

## **BLOOMINGTON POLICE DEPARTMENT**

### **STANDARD OPERATING PROCEDURE**

#### **PERSONS IN CUSTODY**

Reviewed by: Asst. Chief Greg Scott	Effective Date: March 9, 1999
Authorized by: Chief Clay Wheeler	Revision Date: March 21, 2019

#### **PURPOSE**

The purpose of this SOP is to institute a procedure for handling persons in the custody and temporary care of the Bloomington Police Department.

#### **PROCEDURE**

##### **GENERAL RESPONSIBILITIES**

When a person is arrested or detained in the Bloomington Police Department, the transporting Officer shall notify the shift commander. This notification shall include the arrested person's name, possible charges, location held and the circumstances.

The shift commander or supervisor of the officer having the arrested or detained persons in his custody is accountable for the care of those persons. The officer having the arrested persons in his custody is responsible for providing reasonable food, medical care and access to toilet facilities for the arrested person. At no time will arrested persons be left unsupervised.

Arrested persons who require hospital treatment should be transported to St. Joseph's Hospital by the most appropriate means. If the arrested person is believed to be suffering from mental illness or to be in a mental crisis, refer to SOP 5.22, Responding To Persons Affected By Mental Illness Or In Crisis.

A supplemental report, detailing the injury/illness and all information having to do with the injury/illness, will be completed by the officer having custody of the person. The complete report of the incident will be directed to police administration via routine channels. Determination of the responsibility for payment of medical services will be made by police administration, and no officer or agent of the Bloomington Police Department will make promise to pay for medical services.

In the event of fire or other disaster, the shift commander, supervisor, or his designee is responsible for the safety and security of all persons detained in the facility.

All persons arrested or detained at the Bloomington Police facility shall be held in a manner that provides for their security and safety, as well as the safety of the personnel of the Bloomington Police Department. At no time will any member of the Bloomington Police Department abuse, neglect or maltreat any person in their care or custody.

### **ARRESTED PERSONS**

Any person arrested should be transported to the McLean County Jail as soon as possible after the arrest.

No arrested person should be detained at the Bloomington Police facility outside of a secured room. All persons arrested will be searched prior to being placed in a secured room. All detention rooms shall be examined for the presence of unauthorized objects before and after each use. Interviews of arrested persons shall be done in the secure interview rooms provided. Officers conducting interviews of arrested persons shall disarm themselves and secure their weapons in the weapons safes provided for that purpose.

If the person arrested is held for further interview by CID personnel, he/she shall be monitored by the shift commander, supervisor, or his designee until the custody is transferred to the CID personnel involved in the investigation. After any required interviews, the person arrested will be transported to the McLean County Jail, and all appropriate transfer documentation will be completed.

### **JUVENILES**

Juveniles arrested for crimes other than status offenses should remain in an officer's custody until such time as they can be transported to the McLean County Juvenile Detention Facility or are released to their parent, legal guardian or other custodial adult. They should be held in a secure room. Every effort should be made to secure their release to appropriate non-police personnel as quickly as is consistent with the investigation of the acts for which they are in custody.

Juveniles awaiting release are to be held upon authorization of the shift commander.

Juveniles being held for status offenses, such as runaway, may be held in the Bloomington Police facility or may be returned to their residence or other location and released to appropriate adult persons, parent or guardian. This may facilitate the more rapid return to availability for the officers involved with the apprehension of such juveniles.

### **MINORS**

**Intoxicated:** affected by alcohol or drugs especially to the point where physical and mental control is markedly diminished.

Persons who are under the age of 21 and who are, or appear to be intoxicated at the time of their arrest will require special consideration.

When persons under the age of 18 will be detained at the McLean County Juvenile Detention Facility the transporting officer will notify detention center personnel during intake that the minor appears to be intoxicated.

Persons under the age of 18 who exhibit signs of being intoxicated and who will not be detained, will only be released to a parent, legal guardian or competent adult as approved by the parent or legal guardian. This process will be documented in the police report. If no parent, legal guardian or approved competent adult can be located, DCFS will be contacted.

When persons over 18 but not yet 21 are transported to the McLean County Jail, the transporting officer will notify jail personnel during intake that the person appears to be intoxicated.

For persons over 18 but not yet 21 who are to be released and who exhibit signs of intoxication, reasonable efforts will be made to release these persons into the care of a responsible adult. These efforts will be documented in the police report.

Regardless of age, should a person's level of intoxication appear to be so severe that there is a concern for their safety or the safety of others, there are two options available to help mitigate the danger to themselves or others.

1. When legally permissible, delay releasing a person until their level of intoxication is reduced or
2. call Bloomington Fire Rescue for an evaluation/treatment.