Massachusetts Department of Correction **POLICY**		Effective Date 7/24/2026 Annual Review Date 7/24/2026	Responsible Division Deputy Commissioner, Prisons
Policy Name 103 DOC 509 OC, CHEMICAL AGENTS, SPECIALTY IMPACT MUNITIONS/DISTRACTION DEVICES, BATONS, AND ELECTRONIC CONTROL DEVICES		Regulation Reference: M.G.L. c. 124, § 1(b), (c), and (q); M.G.L. c. 127, §. 33; M.G.L. c. 140, § 131J DOC Policy Reference: 103 CMR 501, 103 CMR 505; 103 DOC 507, 103 DOC 508 ACA/PREA Standards: 1-CTA-3A-24; 1-CTA-3B-10; 5-ACI-1D-21; 5-ACI-3A-28; 5-ACI-3A-31; 5-ACI-3A-41	
Attachments Yes ☒ No ☐	Library Yes ☒ No ☐	Applicability: Staff	
Public Access Yes ☒ No ☐		Location: Department Central Policy File Each Institution's Policy File	

PURPOSE:
To establish Department of Correction (Department) guidelines and procedures governing the use of oleoresin capsicum (OC), chemical agents, specialty impact munitions/distraction devices, batons, and electronic control devices (ECDs).

RESPONSIBLE STAFF FOR IMPLEMENTATION AND MONITORING OF POLICY:
Deputy Commissioner, Prison Division
Director, Division of Staff Development
Director, Operational Services
Superintendents

CANCELLATION:
103 DOC 509 cancels all previous Department policies, statements, bulletins, directives, orders, notices, rules and/or regulations regarding OC, chemical agents, specialty impact munitions/distraction devices, batons, and/or ECDs, that are inconsistent with this policy.

SEVERABILITY CLAUSE:
If any part of 103 DOC 509 is for any reason held to be in excess of the authority of the Commissioner, such decision shall not affect any other part of this policy.

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509.01 DEFINITIONS

Baton: A device, usually of less than arm's length, made of wood, rubber, plastic or metal, and often used by law enforcement.

Chemical Agent: A chemical compound designed to secure an incarcerated or civilly committed individual's compliance with orders, that may cause tearing of the eyes, and involuntary eye closure.

Chlorobenzylidene Malononitrile (CS): A Chemical Agent commonly referred to as "tear gas" and designed to be an irritant agent that can be deployed in several forms, including but not limited to canisters and aerosols.

Civil Commitment: Any person admitted for evaluation or civil commitment to the Bridgewater State Hospital (BSH), any Massachusetts Treatment Center (MTC) resident who is not serving a criminal sentence, and any person civilly committed to the Massachusetts Alcohol and Substance Abuse Center (MASAC), an/or persons who otherwise have an active FA.

Commissioner: The Commissioner of the Department of Correction.

Contraindication: A documented medical condition which may present an unreasonable hazard to the health or safety of an incarcerated or civilly committed individual if OC and/or Chemical Agents are used.

Critical Incident Response Team (CIRT): Appointed employees who provide the Department with a rapid response force in the event of a major situation within its jurisdiction and to provide emergency assistance to any Law Enforcement Agency within the Commonwealth, as directed by the Commissioner.

Deputy Commissioner of the Prison Division: The executive staff person who reports to the Chief of Staff, and whose duties include, but are not limited to, the overseeing of all 14 institutions, and the management of the Assistant Deputy Commissioners of the Northern and Southern Sectors, Operational Services and Community Work Crew.

Director of Operational Services: The Department staff person responsible for the daily operations of the Special Operations Division and the Central Transportation Unit.

Distraction Device: A device which by means of an explosive charge produces a brilliant flash and loud report for the purpose of providing a distraction effect.

Division of Staff Development (DSD): The office, under the Deputy Commissioner of Career and Professional Development, responsible for employee training.

Drive Stun: When in drive stun mode, the ECD is a pain compliance facilitator rather than an electro-muscular disruptor. Drive stun occurs when the ECD is held against the subject, whether or not probes are deployed. Drive stun may be utilized in response to active resistance or greater resistance.

Electronic Control Device (ECD): Any portable device which uses electricity to override voluntary motor responses or applies pain to gain compliance or overcome resistance. ECDs are designed to incapacitate without causing serious physical injury or death.

