



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2024-179 **Name:**

Type: Bill (Ordinance) **Status:** Passed

File created: 1/30/2024 **In control:** Public Health and Safety Committee

On agenda: 5/7/2024 **Final action:** 5/7/2024

Title: An ordinance to amend Section 2.44.115 of the Metropolitan Code of Laws to require reporting related to use of force by the Metropolitan Nashville Police Department.

Sponsors: Delishia Porterfield, Kyonzte Toombs, Emily Benedict, Zulfat Suara, Jacob Kupin, Brenda Gadd, Jeff Preptit, Sandy Ewing, Ginny Welsch, Terry Vo

Indexes:

Code sections:

Attachments: 1. Amendment No. 1 to BL2024-179

Date	Ver.	Action By	Action	Result
5/13/2024	1	Mayor	approved	
5/7/2024	1	Metropolitan Council	passed on third reading	
4/16/2024	1	Metropolitan Council	passed on second reading as amended	
4/16/2024	1	Metropolitan Council	amended	
4/16/2024	1	Public Health and Safety Committee	approved with an amendment	
3/19/2024	1	Metropolitan Council	deferred	
2/20/2024	1	Metropolitan Council	deferred	
2/6/2024	1	Metropolitan Council	passed on first reading	
1/30/2024	1	Metropolitan Council	filed	

An ordinance to amend Section 2.44.115 of the Metropolitan Code of Laws to require reporting related to use of force by the Metropolitan Nashville Police Department.

BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That Section 2.44.115 of the Metropolitan Code of Laws is hereby amended by deleting the title of the section and replacing it with the following:

2.44.115 Reports to be submitted to the metropolitan council.

Section 2. That Section 2.44.115 of the Metropolitan Code of Laws is hereby amended by adding a new subsection D as follows:

D. Quarterly use of force report. The police department shall submit a quarterly use of force report to the metropolitan council within thirty days of the end of the months of March, June, September, and December.

1. Such quarterly report shall include, but is not limited to, the following information:

a. Demographic information for the individual subject to the use of force, including the

individual's age, gender, and ethnicity;

- b. The specific age of an individual subject to use of force;
- c. The de-escalation tactics used prior to the use of force;
- d. The number of instances a firearm was displayed or discharged by a police officer in addition to another use of force;
- e. A summary of incidents where an individual subject to use of force suffered an injury directly related to the use of force; and,
- f. For the use of a conducted energy weapon ("taser"):
 - a. The total number of taser deployments; and
 - b. The average number of taser cartridges used per incident.

2. As used in this subsection, "use of force" means the types of force described in Title 11 of the police departmental manual, as may be amended.

Section 3. This Ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This ordinance, as amended, amends Section 2.44.115 of the Metropolitan Code of Laws to require reporting related to the use of force by the Metropolitan Nashville Police Department ("MNPD").

Currently, MNPD is required to provide certain reports to the Metropolitan Council related to crime and traffic stops.

The ordinance under consideration requires a quarterly use of force report to be submitted by MNPD to the Council within 30 days of the end of the months of March, June, September, and December. "Use of force" is defined as the types of force described in Title 11 of the MNPD manual, beginning with hand-held chemical spray/conducted energy weapon and increasing stages of intensity under the definition of Force-Continuum. The quarterly report must contain the following information:

- Demographic information for the individual subject to the use of force, including the individual's age (which may be provided by age range), gender, and ethnicity;
- The specific age of a minor individual subject to use of force;
- The number of instances a firearm was displayed or discharged by a police officer in addition to another use of force;
- The number of incidents where an individual subject to use of force suffered an injury directly related to the use of force, including the number of incidents that were in compliance with police policy and out of compliance with police policy; and,
- For the use of a conducted energy weapon ("taser"):
 - The total number of taser discharges; and
 - The average number of taser cartridges used per incident.