



## **Law Enforcement Use Of Force Policy**

### **Policy 3.1**

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#### **POLICY**

Per Nevada Revised Statute (NRS) 561.105, the Board of Agriculture shall establish the policy of the Nevada Department of Agriculture (NDA).

The use of force by law enforcement personnel is a matter of critical concern, both to the public and to the law enforcement community. The Department recognizes and respects the value of all human life and dignity without prejudice. Vesting officers with the authority to use reasonable force and to protect the public welfare requires monitoring, evaluation, and a careful balancing of all interests. While there is no way to specify the exact amount or type of reasonable force to be applied in any situation, this policy shall ensure the guidelines on the reasonable use of force meet applicable Nevada Revised Statutes (NRS) and Nevada Administrative Code (NAC) and are applied in a professional, impartial, and reasonable manner.

#### **POLICY EFFECTIVE DATE**

TBD

#### **LAST REVISED DATE**

December 01, 2022

#### **REFERENCES (not all inclusive)**

NRS 171, NRS 193, 2021 Nevada Legislature SB 212 and AB396, 2020 Nevada Legislature 32nd Special Session AB3, Graham v. Connor, 450 U.S. 386 (1989); Tennessee v. Garner, 471 U.S. 1 (1985); Price v. Sery, 9th, 06-35159 (2008); NRS 171.122, 171.1455.; United States v. McConney, 728 F.2d 1195, 1199 (9th Cir.), cert. denied, 469 U.S. 824 (1984). National Consensus Policy on Use of Force.

#### **POLICY REPLACES A PREVIOUSLY POLICY DATED**

This policy replaces the previous General Order.

#### **RESPONSIBILITIES**

The leadership team, consisting of the director, deputy director, and each administrator shall uphold the policies set forth by the Board of Agriculture.

#### **APPLICABILITY**

This policy applies to all sworn peace officer staff of NDA.



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### APPROVED BY:

\_\_\_\_\_  
Director

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Date

\_\_\_\_\_  
Board of Agriculture

\_\_\_\_\_  
Date

*This policy is not a substitute for relevant law or regulation, not does it establish additional rights beyond those provided in law and regulation. This policy is intended to be used in conjunction with the state law and the Riles for State Personnel Administration (NRS & NAC 284).*