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Issue: 25-09

TRAINING BULLETIN

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Consent Search of a Residence

The Stipulated Judgement Paragraph 72 states:

"If feasible, a KCSO deputy shall immediately notify a supervisor when considering a home search based on consent, and the supervisor shall approve the search before it is conducted."

When feasible, Sheriff's Office personnel, having received consent to search a residence, shall notify a supervisor before searching. If not feasible, there must be facts given as to why notification was not feasible. This information needs to be documented to ensure the Sheriff's Office complies with the Stipulated Judgment.

Reporting for this requirement will be entered in a RIPA report via the LEFTA – PASS application. These questions will include:

1. Consent Search of Residence Conducted? **Yes/No**
2. Was the consent audio/video recorded? **Yes/No**
3. Approved by a Supervisor Prior to Search? **Yes/No**
4. Supervisor Name who approved the Search (N/A is not Approved)? **Yes/No/ N/A**
5. If supervisor approval prior to the search was not feasible, state reason. **Narrative**

To add a "Consent Search of a Residence" section to a RIPA report, do the following:

- Click Gear Icon on the upper right (same section used to add another RIPA for additional detained subjects).
- Click the Plus Sign next to "Consent Search of Residence".
- The Consent Search of a Residence section will be added to the RIPA report.

The "Consent Search of a Residence" section is required only when a consent search of a residence is conducted. If consent is not given, this addition to the RIPA form is not necessary.

If a residence is searched based on parole, probation, post-release community supervision (PRCS), electronic monitoring program (EMP) status, an arm's reach search during an arrest incident within the residence, or a search warrant, this section does not apply, even if consent is requested and granted.

There may be instances where a search is conducted due to a non-reportable condition (such as parole or probation), but deputies may ask individuals connected to the residence for consent to search areas that are not accessible to the parolee or probationer. In these cases, deputies must obtain consent and document it with the RIPA entry mentioned earlier.

If there are any questions, please contact Sergeant Walter Milam of the Body Worn Camera Unit.

The training bulletin must be reviewed by all affected personnel no later than **April 18, 2025**.