ECD Activation: Any time an ECD is turned on, exclusive of training and routine maintenance/readiness checks.

ECD Cycle: Occurs when probe deployment delivers energy to an individual.

ECD End-User: The employee person who ultimately uses or is intended to ultimately use the ECD.

Exigent Circumstances: Circumstances that create an unacceptable risk to the safety of any person.

Incarcerated Individual: A committed offender or such other person as is placed in custody in a correctional institution in accordance with law.

Laser Activation: When an ECD is turned on, it activates a light and/or laser beam. Laser activation may be utilized as a warning technique if Drive Stun and/or probe deployment is objectively reasonable.

Oleoresin Capsicum (OC): OC is a natural, oily resin derived from capsicums designed to be an inflammatory agent that can be deployed in several forms, to include but not limited to grenades, aerosols, and projectiles. OC is designed to cause tearing of the eyes and involuntary eye closure.

Pelargonic Acid Vanillylamide (PAVA): A synthetic organic compound that mimics capsaicins.

PepperBall: A type of PAVA.

PepperBall Delivery System: A PAVA delivery system.

Probe Deployment: In probe deployment mode, the ECD uses electricity to override voluntary motor responses. Probe deployment occurs when probes deploy from an ECD, whether or not the probes strike the intended target. This includes follow-up drive stuns when a single probe is attached to an individual.

Qualified Healthcare Professional: Professionals include physicians, advanced practitioners, nurses, dentists, and others who by virtue of their education, credentials, and experience are permitted by law to evaluate and care for incarcerated and civilly committed individuals.

SAF-Smoke: A type of Chemical Agent.

Sensitive Population Groups: Sensitive population groups include those who reasonably appear to be, or are known to be, children, elderly, medically infirm, pregnant, or users of a cardiac pacemaker.

Spark Display: When an ECD is activated, and the arc switch is depressed, it activates an electrical arc commonly known as a Spark Display. Spark Display may be utilized as a warning technique if Drive Stun and/or Probe Deployment is objectively reasonable.

Special Operations Division (SOD): The division, under the Director of Operational Services, which provides centralized communications, security equipment, perimeter security, K-9 Units, as well as tactical support, services, and specialized training throughout the Department. The SOD also conducts a comprehensive review of all use of force incidents throughout the Department.

Special Operations Response Units (SORUs): The Commissioner shall establish and maintain Special Operations Response Units (SORUs) consisting of a Critical Incident Response Team (CIRT), Special Reaction Team (SRT), Crisis Negotiation Team (CNT), Communication and Video Operations (CVO) Team, and Unmanned Aircraft Systems (UAS) Team.

Special Reaction Team (SRT): Appointed employees who provide the Department with a rapid response force, with advanced weapons and tactics, in the event of a major situation within its jurisdiction and to provide emergency assistance to any Law Enforcement Agency within the Commonwealth, as directed by the Commissioner.

Specialty Impact Device: Any device or munition authorized by the Commissioner designed to deliver enough energy to cause sufficient discomfort to gain voluntary compliance, mental distraction, or temporary incapacitation.

Specialty Impact Munitions: Projectiles delivered through a Specialty Impact Device with enough energy to cause sufficient discomfort to gain voluntary compliance, mental distraction, or temporary incapacitation.

Superintendent: The chief administrative officer of a Department of Correction institution.

509.02 AUTHORIZED TYPES OF OC, CHEMICAL AGENTS, SPECIALTY IMPACT MUNITIONS/DISTRACTION DEVICES, BATONS, AND ELECTRONIC CONTROL DEVICES

OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, along with other similar equipment, are standardized throughout the Department. Minimum standards have been identified within 103 DOC 507, *Security Equipment*, according to institution security levels needs. Only those items identified in 103 DOC 509 shall be maintained at an institution/division unless otherwise approved by the Commissioner.

