

**MARIN COUNTY SHERIFF'S DEPARTMENT
CUSTODY DIVISION POLICY AND PROCEDURE MANUAL**

CHAPTER 10 - MEDICAL
CUS - 10 - 16
PAGE 1 of 2

May 30, 2018

MEDICAL RIGHTS OF FEMALE INMATES

POLICY

This notice will be posted in a common area of Pod F for female inmates to read.

PROCEDURE

Female inmates found to be pregnant and desiring abortions shall be permitted to determine their eligibility for an abortion pursuant to law and if determined to be eligible, shall be permitted to obtain an abortion. The rights provided for females by this section shall be posted in at least one conspicuous place to which all female inmates have access. This notice will be posted in the Pod multi-purpose room.

Any female confined in any local detention facility shall upon her request be allowed to continue to use materials necessary for:

1. Personal hygiene with regard to her menstrual cycle and reproductive system.
2. Birth control measures as prescribed by her physician.

Any female inmate in any local detention facility shall have the right to summon and receive the services of any Physician and/or Surgeon of her choice in order to determine whether she is pregnant. The Facility Commander of such facility may adopt reasonable rules and regulations with regard to the conduct of examinations to effectuate such determination. Upon confirmation of an inmate's pregnancy, she shall be advised, orally or in writing, of the standards and policies governing pregnant inmates including, but not limited to, relevant regulations, and the correctional facility policies.

If the inmate is found to be pregnant, she is entitled to a determination of the extent of the medical services needed by her and to the receipt of such services from the Physician and/or Surgeon of her choice. Any expenses occasioned by the services of a Physician and/or Surgeon whose services are not provided by the facility shall be borne by the inmate.

An inmate known to be pregnant, or in delivery or recovery shall not be restrained by the use of leg irons, waist chains, or handcuffs behind the body. A pregnant inmate in labor, during delivery or in recovery, shall not be restrained by the wrists, ankles or both unless deemed necessary for the safety and security of the inmate, staff, or the public.

Restraints shall be removed when a professional who is currently responsible for the medical care of a pregnant inmate during a medical emergency, labor, delivery, or recovery after delivery determines that the removal of the restraints is medically necessary.

Family Planning services shall be offered to each and every woman inmate at least 60 days prior to a scheduled release date. Upon request any woman inmate shall be furnished by the county with the services of a licensed physician or shall be furnished by the county or by any other agency which contracts with the county with services necessary to meet her family planning needs at the time of her release. (PC 4023.5)

RELATED STANDARDS:

Penal Code Section 3047

Penal Code Section 4023.5, Appendix A

Penal Code Section 4028

Penal Code Section 4023.6, Appendix A

Penal Code Section 5007.7

Penal Code Section 6030 (f)

Therapeutic Abortion Act, Chapter 11, Section 25950, Division 2, Health and Safety Code

DATE REVISED

08/03/94

09/25/09

04/19/13

By order of

|
-Jamie Scardina
BUREAU COMMANDER