

KERN COUNTY SHERIFF'S OFFICE

Detentions Bureau Policies and Procedures

TITLE: INCARCERATED PEOPLE PROPERTY SEIZED BY LAW ENFORCEMENT C-1000

EFFECTIVE:	REVIEWED:	REVISED:	UPDATED:
June 30, 1990	07-11-24	01-30-98	07-11-24

APPROVED BY: Detentions Bureau Chief Deputy Cindy Cisneros

REFERENCE: (Turner (9th Cir. 1994) 28 F. 3rd 981, 983)

POLICY

After the booking process is completed and an incarcerated person's personal property has been inventoried and stored the arresting or investigating peace officer may examine or seize any of the property as evidence.

If the officer does not have a search warrant, court order, or a consent to search form, signed by the incarcerated person, it will be necessary for the officer to complete a Property Release Form (Form # 580-2210-1155) and present it to the Shift Supervisor. It will not be necessary to have the incarcerated person sign the form or give consent to the seizure of the property.

Procedure A. Search and Seizure from Incarcerated person's Personal Property Bag

The Sheriff's Support Technician (SST) will:

- Instruct the officer to wait in the lobby.
- Notify the Shift Supervisor that an officer requests to view or seize incarcerated person property.

The Shift Supervisor, or their Designee, will:

- Meet the requesting officer.
- Receive the Property Release Form, search warrant, court order or Consent to Search Form from the officer.
- Initial and date the document.

TITLE: INCARCERATED PEOPLE PROPERTY SEIZED BY LAW ENFORCEMENT C-1000

- Retrieve the personal property bag and give it to the searching officer.
- Monitor the search and seizure and obtain a receipt for any items seized.
 - This may be written on the back of the document.
- Make copies of the Property Release Form, search warrant, court order, or Consent to Search Form, along with the receipt given, and route to the incarcerated person.
- Place copies of the Property Release Form, search warrant, court order, or Consent to Search Form, along with the receipt given, in the property bag.
- Place the original copies of all documents in the incarcerated person's file.
- Re-seal the property bag.
- Put the property bag back.

Procedure B. Search and Seizure of Incarcerated people Clothing or Bulk Property**The SST will:**

- Instruct the visiting officer to wait in the lobby.
- Notify the Shift Supervisor that an officer request to view or seize an incarcerated persons property.

The Officer will:

- Meet with the officer in the lobby.
- Take the officer to the property storage area.
- Receive the Property Release Form, search warrant, court order or Consent to Search Form from the officer.
- Initial and date the document.
- Get the incarcerated person's property card.

TITLE: INCARCERATED PEOPLE PROPERTY SEIZED BY LAW ENFORCEMENT C-1000

- Get the incarcerated person's property.
- Give the incarcerated person's property to the other officer.
- Monitor the search and seizure and obtain a receipt for any items seized.
 - This may be written on the back of the document.
- List the items seized by the officer on the property card.
- Have the officer sign the property card for all items seized.
- Put the property card back in the file.
- Put the remaining property, if any, back in the Property Storage area.
- Escort the officer to the lobby.
- Make copies of the Property Release Form, search warrant, court order, or Consent to Search Form, along with the signed property card, and route to the incarcerated person.
- Place the original Property Release Form, search warrant, court order, or Consent to Search Form in the incarcerated person's file.