A. OLEORESIN CAPSICUM (OC)

1. OC (Oleoresin Capsicum)

a. Non-Pyrotechnic Devices: Primarily used indoors; may be used outdoors by trained staff as approved by the Commissioner.

b. Pyrotechnic Devices: Primarily used outdoors; may be used indoors. Use only where fire hazards have been eliminated or reduced to ensure safe deployment by trained staff as approved by the Commissioner.

c. Delivery Systems

i. Grenades
- Defense Technologies Riot Control OC
- Defense Technologies Triple Chaser OC
- Defense Technologies Flameless Tri-Chamber OC
- Defense Technologies Flameless Expulsion Grenade OC
- Defense Technologies Instantaneous Blast Grenade OC
- Pocket OC

ii. 37/40mm Projectiles
- Defense Technologies 37/40mm Skat Shell Multiple Projectile Round
- Defense Technologies 40mm Liquid Ferret Barricade Penetrator Round

iii. Aerosol Projector
- MK3, MK4 and MK9 (Fog/Cone, Stream, Foam).

iv. PepperBall Launcher
- 68 cal. PAVA PepperBall

B. CHEMICAL AGENTS

1. CS (Chlorobenzylidene Malononitrile)

a. Non-Pyrotechnic Devices – Primarily used indoors; may be used outdoors by trained staff as approved by the Commissioner.

b. Pyrotechnic Devices – Primarily used outdoors; may be used indoors. Use only where fire hazards have been eliminated or reduced to ensure safe deployment by trained staff as approved by the Commissioner.

c. Delivery Systems

i. Grenades

- Defense Technologies Riot Control CS
- Defense Technologies Triple Chaser CS
- Defense Technologies Flameless Tri-Chamber CS
- Defense Technologies Flameless Expulsion Grenade CS
- Pocket CS

ii. 37/40mm Projectiles

- Defense Technologies 37/40mm Skat Shell Multiple Projectile Round
- Defense Technologies 40mm Liquid Ferret Barricade Penetrator Round

2. CS/OC Blend

a. Non-Pyrotechnic Devices – Primarily used indoors; may be used outdoors by trained staff as approved by the Commissioner.

b. Delivery Systems

i. Grenades

- Defense Technologies Aerosol Grenade OC/CS

ii. Aerosol Projector

- MK9 Stream

3. SAF-Smoke

a. Pyrotechnic Devices – Primarily used outdoors; may be used indoors. Use only where fire hazards have been eliminated

or reduced to ensure safe deployment by trained staff as approved by the Commissioner.

b. Delivery Systems
   i. Grenades
      - Pocket SAF-Smoke

   ii. 40mm Projectiles
      - Defense Technologies 40mm Skat Shell Multiple Projectile Round SAF-Smoke

C. SPECIALTY IMPACT MUNITIONS

1. Delivery Systems

   a. 37/40mm Projectiles
      i. Defense Technologies 37/40mm 60 cal. Stinger
      ii. Defense Technologies 37/40mm Wood Baton
      iii. Defense Technologies 40mm Exact Impact Round
      iv. PepperBall Launching System

D. DISTRACTION DEVICES

1. Defense Technologies Multiport Plus Distraction Device

2. Defense Technologies Low Roll II Distraction Device

3. Defense Technologies Stinger Grenade

E. BATONS

1. The Monadnock PR-24 Control Device is a positive lock, expandable, side handle baton specifically designed for close-quarter confrontations. Its use allows an employee to take into consideration escalation and de-escalation options based on threat assessment.

2. The Monadnock Expandable Baton (MEB) is a positive lock, expandable, straight baton specifically designed for close quarter confrontations.

F. ELECTRONIC CONTROL DEVICES

1. TASER Model 7

G. TRAINING DEVICES

1. Smoke/Inert Training Devices

2. 37/40mm Inert Rounds

3. .68 cal. Inert PepperBall

H. BREACHING ROUNDS

1. SRT/CIRT and specially trained individuals that have been approved by the Commissioner.

a. TKO Rounds
b. OO Buck (in accordance with 103 DOC 508, *Firearms*)

2. Test and Evaluate Munitions

SOD may obtain munitions other than those specified in accordance with 103 DOC 507, *Security Equipment*, and 103 DOC 508, *Firearms*.

509.03 AUTHORIZATION FOR USE

A. OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices and Batons, as defined in this policy, shall not be used without prior authorization of the Superintendent/Division Head. If the Superintendent/Division Head is not available, their designee may authorize use. In the event of an emergency where a timely authorization of the Superintendent/Division Head cannot be obtained for use outside of a correctional institution, an employee who has been properly trained and is currently certified in its use may deploy any of the aforementioned device(s) to regain control of the emergency.

