DEPARTMENT OF CORRECTIONS

Policy Number:	**107.050**
Title:	**Offender Arrest and Transport – Office of Special Investigations**
Effective Date:	**12/17/19**

PURPOSE: To provide procedures for fugitive apprehension unit members (FAUMs) in making an arrest and to ensure safe transportation of department-arrested offenders to county jails in the jurisdiction where the arrest was made.

APPLICABILITY: Department of corrections fugitive apprehension unit members (FAUMs)

DEFINITIONS: None

PROCEDURES:

A. When possible, fugitive apprehension unit members (FAUMs) use local law enforcement during arrest situations.

B. FAUMs must wear "raid" jackets or vests to identify themselves as police officers during arrest situations.

C. FAUMs must clearly display their department-issued badges or raid vests with markings when making an arrest. The FAUM informs the offender that the offender is under arrest, and that there is a warrant. The reason the warrant was issued can be explained, if known, by the FAUM anytime during the arrest.

D. When the situation safely permits, the FAUM takes physical control of the offender as soon as possible using only the minimum force necessary.

E. The FAUM double locks the offender's handcuffs behind the offender's back, checks the handcuffs for tightness, and searches the offender for weapons or other illegal items. FAUMs may use discretion by handcuffing the offender in a safe/tactical manner if a medical issue exists that prevents the FAUM from handcuffing the offender behind the back.

F. If necessary and prior to any questioning about any criminal charges, the FAUM reads and electronically records the Miranda warning to the offender. Electronic recordings of Miranda warnings are retained by the FAUM conducting the interview on the FAUM's identified shared drive on the Minnesota DOC server.

G. The FAUM notifies the hearings and release unit (HRU) during business hours with the offender's name, offender identification (OID) number, and location the offender is going to be held, and notifies the Oak Park Heights facility warrants staff outside of HRU business hours.

H. FAUMs transport arrested offenders to county jails in the jurisdiction where the arrest was made, using department-assigned vehicles specially equipped with a screen to separate the offender from the driver. Staff must handcuff all transported offenders behind their backs when physically possible to do so. All handcuffs are double-locked when practicable.

1. FAUMs may request permission from the office of special investigations (OSI) deputy director – fugitive unit, the assistant director – investigations, or the director of OSI for permission to transport an offender outside of the arrest jurisdiction with reason.

2. FAUMs may also be requested to transport an offender directly to a Minnesota DOC correctional facility by the deputy director – fugitive apprehension unit, the assistant director – investigations, or the director of OSI.

I. Securing an offender by binding the offender's feet to the offender's hands behind the offender's back is prohibited.

J. When transporting an offender of the opposite sex, the FAUM(s) must notify the jurisdiction's dispatcher of the departure time and the beginning odometer reading. Upon arrival at the county facility, the FAUM must notify the jurisdiction's dispatcher of the arrival time and ending odometer reading.

K. The FAUM must complete and submit all reports – in the augmented criminal investigation support system (ACISS) – within 24 hours of the time of arrest or as directed by the FAUM unit supervisor. The FAUM must enter the odometer readings in the ACISS report along with the jurisdiction dispatch with which the radio transmission was confirmed when the transport was of an offender of the opposite sex from the FAUM.

INTERNAL CONTROLS:

A. Reports are maintained in ACISS.

B. Electronically-recorded Miranda warnings are retained on the Minnesota DOC server by the FAUMs.

C. All odometer readings of offenders of the opposite sex from the driver are entered into the ACISS report along with the jurisdiction dispatch with which the radio transmission was confirmed.

ACA STANDARDS: None

REFERENCES: Minn. Stat. § 243.05, subd. 1(c), (d) and (e)
Miranda v. Arizona, 384 U.S. 436 (1967)
State v. Scales, 518 N.W.2d 587 (Minn. 1994)
Policy 107.042, "Office of Special Investigations – Apprehension and Detention Order"

REPLACES: Policy 107.050, "Offender Arrest and Transport – Office of Special Investigations", 3/6/18.
All facility policies, memos, or other communications whether verbal, written, or transmitted by electronic means regarding this topic.

ATTACHMENTS: None

APPROVED BY:
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