

A. PURPOSE. To provide guidelines for the transfer, booking and lodging of all persons arrested by the Grand Rapids Police Department

B. ADULT ARRESTS

1. All persons seventeen (17) years of age or older who have been arrested by members of the Grand Rapids Police Department shall be taken to the Kent County Correctional Facility for booking, processing, and lodging unless:
  - a. Released to a hospital for treatment of an illness or injury which required admittance.
  - b. Issued an appearance ticket in the field.
2. If an adult prisoner is denied admission to the Kent County Correctional Facility (KCCF) due to medical conditions, the officer shall:
  - a. Transport the prisoner to a hospital to have the prisoner examined by a physician; and
  - b. Obtain written authorization from the physician that the prisoner can be safely lodged at the Kent County Correctional Facility and transport the prisoner back to KCCF for booking and processing; or
  - c. Contact the Watch Commander for further direction if the prisoner is going to be admitted to the hospital.

C. JUVENILE ARRESTS

1. Juveniles under the age of ten (10) years old are presumed incompetent to stand trial. MCL 330.2062. For juveniles under the age of ten (10), officers must consult with a prosecutor before an arrest is made or petition is filed unless the circumstances surrounding the incident are particularly heinous (e.g., violent felony).
2. Juveniles ten (10) years of age and older but less than seventeen (17) years of age who have been arrested by a member of the Grand Rapids Police Department **shall be processed** at the Kent County Correctional Facility when:
  - a. Arrested for a felony or for a misdemeanor for which the maximum possible penalty exceeds 92 days imprisonment or a fine of one thousand dollars (\$1000) or both;

- b. At the request of the arresting officer or investigating officer; or
  - c. At the request of a supervisory officer.
3. If a juvenile is processed at the Kent County Correctional Facility, he or she shall immediately:
- a. Be released to an appropriate responsible adult.
  - b. Taken to and lodged at the Kent County Juvenile Detention Center.
  - c. Taken to Kids First or another appropriate shelter.
4. Reports shall detail the names of parents/guardians along with their contact information and attempts to contact them. When a juvenile is released to an appropriate responsible adult, that person's information shall be listed in the "parties involved" section of the report.

#### D. TRANSPORTING PRISONERS

1. All arrested persons shall be searched for weapons and contraband prior to transporting.
2. Subjects taken into custody shall be handcuffed behind their back. The exceptions to this rule are:
  - a. When the subject has an injury that does not permit his/her arms to move behind the back.
  - b. When, at the officer's discretion, the subject's age, physical condition, or physical limitations indicate an appropriate change in this procedure.
  - c. When the subject is a juvenile status offender and is compliant to the officer's directions.
3. If one of the above conditions exists, the subject should be handcuffed in front with transport cuffs, if possible.
4. All arrested persons who are to be transported in a patrol vehicle equipped with a prisoner shield are to be placed in the backseat with the sliding shield closed and secured.
5. All arrested persons who are transported in a patrol vehicle shall be secured with a seat belt unless it is unsafe or impractical to do so. The

related report should note the reason for the restraint not being used, i.e. combative, uncooperative, etc.

6. In the event a prisoner escapes custody during transport, the officer shall immediately broadcast information over the radio, including the suspect description and direction of flight. The Watch Commander shall be notified and provided the arrestee information, reason for arrest, and any other pertinent information. The Watch Commander shall determine the need for additional resources, I.E., Special Response Team, Detective Unit, etc. Officers shall include the escape information in their report, including all attempts to recover the suspect.
7. If an arrestee escapes custody during a prisoner transport outside the City of Grand Rapids, the transporting officer shall notify the appropriate jurisdiction to coordinate recovery efforts. The transporting officer shall also notify the Watch Commander and provide all pertinent information and document the escape information and all efforts to recover the suspect in their report.