B. ECDs, as defined in this policy, shall not be used within a correctional institution without prior authorization of the Commissioner. If the Commissioner is not available, their designee may authorize use.

C. ECDs, as defined in this policy, shall not be used outside of a correctional institution without prior authorization of the Superintendent/Division Head. If the Superintendent/Division Head is not available, their designee may authorize use. In the event of an emergency where a timely authorization cannot be obtained, an employee who has been properly trained and is currently certified in its use may deploy any device(s) to regain control of the emergency.

D. Additionally, OC, Chemical Agents, Specialty Impact Munitions/ Distraction Devices, Batons, and/or ECDs use shall adhere to the following:

1. Only those OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, and/or Batons approved by the Commissioner and authorized by the Superintendent/Division Head are to be used. Only those ECDs approved and authorized by the Commissioner are to be used.

2. OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, shall not be used as punishment.

3. OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, shall only be used by employees trained and certified in their proper use.

4. OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, shall only be used in compliance with the manufacturer's recommendations and the training program plan as approved by the Commissioner.

5. If time and circumstances permit, the medical records of all incarcerated or civilly committed individuals in immediately adjacent cells, rooms, or common areas, shall be screened for known and recorded medical conditions that may present an unreasonable hazard to their health or safety if OC and/or Chemical Agents were to be used (attention must be given to the possible path of OC and/or chemical agents dependent upon ventilation within the area). In such an event, arrangements shall be made to use OC and/or Chemical Agents, unless to do so would present a serious risk to the security of the institution or when such evacuations are impractical under the existing conditions.

6. Following the use of OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, or ECDs, the Deputy Commissioner of the Prison Division, or their designee, shall be notified through normally acceptable means of communication as soon as possible.

7. OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, shall be utilized only under those conditions outlined in 103 CMR 505, *Use of Force*, and in accordance with the manufacturer’s recommendations.

E. Carrying or using non-Department issued OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and/or ECDs, by Department employees is prohibited. Possession of Department-issued OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons,

and/or ECDs, by off-duty employees/contract services personnel shall be prohibited, except as to those employees designated by the Commissioner.

509.04 ELECTRONIC CONTROL DEVICES

A. Employees issued and authorized to use ECDs shall:

1. Ensure the ECD is carried in an approved holster on the side of the body opposite the duty handgun.

2. Prior to each regular tour of duty shift, confirm that the ECD is functioning properly by performing all tests as defined in training.

3. Not make any modification or repairs to the ECD.

B. Employees shall:

1. Give the incarcerated or civilly committed individual a warning prior to activating the ECD, unless doing so would place any person at risk.

2. Adhere to the Department's training regarding warnings, including, but not limited to, verbal warnings, display of the ECD, laser activation, arcing, or a combination thereof.

3. When feasible, make an announcement to other employees or personnel on the scene that an ECD is going to be activated.

4. Not intentionally activate more than one (1) ECD at a time against an incarcerated or civilly committed individual.

5. Be aware that an incarcerated or civilly committed individual subjected to an ECD cycle may not be able to respond to commands during or immediately following an ECD cycle exposure.

6. Limit ECD cycles to the least number of exposures and ensure that the cycles do not last longer than necessary to bring an incarcerated or civilly committed individual under control. Each five (5) second cycle is considered an independent use of force and must be objectively reasonable and shall be documented in writing.

7. Avoid continued ECD use as an attempt to facilitate compliance if circumstances indicate that Drive Stun is ineffective as a pain compliance technique.

8. Be aware that pain compliance may not be effective against an incarcerated or civilly committed individual in a state of a mental health crisis, under the influence of a mind-altering substance, or when the incarcerated or civilly committed individual is extremely focused.

9. Consider potential risk(s) to third parties or bystanders when activating ECDs.

10. Be aware that an incarcerated or civilly committed individual's heavy clothing may impede the effectiveness of ECDs.

11. Aim as much as possible for the following target areas:

    a. Lower center mass below the chest (splitting the belt line)
    b. Back
    c. Legs

    NOTE: Consistent with training and to the extent possible, Department employees should avoid sensitive areas such as the eyes, face, head, throat, neck, breast, groin, and genitals.

