

CUSTODY OF PRISONERS

Directive: 7.10

A. Release of Prisoner from Custody

Members shall not release a prisoner from custody except in conformity with the law. Violation of this regulation will result in disciplinary action as specified for a class C violation.

B. Duty to Report Prisoner's Illness/Injury

The arresting officer is responsible for the safety and protection of the arrested person while in his custody. He shall notify his supervisor or superior officer of any injury, illness, or other conditions which indicate that the arrested person may need special care. **Once the booking procedure for an individual is complete this responsibility will be transferred to the Turnkey.** Violation of this regulation will result in disciplinary action as specified for a class C violation.

C. Allowing a Prisoner to Escape Through Neglect or Carelessness

Members of the department are responsible for the security of prisoners while in their custody. Every effort is to be employed to ensure that prisoners are not placed or left in a position or area where an escape would easily occur. Officers with prisoners in custody shall observe all laws and departmental directives regarding this activity. Violation of this regulation will result in disciplinary action as specified for a class D violation.

D. Duty to Provide Medical Treatment for a Prisoner

Prisoners requiring medical attention shall be delivered to the appropriate emergency hospital. The transporting officer shall be responsible for the security of the prisoner until properly relieved, the custody of the prisoner is transferred to another

authority, or the prisoner is returned to a secure holding facility. Any prisoner transported to a hospital in an ambulance shall be accompanied and guarded by an officer. Violation of this regulation will result in disciplinary action as specified for a class D violation.

NOTE: Should it be determined that an officer failed to provide medical treatment for a prisoner with an obvious need (i.e., bleeding, fractured arm, etc.), the offense shall be elevated to a class A offense.

E. Prisoner Restraint

Only necessary restraint to assure the custody of the prisoner and the safety of the officer will be employed. Violation of this regulation will result in disciplinary action as specified for a class E violation.

F. Custody of Prisoners

Officers charged with the custody of prisoners shall observe all laws and departmental orders regarding this activity. Prisoners shall be kept **secure, and treated fairly and humanely**. Officers transporting prisoners shall do so in a **timely fashion, without unnecessary delay and in accordance** with departmental policy. Violation of this regulation will result in disciplinary action as specified for a class E D violation.

G. Responsibility for Prisoner's Property

The arresting officer is responsible for the security of the personal property in possession of the arrested person or under his control at the time of arrest. Those items and vehicles seized as evidence will remain the responsibility of the arresting officer until turned over to the Support Services Division or the towing company. All other property will become the responsibility of the Turnkey upon taking custody of the prisoner. Violation of this regulation will result in disciplinary action as specified for a class E violation.

H. Prisoner's Property Inventory

Custody of Prisoners and their property shall be transferred to the Turnkey as specified in the Directive entitled Prisoners. All Prisoner Property Receipts will be completed in their entirety. Violation of this regulation will result in disciplinary action as specified for a class E violation.