



November 6, 2015

Chief Daniel Pennington
Freeport Police Dept.
430 N. Brazosport Blvd.
Freeport, TX 77541

RE: Officer Involved Shooting Reports

Dear Chief Pennington:

With the passage of House Bill 1036 by the 84th Legislature, reporting of officer involved shootings is now required. The bill enacts new provisions in the Code of Criminal Procedure to require reporting of injuries or deaths that are caused by peace officers as well as a separate reporting form for injuries to or deaths of peace officers from the discharge of a firearm. The Office of the Attorney General is tasked with the duty to create the forms on which these events are to be reported. The proposed forms are posted on the OAG website at the following link:

<https://www.texasattorneygeneral.gov/cj/peace-officer-involved-shooting-report>

The bill requires reportable information to be submitted by form to the OAG by the 30th day after the event occurs. In the event that reporting of this information becomes necessary, please fill out the appropriate form and return to the Office of the Attorney General. We ask that you email or fax the form to the OAG; the email and fax number is provided on the form. Once received, the Office of the Attorney General is required to post a copy of the submitted form within five days on the agency website for public access. The law also requires that if your agency maintains a website you must also post a copy of the report on your website.

Please remember that if a person dies while in the custody of a peace officer or as a result of a peace officer's use of force you are also still required to file a custodial death report pursuant to Article 49.18 (a)(b) of the Code of Criminal Procedure in addition to the new officer involved shooting report.

If you have any questions about the forms or how to submit to this office, please direct your inquiries to renee.watts@texasattorneygeneral.gov or (512)305-8882.

Sincerely,

A handwritten signature in black ink, appearing to read "Kent Richardson", written over a horizontal line.

Kent Richardson, Assistant Attorney General, Criminal Prosecutions Division
Office of the Attorney General
P.O. Box 12548
Austin, TX 78711-2548



PEACE OFFICER INVOLVED INJURIES OR DEATH REPORT

As required by Art. 2.139 of the Texas Code of Criminal Procedure, law enforcement agencies shall report all officer-involved injuries or deaths caused by the discharge of a firearm. Pursuant to the requirements of Art. 2.139, the following reporting form has been created for reporting such incidents.

"Officer-involved injury or death" means an incident during which a peace officer discharges a firearm causing injury or death to another." Art. 2.139 Code of Criminal Procedure.

Email or Fax completed form to: officershootingreport@texasattorneygeneral.gov or Fax (512)463-9912

DATE OF REPORT 09/16/2015

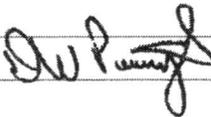
AGENCY/FACILITY INFORMATION

Name of Agency/Facility Freeport Police Department

Address 430 N Brazosport Blvd.

City Freeport Zip Code 77541

Telephone Number (979) 239-1211

Signature of Director of Agency/Facility (Required) 

Name of Person Filling Out Form Pamela Morris

Email of Person Filling Out Form pmorris@freeport.tx.us

1. WHAT WAS THE INJURED OR DECEASED'S GENDER?

Male Female

8. WHAT WAS THE PEACE OFFICER'S GENDER?

Male Female

2. WHAT WAS THE INJURED OR DECEASED'S AGE AT TIME OF INCIDENT?

30 Not Available

9. WHAT WAS THE PEACE OFFICER'S AGE AT THE TIME OF THE INCIDENT?

27

3. WHAT WAS THE INJURED OR DECEASED'S RACE/ETHNICITY?

(Mark one based on information reported on state driver license application, state identification card application, or other government reported identification if available and known. If not available, mark not available.)

- American Indian or Alaska Native
- Black or African American
- Anglo or White
- Hispanic or Latino
- Asian or Pacific Islander
- Other
- Not Available

10. WHAT WAS THE PEACE OFFICER'S RACE/ETHNICITY?

(Mark only one)

- American Indian or Alaska Native
- Black or African American
- Hispanic or Latino
- Anglo or White
- Other
- Asian or Pacific Islander

4. DATE OF INCIDENT

Month 09 Day 02 Year 2015

11. DURING THE INCIDENT, PEACE OFFICER WAS:

On Duty Off Duty

5. LOCATION OF INCIDENT

Street address 1010 Magnolia Street

City Freeport

County Brazoria Zip 77541

12. PEACE OFFICER WAS RESPONDING TO CALL OR REQUEST WITH ONE OR MORE OFFICERS:

Yes No

6. INCIDENT RESULTED IN:

Injury Death

13. INCIDENT OCCURRED DURING OR AS A RESULT OF A:

- Emergency Call or Request for Assistance
- Traffic stop
- Execution of a warrant
- Hostage, barricade, or other emergency situation
- Other – Specify type of call narcotic stop and evading arrest

7. INJURED OR DECEASED PERSON:

- Carried, exhibited or used a deadly weapon
- Did not carry, exhibit or use a deadly weapon