C. Employees shall **not** use the ECD:

1. On a handcuffed or secured incarcerated or civilly committed individual, **except** when, given the totality of the circumstances, the employee determines the incarcerated or civilly committed individual exhibits overtly assaultive, self-destructive, or violently resistive and cannot reasonably be controlled by other readily available means.

2. In any environment where the employee reasonably believes that a flammable, volatile, or explosive material is present, including, but not limited to, OC spray with volatile propellant, gasoline, natural gas, or propane.

3. In any situation where the employee has a reasonable belief that the incarcerated or civilly committed individual might fall resulting in death or serious physical injury, and the circumstances presented do not justify that risk; or

4. On incarcerated or civilly committed individuals in physical control of a vehicle in motion (e.g., automobiles, trucks, motorcycles, ATV's bicycles, scooters) unless Exigent Circumstances exist.

D. Department employees shall be aware of general concerns when an ECD is used on an incarcerated or civilly committed individual of a Sensitive Population Group. Department employees are not prohibited from using an ECD on Sensitive Population Groups, but use is limited to those Exigent Circumstances where the potential benefit of using the ECD (i.e., injury reduction) reasonably outweighs the risk and concerns.

E. Anytime an ECD incident, contact, or warning occurs, an incident report shall be submitted to the Director of Operational Services.

1. ECD Incident: An event in which an employee (or group of employees) issued a warning and/or deployed an ECD on a single subject.

2. ECD Contact: Each individual employee's deployment, warning, or display of an ECD towards a single subject.

3. ECD Warning Types (verbal/visual): Any spoken words or display of the ECD that would indicate to a subject that an ECD may be used. A display warning may include:

a. Laser warning – laser function of the ECD is utilized as a warning.
b. Spark warning – spark function of the ECD is utilized as a warning.

509.05 TRAINING

A. The DSD and the SOD shall develop and maintain a training plan to ensure Department employees and contractors are educated regarding their responsibilities related to the use of OC and Chemical Agents and in the treatment of individuals exposed to OC and Chemical Agents.

In addition, a training plan shall be developed and maintained to ensure all employees authorized to deploy OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, are trained in their proper use and handling.

All training instructors for OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs shall be Certified Department Trainers and complete specialized training from a competent authority to conduct such training.

B. All managers charged with authority to authorize the use of OC, Chemical Agents, Specialty Impact Munitions/Detraction Devices, Batons, and ECDs, shall receive specialized training within the first year of becoming a

manager, and every four (4) years thereafter. The course of training instruction shall cover the following areas:

1. Policy and procedures overview;

2. Use of force overview;

3. Court cases and policy updates;

4. Criteria for selection;

5. End-user certification requirements;

6. Nomenclature of all authorized munitions;

7. Disposal procedures;

8. Proper deployment methods;

9. Munitions effectiveness;

10. Physical and psychological effects; and

11. Decontamination and first aid procedures.

C. During recruit training, the Basic OC, Specialty Impact Munitions/Distraction Device, Baton and ECD courses shall cover the following areas:

1. Basic nomenclature of all types of munitions/devices authorized by the Department;

2. Basic decontamination procedures for OC;

3. Basic effects of OC;

4. Basic first aid procedures for OC;

5. Demonstration of the proper donning and clearing of a gas mask in a contaminated environment;

6. Description of the methods of releasing OC;

7. Description of the color coding of OC;

8. Description of the physiological and physical effects of each of the types of OC and Chemical Agents;

9. Description of the policy and procedures on the use and effects on all Specialty Impact Devices and Munitions; and

10. Description of the policy and procedures on the use and effects on all ECDs.

D. The End-User Distraction Device Certification Program shall be conducted by a certified Distraction Device Instructor, and a refresher training course shall be required every twelve (12) months. The training shall contain, at a minimum, the following performance objectives:

1. Policy and procedures overview;

2. Use of force overview;

3. Court cases and policy updates;

4. Criteria for selection;

5. End-user certification requirements;

6. Nomenclature of all authorized munitions;

7. Disposal procedures;

8. Proper deployment methods;

9. Munitions effectiveness;

10. Physical and psychological effects;

11. Understanding decibels, candela and P.S.I.;

12. Cause and effect of overpressure;

13. Psychological and physiological effects;

14. Mechanical operation of Distraction Devices;

15. Safety/handling/storage of Distraction Devices; and

16. Use of the Anderson blast gauge.

E. The End-User Specialty Impact Munitions and Batons Certification Program shall be conducted by a certified Specialty Impact Munitions/Baton Instructor, and a refresher training course shall be offered every twelve (12) months. The training shall contain at a minimum, the following performance objectives:

