



# Batesville

## POLICE DEPARTMENT



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Police Chief

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### Complaint Process Information

The members of the Batesville Police Department are committed to providing law enforcement services that are fair, effective, and impartially applied. It is in the best interests of everyone that your complaint about the performance of an individual officer is resolved fairly and promptly. The Batesville Police Department has formal procedures for investigating your complaint. These procedures are designed to ensure fairness and protect the rights of both citizens and law enforcement officers:

1. Reports or Complaints of officer misconduct must be accepted from any person, including anonymous sources, at any time.
2. Complaints shall be accepted regardless of age, race, ethnicity, religion, gender, sexual orientation, disability, or immigration status of the complaining party.
3. Your complaint will be sent to a superior officer or a specially trained internal affairs officer who will conduct a thorough and objective investigation.
4. You might be asked to help in the investigation by giving a detailed statement about what happened or providing other important information or documents.
5. All complaints against law enforcement officers are thoroughly investigated. You will be kept informed of the status of the investigation and its ultimate outcome, if requested, and you provide contact information. The exact discipline imposed is confidential, but you will be advised of the ultimate finding, namely:
  - a. **Sustained**: A preponderance of the evidence shows an officer violated any law, regulation; directive, guideline, policy, or procedure issued by the Attorney General or County Prosecutor; agency protocol; standing operating procedure; rule; or training.
  - b. **Unfounded**: A preponderance of the evidence shows that the alleged misconduct did not occur.
  - c. **Exonerated**: A preponderance of the evidence shows the alleged conduct did occur, but did not violate any law, regulation, directive, guideline, policy, or procedure issued by the Attorney General or County Prosecutor; agency protocol, standing operating procedure, rule, or training.
  - d. **Inconclusive**: The investigation failed to disclose sufficient evidence to clearly prove or disprove the allegation.
  - e. **Policy and/or training deficiency**: the allegation occurred but was the fault of deficiencies in department policy and/or training; therefore, the employee cannot be held accountable.
6. When allegations are sustained, the specific official charges and processing will be conducted according to the personnel practices of the department.
7. If our investigation shows that a crime might have been committed, the county prosecutor will be notified. You might be asked to testify in court.
8. If our investigation shows that the complaint is unfounded or that the officer acted properly, the matter will be closed.
9. Internal affairs investigations are confidential, and all disciplinary hearings shall be closed to the public.