



GENERAL ORDER

OAK BROOK POLICE DEPARTMENT

OAK BROOK, ILLINOIS

Title: FIREARMS AND AMMUNITION		Number: OPR-302
Author: Deputy Chief Jason Cates		Page: 1 of 6
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Revised Date: 03-24-2020	Rescinds: 96-0030	
CALEA Reference: 1.3.9, 1.3.10, 1.3.11		

302.1 Policy

It shall be the policy of the Oak Brook Police Department that no firearm will be carried for use in either an on-duty or off-duty capacity which does not adhere to the policies specified in this General Order.

302.2 Purpose

The purpose of this policy is to set forth guidelines and regulations for the type of firearms and ammunition authorized by the department and to ensure proper training and qualification procedures for all personnel.

302.3 Definitions

Duty: Is anytime an Officer is officially assigned to perform within the scope of law enforcement. This includes, but is not limited to, regular and voluntary duty assignments.

Off-Duty: Is anytime an Officer is not acting within the scope of law enforcement. Officers of the Oak Brook Police Department are not required to carry a firearm while off-duty.

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302.4 Firearms Inspection

All department issued firearms, approved duty handguns, back-up or secondary handguns and off-duty handguns will be inspected by a certified armorer prior to approval for use. That armorer will ensure the firearm is undamaged, functions properly and has not been modified (unless done so at the direction of the Chief of Police). Certification of the inspection will be placed in the Officers firearms training file.

1.3.9a

302.5 Duty Firearms

All full-time sworn personnel will be issued the Smith & Wesson M&P 40, .40 caliber semi-automatic handgun equipped with night sights and with three (3) magazines for duty use.

Officers may choose to carry one of the following handguns for duty use:

- a. Smith & Wesson M&P 9, 9mm semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- b. Smith & Wesson M&P 45, .45 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- c. Glock 17, 9mm semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- d. Glock 21, .45 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- e. Glock 22, .40 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.

The decision to purchase an approved handgun is voluntary and as such the Officer is responsible for the cost of maintaining the firearm.

All holsters and magazine pouches shall be issued by the Oak Brook Police Department.

All marked police vehicles will be equipped with a Rock River .223 caliber patrol rifle and a Remington 870 12 gauge pump-action shotgun. The Remington shotgun is utilized exclusively for the delivery of less lethal kinetic energy impact projectiles.

Modifications to duty firearms are not permitted unless done so at the direction of the Chief of Police.

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All duty firearms will be registered with the Range Master and a record maintained thereof. The record will include make, model, caliber and serial number.

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A Firearms Instructor will inspect firearms at each qualification for cleanliness, operational condition and registration accuracy. Each inspection will require a firearm's instructor's initials and/or signature indicating the inspection was completed. If a firearm appears to be damaged or fails to consistently function as designed it will be immediately removed from service. That firearm will not be reissued until it has been repaired, inspected by a certified armorer and test fired to ensure it functions properly.

Every sworn member of this department that owns a firearm will, at all times, maintain a valid Firearms Owner Identification Card (FOID).

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302.6 Exception to Standard Duty Firearm

A "Back-up" or secondary handgun may be carried while on duty with the approval of the Range Master. The minimum authorized handgun caliber is .38 with the maximum being .45. The handgun must have a barrel length of or between 1.75" and 5". The firearm is

permitted to have a minimum round capacity of five (5) and a maximum round capacity of seventeen (17). The firearm must be carried completely concealed.

On duty administrative personnel may, at their own option, carry a handgun other than that listed as an approved duty firearm. The minimum authorized handgun caliber is .357 with the maximum being .45. The handgun must have a barrel length of or between 1.75" and 5". The firearm is permitted to have a minimum round capacity of five (5) and a maximum round capacity of seventeen (17). The Officer must carry a fully loaded speed loader (revolvers only) or a fully loaded second magazine on their person.

On duty investigative personnel may, at their own option, carry a handgun other than that listed as an approved duty firearm. Those firearms are limited to:

- a. Smith & Wesson M&P Compact 9, 9mm semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- b. Smith & Wesson M&P Compact 40, .40 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- c. Smith & Wesson M&P Compact 45, .45 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- d. Glock 19, 9mm semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.
- e. Glock 27, .40 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning night sights.
- f. Glock 30, .45 caliber semi-automatic handgun having a black matte finish, equipped with no less than a 5.5 lb. (or newton equivalent) trigger spring and functioning front and rear night sights.

Regardless of the handgun, the Detective must carry a fully loaded second magazine.

Any Officer assigned to attend court during off-duty time has the option of carrying their off-duty firearm in a retention holster. The Officer must carry a fully loaded speed loader (revolvers only) or a fully loaded second magazine on their person.

Other types of duty firearms may be carried for special duty assignments if prior authorization is obtained from the Chief of Police.

All Officers are required to qualify once yearly on a course and date determined by the Range Master using all firearms carried while on-duty.

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302.7 Ammunition

The Oak Brook Police Department will furnish all practice and duty ammunition.

All duty handgun ammunition will be standard factory load jacketed hollow point approved by the Chief of Police.

All duty rifle ammunition will be standard factory load jacketed soft point approved by the Chief of Police.

With the exception of special firearms full-jacketed rounds are strictly prohibited for on-duty use. At no time will armor piercing rounds be utilized by any member of this department.

