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## ***Court Security Training Timeline***

2015  
Administrative Order 2015-104 establishes Court Security Standards Committee (CSSC) to develop recommendations and standards

2017  
Administrative Order 2017-15 set a 3-year phased implementation of the 30 adopted CSSC recommendations, including 8 training recommendations.

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## ***Court Security Training Timeline***

June, 2019

Court Security Officer Academy Pilot

September, 2019

Court Security Officer Academy launch

January, 2020

Court Security Officer Firearm Academy launch

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## ***Court Security Training Timeline***

March – June, 2020

Curriculum refresh (pandemic shut-down)

July, 2020

Resumption of in-person training (JEC)

January, 2021

Annual CSO continuing education training offering  
launch via Tracorp

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## ***Court Security Training Timeline***

June, 2021

Court Security Guard Academy launch

June, 2022

Court Security Defensive Tactics Train-the-Trainer  
Academy launch

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## ***Court Security Training***

CSO Academies - 29

Number of officers trained - 326

CSO Firearms Academies - 21

Number of officers trained - 155

CSO CFI Firearm Academies - 4

Number of officers trained - 36

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## ***Court Security Training***

Court Security Guard Academies - 10

Number of guards trained - 70

Certified Court Security Officers - 429

Certified Armed Court Security Officers - 144

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## ***Court Security Officer Academy Curriculum***

1. Court Security Code
2. Customer Service
3. De-escalation Techniques
4. Use of Force
5. Rule 122.1

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## ***Court Security Officer Academy Curriculum***

5. Report Writing
6. Screening Operations (lecture + practical)
7. Defensive Tactics (lecture + practical)
8. Final Written Examination

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## ***Court Security Officer Firearm Academy Curriculum***

1. Use of Deadly Force
2. Psychology of the Shoot
3. Glock Nomenclature
4. Firearm Safety

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## ***Court Security Officer Firearm Academy Curriculum***

5. Marksmanship
6. Tactical Decision Making
7. Malfunctions
8. Disassembly and Cleaning

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## ***Court Security Officer Firearm Academy Curriculum***

9. Final qualification and Written Examination
  - Daylight and low-light qualification
  - Judgement shooting
    - Deadly force decision making + potential
    - De-escalation considerations (less lethal tools)
10. Annual Requalification Required

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## ***Court Security Code***

- ACJA 5-301 Court Security Standards
  - Establish Emergency Preparedness Committee
  - Court Security Assessment every 3 years
  - Policy for court employees/judges to report threat or incident
  - Presiding judge determines whether CSO's may be armed
  - Written policy for judges and/or employees to be armed for personal safety
  - Entryway screening requirements

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## ***Court Security Code***

- ACJA 5-301 Court Security Standards (cont..)
  - All CSO's/Guards to be trained on screening devices used
  - Regular testing/calibration of screening devices (check manufacturer requirements)
  - Secure firearm lockers at entryway
  - Prohibited item identification, safekeeping, etc.
  - Law enforcement required to secure firearm if in court of any reason other than official business

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## ***Court Security Code***

- ACJA 5-301 Court Security Standards (cont..)
  - Policy on screening of employees, judicial officers, and contractors
  - Monitored duress alarm behind each public transaction counter, judicial officer bench, and courtroom clerk station
  - Window coverings
  - Bullet resistant material on benches and court employee work areas

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## ***Court Security Code***

- ACJA 5-303 Personnel Practices
  - CSO applicants certify they can perform job duties with or without reasonable accommodations
  - Local court may institute physical exam requirement
  - Character and fitness investigation prior to start date
  - Policy on reasonable suspicious drug screening
  - Written policy to immediately disclose arrest, conviction, order of protection, warrant or other litigation in home court

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## ***Court Security Code***

- ACJA 5-303 Personnel Practices
  - Psychological evaluation for all armed officers
  - Medical records including psychological evaluations kept confidential and separate from personnel records
  - Training to all CSO's on Code of Conduct for Judicial Employees and ACJA

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## ***Court Security Code***

