

# DOMESTIC VIOLENCE

CVPD IN-SERVICE TRAINING 2021



# WHAT YOU ALREADY KNOW



**PRO-ARREST POLICY**



**RECOUNTING VICTIMS**



**ALWAYS TAKE A COVER UNIT**



**POTENTIALLY DANGEROUS CALLS**



**HIGHLY EMOTIONAL**



**NOT EXEMPT FROM STALE MISDEMEANOR RULES**

Arrest **SHALL** be made if probable cause exists  
to believe a **FELONY** has occurred

Arrest **SHALL** be made if probable cause exists to believe a  
**DOMESTIC VIOLENCE COURT ORDER VIOLATION** occurred

**SHALL ARREST**

# MISDEMEANOR ARRESTS

- **836(d) PC – misdemeanor dv assault/battery**
  - A peace officer **MAY ARREST WITHOUT WARRANT** where both circumstances apply:
    - **PROBABLE CAUSE EXISTS** to believe the person to be arrested has committed the assault or battery

**And**

- The **ARREST IS MADE AS SOON AS PROBABLE CAUSE ARISES** to believe the assault or battery was committed

# **PROTOCOL ADDITIONS 2019**

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**GVRO 18250 PC/6275 FC**

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**Human Trafficking Checklist**

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**Lethality Assessment**

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**Elder Abuse**

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**Minimal Facts Interview**

# GVRO 18250 PC/6275 FC

**LE shall make every attempt to legally seize firearms or deadly weapons from DV incidents**

**If protective order is in place, LE shall take firearms into custody**

**A warrant may be needed if no consent and not in plain site**

# HUMAN TRAFFICKING CHECKLIST

Addressing concerns of DV  
and HT correlation



Do you feel safe at home



Are you being hurt



Worked without payment



Has anyone forced or pressured you sexually in exchange for safety, money, or something of value (Food, shelter, drugs, gifts, etc.)

# ELDER AND DEPENDENT ADULTS



## ELDER

65 years or older



## DEPENDENT

18-64 years

Mental limitations restricting ability to carry out for normal activities or to protect themselves.



# FRAGILITY

- **BOOKING ALTERNATIVES-**

- **Obtain EPO and ensure family members keep victim and offender in separate locations**
- **Evaluate for 5150 W&I or medical needs**
- **Arrest report and release pursuant to 849(b) PC to a competent third-party ensuring safety of victim and offender**
- **Contact [ADULT PROTECTIVE SERVICES 1-800-339-4661](tel:1-800-339-4661)**
  - **(Send written report within two working days)**

**REFER TO SAN DIEGO COUNTY BLUEPRINT ON ELDER AND DEPENDENT ABUSE**

# MINIMAL FACTS INTERVIEW

## INTERVIEWING CHILDREN

- **NEVER BELIEVE CHILDREN ARE ASLEEP!**
- **ALWAYS CHECK ON AND INTERVIEW CHILDREN – Corroboration**
- Interview separately from witnesses and parents
  - Slow down and build rapport
  - Open ended questions (Handout)
  - Don't introduce new information, use their words
  - Safety of the child

## CHILD SERVICES

- Forensic witness interviews
- Therapy services

## CROSS REPORT TO CWS

# LETHALITY ASSESSMENT

- Optional form - additional tool for questions to ask a victims

## DVHRT

- **HIGH RISK VICTIMS OF LETHALITY**
- **MULTIDISCIPLINARY TEAMS – REQUIRES VICTIM COOPERATION**
- **FOCUSING ON VICTIMS NEEDS, SAFETY PLANNING**
- **REFER ANY CASES TO DV COORDINATOR**

# THE DANGEROUS REALITY

- **"RESEARCH HAS SHOWN THE RISK OF DOMESTIC HOMICIDE BECOMES HIGHEST DURING THE PERIOD OF SEPARATION,"**
- **"AND THE INTENSITY OF DOMESTIC VIOLENCE ESCALATES WHEN THE ABUSED PERSON DECIDES TO LEAVE THE RELATIONSHIP."**
- **WHEN A WOMAN FINALLY SAYS SHE'S LEAVING THE RELATIONSHIP ABUSERS MAY TRY TO ESCALATE THEIR POWER AND CONTROL TACTICS TO FORCE THE WOMAN TO STAY.**

**(SOURCE: BETTY JO BARRETT, AN INTIMATE-PARTNER VIOLENCE RESEARCHER AND AN ASSOCIATE PROFESSOR IN THE WOMEN'S AND GENDER STUDIES PROGRAM AT THE UNIVERSITY OF WINDSOR.)**

# **INVESTIGATIVE FOLLOW-UP REMINDERS:**

- **ANY WITNESSES NOT YET INTERVIEWED?**
  - **REPORTING PARTY**
  - **911 CALLER(S)! / REQUEST 911 CALL FOR EVIDENCE ?**
  - **CHILDREN**
  - **NEIGHBORS**
  - **SUSPECT!**

# VICTIM FOLLOW-UP: AN OPPORTUNITY TO INTERVENE

- **LET THE VICTIM KNOW HE/SHE IS NOT ALONE – THEY HAVE SUPPORT AND A TEAM WILLING AND ABLE TO HELP**
- **GET/KEEP LAW ENFORCEMENT/DETECTIVE INVOLVED**
- **REFER TO A VICTIM ADVOCATE**
  - **SAFETY PLANNING**
  - **DANGER ASSESSMENT**
  - **THERAPY**
  - **HOUSING**
  - **RESTRAINING ORDER**
  - **VICTIM'S COMPENSATION BOARD**