

Federal Deaths in Custody Reporting Program (FDCRP)

CJ-13 FDCRP Annual Summary, FY 2018

The Death in Custody Reporting Act (DCRA) of 2013 (P.L. 113-242) requires the head of each Federal law enforcement agency to report annually to the Attorney General "information regarding the death of any person who is—

"(1) detained, under arrest, or is in the process of being arrested by any officer of such Federal law enforcement agency (or by any State or local law enforcement officer while participating in and for purposes of a Federal law enforcement operation, task force, or any other Federal law enforcement capacity carried out by such Federal law enforcement agency); or

"(2) en route to be incarcerated or detained, or is incarcerated or detained at—

(A) any facility (including any immigration or juvenile facility) pursuant to a contract with such Federal law enforcement agency;

(B) any State or local government facility used by such Federal law enforcement agency; or

(C) any Federal correctional facility or Federal pre-trial detention facility located within the United States."

In response to the DCRA of 2013 reporting requirements, the Bureau of Justice Statistics (BJS) is conducting a survey of federal agencies with law enforcement, detention, and/or incarceration functions. The survey is designed to identify deaths that occur during the course of official federal law enforcement, detention and incarceration agency functions and to collect additional information about the decedent and the circumstances surrounding the incident.

For the purposes of this survey, please identify all deaths that (1) are arrest-related or (2) occur in detention or incarceration facilities during fiscal year 2018 (October 1, 2017 – September 30, 2018).

- (1) The DCRA defines an arrest-related death as "the death of any person who is detained, under arrest, or is in the process of being arrested by any officer of such Federal law enforcement agency (or by any State or local law enforcement officer while participating in and for purposes of a Federal law enforcement operation, task force, or any other Federal law enforcement capacity carried out by such Federal law enforcement agency)." Arrest-related deaths include any death that occurred:
- While the decedent's freedom to leave was restricted by federal law enforcement prior to, during, or following an arrest.
 - As a result of use of force by federal law enforcement personnel acting in an official capacity (e.g., officer-involved shootings, accidental deaths caused by less-than-lethal weapons or tactics).
 - As a result of fatal medical conditions that present during an arrest-process (e.g., cardiac arrest).
 - During transport to or from law enforcement, detention, incarceration or medical facilities.
 - While the decedent was confined in a lockup or booking center (i.e., facilities designed to hold detainees for no longer than 72 hours).
 - During an interaction with federal law enforcement personnel during response to medical or mental health assistance (e.g., response to suicidal persons).
- (2) The DCRA defines a detention or incarceration death as "the death of any person who is en route to be incarcerated or detained, or is incarcerated or detained at— (A) any facility (including any immigration or juvenile facility) pursuant to a contract with such Federal law enforcement agency; (B) any State or local government facility used by such Federal law enforcement agency; or (C) any Federal correctional facility or Federal pretrial detention facility located within the United States." Detention or incarceration deaths include any death of persons:
- Confined in correctional facilities operated by the responding federal agency, whether housed under your jurisdiction or that of another agency (federal, state, or local).
 - Under your jurisdiction, but housed in private correctional facilities.
 - Under your jurisdiction but confined in special facilities (e.g., medical/treatment/release centers, halfway houses, police/court lockups, and work farms).
 - In transit to or from your facility while under your supervision.

Proceed to **CJ-13A – Arrest-Related Death Incident Report** or **CJ-13B – Detention or Incarceration Death Incident Report** to complete information about the decedent(s) and the circumstances surrounding the death(s).

If you have any questions about this form, or the FDCRP survey, please contact:

Dr. Kevin Scott
FDCRP Program Manager
U.S. Department of Justice
(202) 616-3615
kevin.m.scott@usdoj.gov

OR

Dr. Duren Banks
FDCRP Project Manager
RTI International
(877) 457-7039
doj-dcra@rti.org

A. Agency Authority

From October 1, 2017 through September 30, 2018, did your agency:

		Yes	No
A1.	Employ any officers with federal arrest authority?		
A2.	Have the authority to detain or incarcerate individuals for violations of criminal or administrative law?		
A3.	Employ any officers who are authorized to carry a firearm?		

B. Death Reporting

Arrest-Related Deaths

B1. Did any **arrest-related** deaths occur in your jurisdiction from October 1, 2017, through September 30, 2018?

- Yes No NOT APPLICABLE; agency did not employ any officers with federal arrest authority during this time period
- ➔ B1a. How many **arrest-related** deaths occurred in your jurisdiction from October 1, 2017, through September 30, 2018?
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- NOT APPLICABLE; no **arrest-related** deaths occurred in agency's jurisdiction during this time period

Detention or Incarceration Deaths

B2. Did any **detention or incarceration** deaths occur in facilities operated by your agency from October 1, 2017, through September 30, 2018?

- Yes No NOT APPLICABLE; agency did not have authority to detain or incarcerate individuals for violations of criminal or administrative law during this time period
- ➔ B2a. How many **detention or incarceration** deaths occurred in your jurisdiction from October 1, 2017, through September 30, 2018?
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- NOT APPLICABLE; no **detention or incarceration** deaths occurred in agency's jurisdiction during this time period

C. Other Federal Law Enforcement Agencies

We would like to understand how federal agencies within the same or related departments work together to report **arrest-related** and **detention or incarceration** deaths. Indicate any federal agencies whose **arrest-related** or **detention or incarceration** deaths would be included in your reporting if you had any deaths to report.

- Agency would not report any **arrest-related** or **detention or incarceration** deaths on behalf of any other Federal agencies.
- Agency would report **arrest-related** or **detention or incarceration** deaths on behalf of the following Federal agency(ies):
