**MEDICAL UNIVERSITY OF SOUTH CAROLINA**
**DEPARTMENT OF PUBLIC SAFETY**

<table>
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<th>POLICY AND PROCEDURE # 83</th>
<th>SUBJECT: Restraining Orders / Order of Protection</th>
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<td>REVIEW DATE: 30 November 2016</td>
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<td>CHANGE DATE: 13 April 2004</td>
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THE POLICIES AND PROCEDURES INCLUDED IN THIS MANUAL ARE NOT A CONTRACT OF EMPLOYMENT AND SHOULD NOT BE RELIED ON AS SUCH. THESE POLICIES AND PROCEDURES ARE SUBJECT TO AND MAY BE CHANGED AT ANY TIME BY THE DEPARTMENT OF PUBLIC SAFETY, MEDICAL UNIVERSITY OF SOUTH CAROLINA.

A. **Policy.**

Title 18 USC 922(g) makes it illegal for anyone to possess a firearm who is subject to a court order of protection or restraining order issued by any court of this state or any state. Orders issued by South Carolina will be in accordance with SC-20-4-10 or SC-16-25-10. This policy applies to all personnel in this department with a police commission. In order for this Department to be in compliance with the federal statue the following procedures will be followed:

B. **Procedure.**

1. **Notification:**

   a. Officer: Any officer who is subject to an order of protection or restraining order from any state, will submit a PSD-11, with a copy of the order, to the Director informing him of any such order. Failure to notify could result in disciplinary action.

   b. Supervisors: If any Supervisor has any reasonable belief that one of his officers is subject to an order of protection or a restraining order, he must submit a PSD-11 to the Director stating why he believes the officer is subjected to any such order.

2. **Investigation:**

   a. When the Director is notified that an officer may be subject to any such
order, he will assign an investigator to conduct an internal investigation.

b. The investigator assigned will determine if such an order has been issued and if it meets all the requirements of Title 18 USC 922 (g). He will submit a written report of his findings to the Director.

3. **Departmental Action:**
   If the officer is subject of an order of protection or restraining order that meets all the requirements of Title 18 USC (g), the Director will take the following actions:

   a. If the officer has been issued a departmental weapon, the weapon and all departmental ammunition will be taken from the officer.

   b. If the officer is carrying a personal weapon, the authority to carry the weapon as a duty weapon will be withdrawn. The officer will be informed that in accordance with the federal statute, as long as the order is in effect it is illegal for him to possess a firearm.

   c. Depending on the status of the order the Director may take additional action, i.e. reassignment, reduction to non law enforcement duties or termination.