- ACJA 5-304 Certification and Training
  - Court-employed CSO's attend and complete CSO Academy within 90 days of hire
  - Court-employed CSO's complete 90 days of service on post
  - Include CSO training in annual COJET report
  - CSO's failing to pass CSO Academy or CSO Firearm Academy may retake once within 90 days

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## ***Court Security Code***

- ACJA 5-305 Use of Force
  - Notification procedure required for any use of force which involves:
    - Unholstering of firearm
    - Discharge of firearm (including unintentional/accidental)
    - Firing of TASER (including unintentional/accidental)
    - Any use of force which results in serious injury requiring medical treatment

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## ***Court Security Code***

- ACJA 5-306 Firearms
  - Document and certify on AOC approved form prior to granting arming authorization
  - May require officer to submit to polygraph examination
  - Notification requirements for unintentional discharge or lost/stolen firearm
  - Utilize only AOC approved firearms/ammunition for duty

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## ***Court Security Code***

- ACJA 5-307 Conducted Electrical Weapons
  - CSO's must attend initial and annual manufacturer certification training
  - Local court may suspend, deny, or revoke CEW status for cause
  - Every pull of the CEW trigger is an independent, stand-alone use of force and must have justification that is clearly documented

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## ***Court Security Code***

- ACJA 5-308 Court Security Guards Not Eligible for Certification
  - Contractors, volunteers (AZ Rangers) or off-duty Police Officers are not eligible for certification IAW ARS 12-299.10
  - Guards shall complete the Court Security Guard Academy within 90 days of providing court security services to the court

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## Court Security Code

- ACJA 5-308 Court Security Guards Not Eligible for Certification
  - Presiding Judge shall establish a written policy for armed security guards:
    - Who is authorized
    - Process for obtaining authorization
    - Type of firearm and ammunition allowed
    - Written policy conforming to ACJA 5-306 and state/local laws

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## Failure to Train

City of Canton v. Harris – U.S. Supreme Court, 1989)

*“It should be noted that failure to train cases can be established in two ways. The first involves a lack of training in an area where there is a patently obvious need for training, for example an officer who is untrained in deadly force unreasonably shoots someone. The second method of establishing a failure to train by an agency is to establish a pattern of conduct by officers that would put the final policymaker on notice and the policymaker failed to respond with training” – Jack Ryan, Public Agency Training Council*

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## ***Failure to Supervise***

Shaw v. Stroud - 4<sup>th</sup> Federal Circuit, 1994)

*“The principle is firmly entrenched that supervisory officials may be held liable in certain circumstances for the constitutional injuries inflicted by their subordinates... Recognizing that supervisory liability can extend to the highest levels of state government, we have noted that liability is ultimately determined by pinpointing the persons in the decision-making chain whose deliberate indifference permitted the constitutional abuses to continue unchecked.”*

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## ***Lessons Learned***

- Policy Considerations
  - Officers cite lack of clearly defined policies, or policies which aren't uniformly adhered to as a source of frustration and concern over criminal and civil liability
  - Effective written policies protect you and your court
  - Written policies should be constantly evolving to match the needs and reality of your court security mission

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## ***Lessons Learned***

- Equipment Considerations
  - Do not permit your CSO's, contractors, or volunteers to carry any use of force or restraint tool unless they have documented training
    - Baton
    - "Pepper" spray
    - Edged weapon
    - Handcuffs

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## ***Lessons Learned***

- Case Law
  - Excerpt from ARS 12-299.10:
    - 1. With reasonable cause, detain a person on the premises for a reasonable time to contact a law enforcement officer and maintain the safety and well-being of a person who is in a judicial branch facility, on judicial branch grounds or where a court is convening.

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## *Lessons Learned*

- Case Law
  - What is “reasonable time”?
  - Where do the “judicial branch grounds” start and stop in your court?
  - Can “where a court is convening” be interpreted as new citizen swearing-in ceremony at ASU?

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## *Final Thoughts...*

- Court administration is invited to attend any Court Security Officer training event.
  - Can include full certification program, or simply the days determined to be the most advantageous based on content being delivered

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## *Questions?*

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