1. Policy and procedures overview;

2. Use of Force overview;

3. Court cases and policy updates;

4. Criteria for selection;

5. Physiological and psychological effects;

6. Shot placement;

7. Special considerations;

8. Nomenclature;

9. Tactical deployment;

10. Munitions effectiveness; and

11. Proper methods of deployment.

F. The End-User OC and Chemical Agent Munitions Certification Program shall be conducted by a certified OC and Chemical Agent Munitions Instructor, and a refresher training course shall be offered every twelve (12) months. The training shall contain, at a minimum, the following performance objectives:

1. Policy and procedures overview;

2. Physiological and psychological effects;

3. Nomenclature and color coding;

4. Tactical deployment;

5. Munitions effectiveness;

6. Methods of deployment;

7. Decontamination procedures for OC and Chemical Agents;

8. First aid procedures for OC and Chemical Agents; and

9. Demonstrate proper donning and clearing of a gas mask in a contaminated environment.

G. The End-User Aerosol OC Certification Program shall be conducted by a certified Aerosol OC Instructor, and refresher training shall be offered every twenty-four (24) months. The training shall contain the following performance objectives:

1. Policy and procedures overview;

2. Physiological and psychological effects;

3. Nomenclature and color coding;

4. Munitions effectiveness;

5. Methods of deployment;

6. Decontamination procedures for OC;

7. First aid procedures for OC; and

8. Demonstrate proper donning and clearing a gas mask in a contaminated environment.

H. The End-User PepperBall Certification Program shall be conducted by a certified PepperBall Instructor, and a refresher training course shall be offered every twelve (12) months. Trainees opting for PepperBall exposure during certification shall be required to complete Attachment #1 – PepperBall/ECD Training Exposure Waiver Form. The training shall contain, at a minimum, the following performance objectives:

1. Policy and procedures overview;

2. Physiological and psychological effects;

3. Nomenclature;

4. Tactical deployment;

5. Munitions effectiveness;

6. Methods of deployment;

7. Decontamination procedures for PepperBall;

8. First aid procedures for PepperBall; and

9. Demonstrate proper donning and clearing of a gas mask in a contaminated environment.

I. The Director of Operational Services shall develop a training curriculum in conjunction with the Director of Staff Development for all ECD End-Users. Authorized instructors for any ECD training of Department employees must be certified by the ECD manufacturer. Authorized employees shall complete New ECD End-User Certification Training and Annual ECD End-User Recertification Training. Trainees opting for ECD exposure during certification shall be required to complete Attachment #1, PepperBall/ECD Training Exposure Waiver Form. The training curriculum must comply with:

1. Taser Manufacturer Lesson Plan including, but not limited to:

   a. Policy and procedures overview;
   b. Physiological and psychological effects;
   c. Nomenclature;
   d. ECD effectiveness;
   e. Methods of deployment; and
   f. First aid procedures after ECD deployment.

2. Department directives related to ECDs; and

3. End User Requirements including, but not limited to:

   a. Employees must be certified as a Special State Police Officer, in accordance with 103 DOC 516, *DOC Special State Police Commissions*;
   b. Employees must have reviewed and received training in 103 CMR 505, *Use of Force* and this policy;
   c. Employees must have successfully completed the Department's defensive tactics training course in accordance with 103 CMR 505, *Use of Force, Standard Operating Procedure (SOP)*; and
   d. Employees must be authorized to carry a firearm in the performance of their official duties and have successfully completed both use of force and firearms training in accordance with 103 DOC 216, *Training and Staff*

Development; 103 CMR 505, *Use of Force*; and 103 DOC 508, *Firearms*.

509.06 MEDICAL TREATMENT

A. Every effort should be made to get a Qualified Healthcare Professional on location anytime the use of OC, PepperBall and/or Chemical Agents is planned.

B. Medical treatment shall be provided and documented in accordance with 103 CMR 505, *Use of Force* following the successful application of OC, PepperBall and/or Chemical Agents.

