

3.2.1 Use of Temporary Holding Area

I. POLICY

It is the policy of the Johnstown Police Department that all personnel comply with the provisions of this general order and afford the highest degree of safety for detainees while in police custody.

II. PURPOSE

The purpose of this general order is to establish guidelines for the temporary detention of detainees. This order meets all current laws for the temporary detention of male, female and juvenile detainees. It provides for the safety of the officers and the detainees.

III. DEFINITIONS

1. Temporary Holding Area: A room, space or area for the processing, questioning or testing of detainees where they may not be subject to the continuous control or supervision of agency personnel in the same room, space or area. In rare circumstances, a detainee may be restrained to a fixed object, designed and intended only for such use, for no longer than two hours.

IV. PROCEDURE

A. Supervision and Accountability for Temporary Detainees

1. The officer who places a detainee into a temporary holding room has the responsibility for the supervision, welfare and security of the detainee until the detainee is turned over to another responsible person, placed in a cell or released.
2. Whenever a temporary holding area is occupied, the detainee shall be supervised at all times.

B. Authorization for Use of the Temporary Holding Area

1. The Johnstown Police Department has authorized the following areas for the temporary holding of detainees:
 - a. The Records Department may be used for supervision of non-violent juveniles.

3.2.1 continued

- b. The Detective Bureau may be used for the purpose of interviewing and processing detainees.
- c. The processing room is the primary area for the temporary holding of detainees. This may be used for the purpose of interviewing, processing and testing.
- d. Officers must receive authorization from a supervisor prior to using any area, other than those listed above, for the temporary detention of detainees.

C. Temporary Restraint of Detainees by Securing Them to Fixed Objects

1. When a detainee is to be secured to an immovable object, it will be designed and intended for such use and its use will be limited to no longer than two hours.
2. This method of detention should only be used when no other suitable method is available. Immovable objects designed for this purpose may include a bar or ring to which a handcuff or leg iron can be secured

D. The Separation of Males, Females and Juveniles

1. Males, females and juveniles are not to be housed together in temporary holding areas or in cells. The separation of males, females and juveniles who are under arrest, shall be accomplished by the use of cells, rooms, space or areas.

Effective Date:

Date: June 6, 2007

By Order Of:

Craig Foust
Chief Of Police