



## PERMANENT ADMINISTRATIVE ORDER

**DPSST 32-2020**  
CHAPTER 259  
DEPARTMENT OF PUBLIC SAFETY STANDARDS AND TRAINING

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FILING CAPTION: Prohibited use of force training for BPSST curriculums and DPSST training – HB 4203.

EFFECTIVE DATE: 12/15/2020

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CONTACT: Jennifer Howald  
503-378-2432  
jennifer.howald@state.or.us

DPSST  
4190 Aumsville Hwy SE  
Salem, OR 97317

Filed By:  
Jennifer Howald  
Rules Coordinator

ADOPT: 259-008-0110

NOTICE FILED DATE: 10/26/2020

RULE SUMMARY: This rule is adopted in accordance with House Bill 4203 (Chapter 3, Oregon Laws 2020, First Special Session). The Board and the Department removed chokeholds from the basic course curriculums and training prior to 2010. Adoption of this rule will prohibit the Board and the Department from reintroducing or adding chokeholds back into the Board-approved curriculum and DPSST training for law enforcement officers and reserve officers.

The rule language for adoption as OAR 259-008-0110, Prohibited Use of Force Training, provides the following standards and interpretations:

- Establishes the term “prohibited use of force training” and defines the term using language from section 5 of HB 4203 which directs the Board to adopt rules that prohibit the training of police officers and reserve officers;
- Identifies training that would not be prohibited use of force training;
- Expands application of the concept of prohibited use of force training to include all law enforcement officers, as the term is defined in the Board and Department rules found in OAR chapter 259 division 8. OAR 259-008-0005 defines law enforcement officers as police officers, corrections officers, parole and probation officers, and regulatory specialists as each of these terms is defined in OAR 181A.355.
- Codifies the Board’s current curriculum standards and prohibits the future addition of instruction on the use of chokeholds as a use of force option in basic course curriculums and field training manuals;
- Prohibits the Department from approving an agency-specific field training manual as equivalent to the Board-approved field training manual if the agency-specific manual includes prohibited use of force training; and
- Codifies the Department’s current training practices and prohibits the Department from engaging in any future prohibited use of force training.

CHANGES TO RULE:

[259-008-0110](#)  
Prohibited Use of Force Training

(1) "Prohibited use of force training" means the training of law enforcement officers or reserve officers to use physical force that impedes the normal breathing or circulation of the blood of another person by applying pressure on the throat or neck of the other person, except as a defensive maneuver.¶

(2) Training of a law enforcement officer or reserve officer that includes prevention or self-defense of physical force used against a law enforcement officer or reserve officer does not constitute prohibited use of force training.¶

(3) Board-approved mandated course curriculums and field training manuals must not include prohibited use of force training.¶

(4) The Department will not approve a field training manual that includes prohibited use of force training as a DPSST-equivalent field training manual.¶

(5) The Department will not instruct, deliver, host, or otherwise sponsor any event that includes prohibited use of force training.

Statutory/Other Authority: ORS 181A.410, Chapter 3, Oregon Laws 2020 (First Special Session)

Statutes/Other Implemented: ORS 181A.410, Chapter 3, Oregon Laws 2020 (First Special Session)