#### **E. MEDICAL SCREENING REQUIREMENT FOR JUVENILE ARRESTS**

1. Any juvenile arrestee for whom admission is being sought to Kent County Juvenile Court detention facilities must be examined at and cleared by a medical care facility prior to admission to detention if:
  - a. Reasonable cause exists to question the arrestee's physical condition.
  - b. A physical condition exists that may be related to medical circumstances, alcohol ingestion, drug involvement, etc.
2. Examination for medical safety of a juvenile arrestee must be made if the juvenile has been using alcohol or drugs and any of the following symptoms are exhibited:
  - a. Speech is incoherent or slurred
  - b. Difficulty with standing or walking (staggering)
  - c. Shaking, spasms, convulsions, passed out, stupor, dilated pupils, pallor
  - d. Violent, very aggressive toward others
  - e. Suicide attempts or threats

- f. Inability to comprehend or respond
  - g. Having hallucinations or delusions
3. In these circumstances, a statement must be obtained from the examining medical care facility which indicates that the juvenile may be safely cared for in a non-medical facility. This statement must then be presented at the detention facility for admission.
4. Officers requesting detention of juveniles who require medical screening, shall:
- a. Notify their supervisor.
  - b. Attempt to determine what substance was taken and how much of it was taken.
  - c. Contact the parents of the juvenile, requesting them to meet the officer at a local hospital to sign approval for medical examination.
  - d. Release the juvenile to the parents after the examination unless there is cause other than intoxication to request detention.
  - e. Transport the juvenile to the detention facility for admission, submitting the medical approval statement, if there is cause for detention or if the parents refuse custody.
5. If parents of the juvenile cannot be contacted or refuse to authorize a medical examination, the arresting officer shall, in addition to the steps in subsection E.4:
- a. Transport the arrestee to Juvenile Detention admissions, complete the admission form and obtain a court authorization for medical examination as appropriate from the Juvenile Court Supervisor.
  - b. Transport the juvenile to a medical care facility for the medical examination. (The City of Grand Rapids will not accept responsibility for the costs associated with such medical examinations. Medical facility personnel should be advised that the juvenile's parents/guardian are the appropriate responsible party.)
  - c. Return to Juvenile Detention after the examination for admissions, along with the medical examination certificate. Juvenile Court employees will continue efforts to contact the parents. If the parents are contacted by them in time, the provision in subsection E.4.d. may

apply.

#### F. SAFETY PROCEDURES IN KCCF CARPORT

1. Before removing the prisoner from a vehicle after arrival at KCCF, officers will place all handguns, their ASP baton, ECD and OC spray in the secured storage lockers and verify that the sally port doors are fully closed. Officers may then move prisoners to the secured portion of the facility. Officers may retrieve their weapons when it can be done safely, upon leaving the facility.
2. Before entering the secured portion of the correctional facility to pick up prisoners, all handguns, ASP batons, ECDs and OC spray will be placed in the secured storage lockers. Prisoners will be secured in a vehicle prior to retrieval of the secured weapons.
3. If the prisoner displays, verbally or physically, attitudes that present reason to believe there is a potential or actual problem, the officer shall seek and receive assistance from the jail staff prior to discharge of the prisoner from the vehicle or the jail facility.

#### G. BOOKING PROCEDURE

1. Officers shall accurately complete the appropriate Kent County Correctional Facility admissions and property forms. The pink copies of the admissions forms shall be turned in with the officer's work at the end of the shift.
2. All personal property of the prisoner not taken as evidence at the time of the arrest shall be released to a person designated by the prisoner or be properly and accurately documented and submitted to the KCCF intake staff.
3. Officers shall relay to the KCCF intake staff any observations the prisoner may have made, statements they may have heard, or behavior they may have witnessed, which would indicate potential suicide or harm by the prisoner to himself or others, or indicates the need for medical attention.
4. Officers shall remain in the booking area until advised by KCCF intake staff that their assistance is no longer needed.
5. KCCF staff, as part of the booking procedures, will obtain a DNA sample for the specified felonies as well as make consular notifications for arrests of Foreign Nationals.

6. Officers shall complete an incident report for all arrests.

H. BOND AMOUNTS. The following bond amounts for the cited categories have been set by the court and are to be used unless a specific amount has been received via LEIN or inscribed on the warrant by the court. Supervisors may approve a higher bond not to exceed the maximum penalty for the offense.

	<u>BOND</u>
1. Traffic Offenses .....	\$100
2. City or State Misdemeanors .....	\$100
3. State Misdemeanors (1 year penalty) .....	\$500

I. STRIP SEARCHES

1. Legal Authority: MCL 764.25a

a. Definition. A search that requires a person to remove his or her clothing to expose underclothing, breasts, buttocks, or genitalia.

b. A person arrested for a **misdemeanor** offense, or an offense which is punishable only by a civil infraction shall not be strip searched unless:

(1) The person is being lodged into a detention facility by order of the court ; **or**

(2) There is reasonable cause to believe that the person is concealing a weapon, a controlled substance, or evidence of a crime; **and**

(3) Written authorization is obtained from the Unit Commander or Watch Commander.