302.8 Off-Duty Firearms

Officers may own any firearm as authorized by law.

Off-duty firearms are limited to handguns. All off-duty firearms must be approved by the Range Master.

The cartridge size of off duty firearms is limited to:

- a. .38 caliber
- b. .380 caliber
- c. 9mm
- d. .40 caliber
- e. .45 caliber

The handgun must have a barrel length of or between 1.75” and 5”. The firearm is permitted to have a minimum round capacity of five (5) and a maximum round capacity of seventeen (17). The firearm must be carried completely concealed.

Officers are required to register all firearms carried off-duty. The Officer shall provide the Range Master with the handgun make, model, caliber and serial number.

All ammunition will be standard factory load jacketed hollow point approved by the Chief of Police.

With the exception of firearms training, the use of full-jacket rounds is strictly prohibited.

Firearms or holsters carried off-duty by an Officer must be totally concealed.

Armor piercing ammunition is strictly prohibited.

Any off-duty Officer who is in uniform with badge and patches exposed will carry a firearm.

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302.9 Firearm Proficiency

It is the policy of this department that only those Officers who have demonstrated proficiency in the use of department authorized firearms will be allowed to carry and use such firearms.

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All personnel authorized to carry a firearm must obtain a minimum 70% qualification score based on a possible 100% for all handguns and rifles. This score will apply to firearms carried both on and off-duty. The qualification standards for the Remington 870 Pump Action Shotgun are set forth in department policy, FOR-502, Less Lethal Kinetic Energy Impact Projectiles.

Any Officer that does not achieve the minimum 70% score during qualification will not be permitted to carry and/or deploy that firearm. The Officer will receive remedial training as

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soon as practical after which they will be given the opportunity to complete the qualification course for that firearm.

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Officers must successfully complete the yearly handgun qualification course, monitored by a certified Firearm Instructor, prior to resuming official duties.

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Officers assigned to the MERIT SWAT Team will qualify yearly with all issued firearms.

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The qualification standard for each firearm will be determined by the lead instructor and

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approved by the MERIT SWAT Team Commander. Officers will be required to qualify with a representative sample of all duty munitions issued to that firearm. These firearms may include:

- a. DPMS M-4 or Rock River .223 caliber rifle
- b. Mossberg 590 12 gauge pump action shotgun
- c. Remington 870 12 gauge pump action shotgun
- d. Penn Arms 40mm multi-port launcher
- e. Penn Arms 40mm single-port launcher

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Any Officer that does not achieve the minimum qualification standard will not be permitted to carry and/or deploy that firearm. The Officer will receive remedial training as soon as practical after which they will be given the opportunity to complete the qualification course for that firearm system.

Officers must successfully complete the yearly handgun and rifle qualification courses prior to resuming duties on the SWAT Team.

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302.10 Safe and Proper Storage of Firearms

Illinois law (720 ILCS 5/24-9) states:

- a. Except as provided in subsection (c), it is unlawful for any person to store or leave, within premises under his or her control, a firearm if the person knows or has reason to believe that a minor under the age of 14 years who does not have a Firearm Owners Identification Card is likely to gain access to the firearm without the lawful permission of the minor's parent, guardian, or person having charge of the minor, and the minor causes death or great bodily harm with the firearm, unless the firearm is:
 - 1) secured by a device or mechanism, other than the firearm safety, designed to render a firearm temporarily inoperable; or
 - 2) placed in a securely locked box or container; or
 - 3) placed in some other location that a reasonable person would believe to be secure from a minor under the age of 14 years
- b. Sentence. A person who violates this Section is guilty of a Class C misdemeanor and shall be fined not less than \$1,000. A second or subsequent violation of this Section is a Class A misdemeanor.
- c. Subsection (a) does not apply:
 - 1) if the minor under 14 years of age gains access to a firearm and uses it in a lawful act of self-defense or defense of another; or

- 2) to any firearm obtained by a minor under the age of 14 because of an unlawful entry of the premises by the minor or another person

All firearms should be stored in a safe place in a manner that would limit their accessibility to others.

Any Officer who stores their duty firearm at their residence shall secure the firearm in accordance with state statute.

It is strongly recommended that all firearms (off-duty, sporting etc.) being stored in an Officer's home be unloaded, placed in a secure location and/or secured with a locking device.

Any Officer who places a firearm in their assigned police department locker shall secure the locker with a lock.

302.11 Issuing Authority

This General Order will supersede any directives or understandings in conflict.

By order of:

James R. Kruger Jr., Chief of Police

Revisions		
07-14-2014	302.5	Added Glock 23 to list of authorized firearms.
10-21-2014	302.8	Revised off-duty list of authorized firearms.
08-30-2017	302.5	Removed 'DPMS' rifle description for marked squads.
08-30-2017	302.9	Added 'Rock River' rifle to FIAT SWAT type rifles.
07-30-2019	302.9	Replaced FIAT with MERIT.
03-24-2020	302.5 & .6	Added "no less than" and "or newton equivalent" to trigger spring.
03-24-2020	302.5	Added M&P 9mm and Glock 17. Removed Glock 23.
03-24-2020	302.5	Added "responsible for the cost of maintaining".
03-24-2020	302.5	Added, "all duty weapon holsters and magazine pouches shall be issued".
03-24-2020	302.6	Added M&P Compact 9mm and Glock 19.
03-24-2020	302.7	Added "all practice" and duty ammunition.