

POLICY AND PROCEDURES

NUMBER: 1311

SUBJECT: Court-Ordered Blood Draws

ACA STANDARDS: None

DIRECTOR: Herbert Bernsen

EFFECTIVE DATE: 9/97 REVISION DATE: 4/06, 11/13



I. POLICY

The St. Louis County Department of Justice Services shall cooperate with the courts and other law enforcement agencies when a court-ordered blood draw has been directed.

II. RESPONSIBILITIES

All St. Louis County Department of Justice Services' Corrections and Transportation staff are responsible for the following procedures.

III. PROCEDURES

- A. The Corrections Medicine staff in the Justice Center will not draw blood from inmates in custody for court-ordered blood draws.
- B. Unless otherwise noted on the Court Order, the blood will be drawn at a Community Clinic or a hospital emergency room.
- C. When Justice Services' staff receive a Court Order for a blood draw, the staff member will immediately forward the Court Order to the Transportation Supervisor.
- D. The Transportation Clerk will ensure the blood draw is scheduled for the day the Court Order specifies.

- E. The Transportation Clerk will complete and attach a Trip Ticket, (See Attachment #1) to the Court Order.
- F. The Transportation Supervisor will schedule the appropriate amount of officers for this assignment.
- G. The inmate cannot refuse the Court Order. If the inmate tries to refuse the Court Order, the appropriate supervisor or Unit Manager will have the inmate contact his/her attorney to resolve this matter. All options of communication shall be used to resolve this matter. Force will not be used unless specified in the Court Order. If the Transportation Supervisor is made aware by other staff that force may be needed, the Transportation Supervisor or designee will ask the appropriate judge to write a statement in the Court Order allowing the use of necessary force. (See Policy #823 Use of Force)
- H. Before departing the Justice Center, one of the escorting Transportation Officers will contact the officer of the law enforcement agency that requested the Court Order. This officer will inform the law enforcement officer that the inmate is en route to the clinic or hospital for the blood draw. It is very important to coordinate the arrival time at the clinic or hospital with the law enforcement officer.
- I. See Policy #1319, Inmate Transport to Community Clinic for instructions of movement of the inmate to the clinic or hospital.
- J. Upon arrival at the clinic or hospital, ensure the law enforcement officer has arrived before the inmate has his/her blood drawn.
- K. When the inmate's blood is drawn, only the law enforcement officer involved and the medical staff shall have contact with the blood sample. The Transportation Officers shall not have contact with the blood sample. This is to ensure the preservation of evidence.
- L. After the inmate is returned to the Justice Center, one of the transporting officers will return the Court Order to the Transportation Clerk who will file the document.