Police Department supervisor shall follow all guidelines documented in KPD Policy 2.1 *Request for Mutual Assistance* when requesting assistance from outside agencies.
- E. The on-duty shift commander or designee will contact a CDRT Supervisor for any incident in which CDRT is requested to respond to.
- F. When CDRT is requested by a shift commander or designee, the CDRT Supervisor will then coordinate the ordering of CDRT Members to respond. CDRT Members that are already working will also respond to the location directed by the CDRT Supervisor
- G. The Senior Management Team should be contacted promptly when any demonstration or lawful assembly turns into a civil disturbance or unlawful assembly.

OFFICER RESPONSE TO CIVIL DISTURBANCE

- H. The Incident Commander will have overall command of actions taken by all officers on scene. A CDRT supervisor will coordinate and supervise the activities of the CDRT members.
- I. The incident commander will establish a staging area that will serve as an initial reporting point for all officers responding to the disturbance.
- J. All officers are to respond in their duty uniform unless advised otherwise.

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- K. All responding officers are to respond with their issued protective helmet and gas mask if instructed by a supervisor.

ARRESTS

- L. Arrests in a civil disturbance should be employed only when alternate tactics and strategies have been, or reasonably appear likely to be, unsuccessful.
- M. If possible, warnings and advisements should be communicated to demonstrators prior to arrest.
- N. During a civil disturbance situation, unless exigent circumstances justify immediate action, officers are not to independently make arrests or employ force without team leader or supervisor approval

USE OF FORCE

- O. Officers should follow *KPD Policy 1.3 Use of Force* for situations in which force is required.
- P. Demonstrators who resort to passive resistance shall be removed with a minimum amount of force.

DEMOBILIZATION

- Q. When appropriate, the Incident Commander and CDRT Supervisors will collaborate to implement a phased and orderly withdrawal of law enforcement resources.
- R. All personnel relieved of line duty should promptly complete any required reports, including use of force reports, and account for all issued equipment before returning to normal operational duties.
- S. If CDRT was requested and responded to an incident, a written summary of the incident must be provided to the Senior Management Team by a CDRT Supervisor in a timely manner.
- T. An after-action review may be assigned to the Incident Commander by the Senior Management Team.

VI. EQUIPMENT

- A. Each CDRT Member must have all issued gear readily available while on-duty and must bring all issued gear to any incident in which CDRT is summoned to respond to, unless otherwise directed by a CDRT Supervisor.
- B. Each CDRT Member is responsible for maintaining all issued crowd control gear and must report any damage or loss of aforementioned gear immediately. The issued equipment must be kept in good condition at all times.

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- C. There may be no modifications, alterations, or customizations to any CDRT issued gear unless approved by a CDRT Supervisor.