

MINNEAPOLIS PARK POLICE
DEPARTMENT



BY ORDER OF THE CHIEF OF POLICE

SPECIAL ORDER 2023-03

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| DATE ISSUED: February 6, 2023 | DATE EFFECTIVE: February 6, 2023 | NUMBER: SO 23-03 | PAGE: 1 of 3 |
| TO: All Park Police | | | RETENTION DATE: Until Replaced |
| SUBJECT: Confidential Informant Policy | | | APPROVED BY: Chief J. Ohotto |

Confidential Informants

I. Purpose

The purpose of this policy is to establish rules and protocols for employees related to the use of confidential informants. MN Statue 626.8476 Subd.3 requires the MPRB Park Police Department (MPPD) to establish and enforce a written policy governing the use of confidential informants.

II. Definitions

Source of Information: A general term used to describe a person or piece of technology that provides information to law enforcement related to criminal activity.

Cooperating Defendant (CD): A person who has been charged with a criminal offense and the matter has not been adjudicated or otherwise been resolved by the Court. The information provided by a CD and the identity of a CD may or may not be considered confidential, depending on the circumstances. There are additional specific requirements that must be met before a CD can be considered a Source of Information. Decisions about CDs must be made in conjunction with the appropriate prosecutorial agency.

Confidential Source (CS): A person or piece of technology that provides information to law enforcement related to criminal activity, where the identity is confidential or unknown.

Citizens:

Anonymous Citizen: A person who has come forward on a voluntary basis and is willing to provide information about a crime but does not disclose their identity. This person is not willing to be identified in police reports and will not testify voluntarily in any criminal proceedings.

Confidential Citizen: A person who has come forward on a voluntary basis and is willing to provide information about a crime with the understanding that their identity will only be known to law enforcement officials. This person is not willing to be identified in police reports and will not testify voluntarily in any criminal proceedings.

Tipster: A person who contacts a crime tip-line and provides information for either a current or inactive investigation. The identity of a tipster is generally assumed to be unknown or confidential.

Informants:

Confidential Informant (CI): A person who cooperates with a law enforcement agency confidentially in order to protect the person or intelligence gathering or investigative efforts, and;

1. Seeks to:
 - a. Avoid arrest or prosecution for a crime; or
 - b. Mitigate punishment for a crime in which a sentence will be or has been imposed; or
 - c. Receive a monetary or other benefit;

and

2. Is able, by reason of the person's familiarity or close association with suspected criminals, to:
 - a. Make a controlled buy or controlled sale of contraband, controlled substance, or other items that are material to a criminal investigation; or
 - b. Supply regular or constant information about suspected or actual criminal activities to a law enforcement agency; or
 - c. Otherwise provide information important to ongoing criminal intelligence gathering or criminal investigative efforts.

Confidential Reliable Informant (CRI): A person providing information at the direction of a handler over time that has been useful in the furtherance of a criminal investigation or has resulted in the recovery of contraband.

Information provided by a CRI is recognized by the Court as more reliable than that of a CI, which has resulted in the Court allowing law enforcement greater latitude when using CRI information

Identified Citizen: A person who has come forward on a voluntary basis and is willing to provide information about a crime. This person is willing to be identified in police reports and will testify in any criminal proceedings that may arise from the information they have provided. Prior to using this information, the following shall occur;

1. Positively identify the citizen using a valid government identification card or other form of official picture identification.
2. Document the citizens phone number(s), e-mail, home address and place of employment.

Identified Technology: A piece of technology or information system that provides information used by law enforcement related to criminal activity, where the technology or system is identified in documents or proceedings. The information provided by Identified Technology is generally considered reliable. Examples include, but are not limited to:

- Shotspotter
- Video or audio recordings
- Open-source media platforms

III. Policy

Members of the Minneapolis Park Police Department will not engage or manage confidential informants. If MPPD employees encounter people willing to act as confidential informants, as defined, officers may consider turning the confidential informant over to members of the Minneapolis Police Department or other appropriate authority.

This policy, in no way, limits officers from receiving information or tips from citizens.

Department policy approved by:



Al Bangoura, Superintendent

2-3-2023

Date