C. Probe removal following ECD deployment shall be conducted by Qualified Healthcare Professionals, except during training exposures. During training exposures, a certified ECD instructor may remove probes from a trainee.

509.07 REPORTING PROCEDURES

A. The use of PepperBall, Specialty Impact Munitions, Distraction Devices, Batons, and ECDs shall be considered a use of force and the reporting requirements of 103 CMR 505, *Use of Force* shall be followed.

B. All reporting requirements pertaining to the successful application of OC and/or Chemical Agents shall be in accordance with 103 CMR 505, *Use of Force*. A successful application depends on the delivery system and target area, which shall be documented by staff after using OC and/or Chemical Agents.

C. All reporting requirements pertaining to PepperBall and Specialty Impact Munitions shall be in accordance with 103 CMR 505, *Use of* Force, and shall also document who authorized the deployment, who deployed, the type of Specialty Impact Munitions used, the method of deployment, any injuries that occurred, and the level of effectiveness of the deployment.

D. All reporting requirements pertaining to Distraction Devices shall be in accordance with 103 CMR 505, *Use of Force*, and shall also document who authorized the deployment, who deployed, the type of Distraction Device used with serial number, the method of deployment, any injuries that occurred, and the level of effectiveness of the deployment.

E. All reporting requirements pertaining to the use of Batons as force shall be in accordance with 103 CMR 505 *Use of Force*, and shall also document who authorized use, who used, the type of Baton used, the method of use, any injuries that occurred, and the level of effectiveness of the use.

F. All reporting requirements pertaining to the deployment of ECDs shall be in accordance with 103 CMR 505, *Use of Force*, and shall also document who authorized the deployment, who deployed, the type of ECD used with serial number, the method of deployment, any injuries that occurred, and the level of effectiveness of the deployment.

509.08 STORAGE AND INVENTORY

A. The storage and inventory of OC, PepperBall, Chemical Agents, Specialty Impact Devices/Munitions, Batons, and ECDs shall be in accordance with 103 DOC 507, *Security Equipment*.

B. Storage of ECDs at an employee's residence shall be in accordance with 103 DOC 508, *Firearms*.

509.09 PROCUREMENT AND ADMINISTRATION PROCEDURES

A. The Director of Operational Services shall:

1. Review and purchase all requests for acquisition of OC, PepperBall, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and ECDs, for Department use, as approved by the Commissioner. Any requests for additional items which are above and beyond the minimum standards set forth in 103 DOC 507, *Security Equipment*, must have a written justification/reason for the additional munitions requested.

2. Ensure that each institution returns expiring munitions by December 31st.

509.09 EMERGENCIES

Whenever, in the opinion of the Commissioner, the Deputy Commissioner or the Superintendent of a state correctional institution, an emergency exists which requires the suspension of all or parts of this policy, the Superintendent may order such a suspension except that any such suspension lasting beyond forty-eight (48) hours shall be authorized by the Commissioner.

In the event of a department-wide loss of computer infrastructure, a contingency plan for Continuity of Operations Plan (COOP) is located in the Prison Division Office.

Attachment #1

	MASSACHUSETTS DEPARTMENT OF CORRECTION SPECIAL OPERATIONS DIVISION OC PEPPERBALL/ECD TRAINING EXPOSURE WAIVER FORM	

In accordance with 103 DOC 509, *OC, Chemical Agents, Specialty Impact Munitions/Distraction Devices, Batons, and Electronic Control Devices;* specifically, End-User Training for PepperBall and/or TASER, training participants may volunteer to receive an exposure and have their exposure photographed to document effects. All training participant exposures shall be video recorded.

Please check ONE of the following:

☐ I respectfully request to be waived from the voluntary PepperBall and/or TASER exposure. I understand that this will not impact my potential certification as an End User of PepperBall and/or TASER.

☐ I respectfully request to receive the voluntary PepperBall and/or TASER exposure; however, request to be waived from being photographed following my exposure. I understand that this will not impact my potential certification as an End User of PepperBall and/or TASER.

☐ I respectfully request to receive the voluntary PepperBall and/or TASER exposure and further request to be photographed following my exposure. I understand that this will not impact my potential certification as an End User of PepperBall and/or TASER.

Participant Signature:_____ Date:_____

Participant Name (Print):_____

Instructor Signature:_____ Date:_____

Instructor Name (Print):_____