

Federal Deaths in Custody Reporting Program (FDCRP)

CJ-13 FDCRP Annual Summary, FY 2019

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 2019 (October 1, 2018 – September 30, 2019).

- (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:

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