

POLICY AND PROCEDURES

NUMBER: 1316

SUBJECT: Conditional Releases

ACA STANDARDS: 4-ALDF-5B-16

INTERIM DIRECTOR: *Lt. Col. Troy Doyle*

EFFECTIVE DATE: 9/97 REVISION DATE: 9/06, 1/09, 11/11,
9/19



I. POLICY

The St. Louis County Department of Justice Services shall request from the court for the conditional medical recognizance release of inmates to a hospital for medical care beyond the resources available in the Justice Center.

II. RESPONSIBILITIES

All St. Louis County Department of Justice Services' Corrections, Corrections Case Managers and Corrections Medicine staff are responsible for the following procedures.

III. PROCEDURES

A. General Information

- [1. Only inmates who are not a high risk of escape and/or not considered a threat to the community will be *considered for a conditional medical recognizance release.*]
2. Such a release is only for inmates who need medical care beyond the resources available in the Justice Center.

B. Use of the Conditional Medical Recognizance Release

- [1. The Corrections Medicine staff will inform the Superintendent of Security/designee *and the Supervisor of Community Corrections/designee* that an inmate needs to be transferred to the

hospital for medical care which cannot be provided by the Corrections Medicine staff or if the cost of providing the necessary medical care will be at great cost to St. Louis County.]

- [2. The Corrections Medicine staff will provide a written statement stating why the referral is being made and send the statement to the Superintendent of Security *and the Supervisor of Community Corrections.*]
- [3. The *Supervisor of Community Corrections*/designee will ensure a Corrections Case Manager checks the inmate's file to ensure that the inmate qualifies for a conditional medical recognizance release. The qualification includes the following:]
 - a. No history of violent charges
 - b. No history of escape charges
 - c. Current charges do not include:
 - (1) Murder
 - (2) Rape
 - (3) Assault
 - (4) Escape
 - (5) Fugitive from Justice
 - (6) Parole Violation (class A or B Felony)
 - (7) *Other serious class A or B Felony Crimes Against Persons*
- [4. The *Supervisor of Community Corrections/Pre-Trial Release Corrections Case Manager* will contact the Prosecuting Attorney and the inmate's private attorney/Public Defender and inform him/her of the situation. If the inmate is on probation or parole, the *Supervisor of Community Corrections* will contact the Probation/Parole Officer and inform him/her of the situation.]
- [5. The *Supervisor of Community Corrections/Pre-Trial Release Corrections Case Manager* will present the facts to the appropriate court for approval or disapproval, unless persons mentioned in section B-3 deny the conditional release.

NOTE: No other staff are to approach the Courts in regards to such request.]

- [6. The Judge in the appropriate court will approve or disapprove the request for conditional medical recognizance release of the inmate, based on the information given by the *Supervisor of Community Corrections/Pre-Trial Release Corrections Case Manager.*]

NOTE: Any hospital post assumed directly from the Intake Service Center may also be considered for a conditional medical recognizance release.

7. If any persons mentioned in Section B-3 of these procedures denies the conditional release of the inmate, that inmate will receive the same medical care, but the inmate will be placed on a hospital post. (See Policy #1317 Hospital Post)

- [8. Once the approval is received, the *Supervisor of Community Corrections/Pre-Trial Release Corrections Case Manager* will complete a Recognizance Bond.]

- [9. The *Supervisor of Community Corrections/Pre-Trial Release Corrections Case Manager* will then ensure that a copy of the Recognizance Bond is given to *the Watch Commander and the Bonding Supervisor/designee.*]

- [10. The *Watch Commander/designee* will ensure that a copy of the *Recognizance Bond* is given to the following:

- a. *Transportation Officer (if necessary)*
- b. The appropriate hospital nurses' station
- c. Hospital security
- d. The inmate.]

NOTE: Most conditional medical recognizance releases will not be sent directly with the inmate to the hospital. These conditional medical recognizance releases will be taken to the hospital in person by a Transportation Officer and given to the nurse's station where the inmate is located, other appropriate hospital personnel and the inmate.

11. The Transportation Officer will also have the inmate sign the Recognizance Bond. The officers will give a copy of the

Recognizance Bond to the inmate. The officers will then remove all restraints from the inmate and return to the Justice Center.

- 12.** The Transportation Officer will return the signed Recognizance Bond to the Bonding staff. The Bonding staff will place the signed bond in the inmate's file.