

12.415 REPORTING AND CLASSIFYING ASSAULT OFFENSES

Reference:

Procedure 12.230 – Fatal or Potentially Fatal Crash Investigation and Placement of Related Charges

Procedure 12.430 – Endangering Children Offenses

Ohio Revised Code 2903.08 – Aggravated Vehicular Assault; Vehicular Assault

Ohio Revised Code 2903.11 – Felonious Assault

Ohio Revised Code 2903.12 – Aggravated Assault

Ohio Revised Code 2903.13 – Assault

Ohio Revised Code 2903.14 – Negligent Assault

Ohio Revised Code 2935.01 – Definitions

Ohio Uniform Incident Report Training Manual

Purpose:

Guide and instruct police personnel in the investigation and reporting of assault offenses.

Provide data necessary for conversion of Ohio Revised Code (ORC) Statutory Reporting to the Form 301, Incident Report.

Policy:

Officers will conduct a preliminary investigation when called to the scene of an incident. They will record all facts and actions fairly and impartially. They will provide the requested police service and complete an accurate and thorough report. Reports for serious offenses will be submitted immediately. All other offense reports will be submitted before the completion of their shift.

Information:

The Federal Bureau of Investigations (FBI) requires law enforcement agencies to report line-of-duty felonious or accidental killings and assaults to analyze situations in which officers are killed or assaulted. This data aids law enforcement agencies in developing policies to improve officer safety and is statistically described in the *Law Enforcement Officers Killed and Assaulted* (LEOKA) annual publication. Officers must ensure the LEOKA information is complete when submitting reports for an assault on a law enforcement officer in the Records Management System.

Procedure:

A. Reporting Assault Offenses:

1. Complete a Form 301, Incident Report, and any related supplement for each assault incident.
 - a. Title all reports with the proper ORC section – Felonious Assault, Aggravated Assault, Negligent Assault, or Assault.
 - 1) Traffic Section personnel are responsible for the investigation and Form 301 of all serious motor vehicle incidents where an offender could be charged with Aggravated Vehicular Assault, or Vehicular Assault as outlined in Procedure 12.230, Fatal Crash Investigation and Placement of Related Charges.
 - 2) If the victim of the assault is under 18 years of age or a physically or mentally handicapped person under 21 years of age, caution must be used as it may be an Endangering Children Offense, and should not be titled as an Assault as outlined in Procedure 12.430, Endangering Children Offenses.
 - 3) Details of the offense, including seriousness of the injury and intent of the assailant, will be described in the narrative section and victim section of the Form 301.
 - a) List injuries as accurately as possible e.g., 6" cut on neck, broken left leg; black eye; broken nose.
 - b) Identify and describe the weapon used in the assault e.g., kitchen knife with 9" blade, 2' long piece of 2" x 4" board, pocketknife with 2" blade, .32 caliber revolver, foot.
2. Include the offense number and complainant's name on all arrest reports and related documents.
3. If there is a possibility of death resulting from an assault, the Homicide Unit will be notified as soon as possible.

B. Reporting an Assault on a Law Enforcement Officer

1. When a police officer is assaulted, the Form 301 must be titled using the proper ORC section.
 - a. For reporting purposes, a police officer has the same meaning as “Peace Officer” as defined in ORC 2935.01, Definitions, which includes a sworn law enforcement officer of the Federal Government, a state, or one of its political subdivisions, who is acting in his official capacity whether on or off duty.
2. In the victim’s section select “police officer.” Do not select individual.
 - a. Complete all required LEOKA information