2. A strip search shall be conducted:

a. In a detention facility, except in the rarest of circumstances where the life of officers or others may be placed at risk and where other alternatives are not readily accessible.

b. By a person of the same sex as the person being searched.

- c. In a place which prevents the search from being observed by a person not conducting or necessary to assist with the search.
3. Officers conducting, assisting or requesting a strip search shall:
    - a. Complete a Strip Search Report form (Appendix A). If the person has been arrested for only a misdemeanor offense, the form shall be signed by the Chief of Police or his designee, i.e. Unit Commander or Watch Commander. This signature is not required for persons arrested for felony offenses, but the form shall still be completed.
    - b. Document in the incident report:
      - (1) The name and sex of the person subjected to the strip search.
      - (2) The name and sex of the person conducting the strip search.
      - (3) The name and sex of the person who assists in conducting the strip-search.
      - (4) The time, date and place of the strip search.
      - (5) The reasonable cause for conducting the strip search.
      - (6) A list of the items recovered from the person who was strip searched.
      - (7) The name and rank of the person authorizing the strip search if necessary.
    - c. Not touch the person in any manner, nor remove anything from or violate a body orifice. A strip search is a visual inspection only.
    - d. Seek a search warrant if the strip search leads an officer to believe that the suspect is concealing a weapon, evidence, or contraband within a body cavity (see subsection J).
    - e. Provide the person strip searched with a copy of the Strip Search Report form.
    - f. Route the original Strip Search Report Form to the Internal Affairs Unit.

## J. BODY CAVITY SEARCHES

### 1. Definitions

- a. *Body Cavity*. The interior of the human body not visible by normal observation, being the stomach or rectal cavity of a person, and the vagina of a female person.
- b. *Body Cavity Search*. The physical intrusion into a body cavity for the purpose of discovering any object concealed in a body cavity.

### 2. Body Cavity Searches shall:

- a. **Not** be conducted without a valid search warrant.
- b. Only be conducted by a licensed physician, physician's assistant, licensed practical nurse, or registered professional nurse acting with the approval of a licensed physician.
- c. Be conducted in the presence of a person of the same sex as the person being searched if the person conducting the search is of the opposite sex.

### 3. Officers requesting a body cavity search shall:

- a. Prepare and obtain a valid search warrant.
- b. Document in the incident report:
  - (1) The name and sex of the person subjected to the search.
  - (2) The name and sex of the person conducting the search.
  - (3) The name and sex of the person who assists in conducting the search.
  - (4) The time, date and place of the search.
  - (5) The name and sex of all law enforcement officers or employees of the law enforcement agency present at the search.
  - (6) The reasonable cause for conducting the search.



- (7) A list of the items recovered from the person who was strip searched.
- c. Provide the person searched with a copy of the search warrant and a copy of the search warrant return.

Appendix A – Strip Search Report

GRAND RAPIDS POLICE DEPARTMENT

Incident #: \_\_\_\_\_

**STRIP SEARCH REPORT**

- This report is to be utilized for persons that have been arrested, but not arraigned, where there is reasonable cause to believe that the person is concealing a weapon, controlled substance, or evidence of a crime.
- If the person is charged with a misdemeanor or offense punishable only by a civil infraction, this form must be signed by the Chief of Police or his designee, i.e. Unit Commander or Watch commander.
- A copy of this form shall be given to the person searched.

_____	_____	_____
ARRESTED PERSON	SEX	DOB
_____	_____	_____
PERSON CONDUCTING STRIP SEARCH	SEX	BADGE #
_____	_____	_____
PERSON ASSISTING STRIP SEARCH	SEX	BADGE #
_____	_____	_____
DATE	TIME	LOCATION OF STRIP SEARCH

Justification for conducting strip search (probable cause to believe):

- Concealing a weapon
- Concealing controlled substance
- Concealing evidence of a crime
- Other (Specify): \_\_\_\_\_

List all items recovered: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Strip search approved by: \_\_\_\_\_

COMMAND OFFICER'S SIGNATURE/BADGE #

\_\_\_\_\_

COMMAND OFFICER'S NAME PRINTED