

MARIN COUNTY SHERIFF'S DEPARTMENT
CUSTODY DIVISION POLICY AND PROCEDURES MANUAL

CHAPTER 4 - HOUSING
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DATE
03-25-18

INMATE TELEPHONE ACCESS

POLICY

It is the policy of the Marin County Sheriff's Office to provide inmates housed at the Marin County Jail with access to telephones, with selected free access to county services and alcohol and drug programs.

PROCEDURE

Upon being booked into the Marin County Jail, inmates will be provided access to free local telephone calls in order to arrange for bail, contact an attorney, or contact any other person of their choice. All long distance telephone calls from booking shall be at the inmate's expense through the use of a pre-purchased inmate account or by making a collect call. The inmate will be provided with selected free access to county services such as the public defender's office, social services, and the probation department.

Inmates housed at the Marin County Jail will be allowed access to the pod phones during the general unlock hours. All telephone calls made from the housing level are at the inmate's expense through use of a pre-purchased inmate account or by making a collect call. All housed inmates will also be provided with selected free access to county services such as the public defender's office, social services, and the probation department.

For the safety and security of the Marin County Jail and to detect and investigate crimes, inmate telephone calls over lines operated by a common carrier will be monitored and recorded without a warrant. Reasonable notice shall be given to inmates that phone calls will be monitored and recorded. This can be done by; (1) an inmate orientation session, (2) an inmate handout, (3) posting of notices near the telephones, or (4) a recorded warning of monitoring and recording. Federal courts have ruled that implied consent exists if the inmate was given any of these four notices.

The Pod Deputy will turn the pod phones on at general unlock in the morning and will turn the pod phones off at general lockdown at night. Each phone is equipped with free access to the Marin County Public Defender, Social Services including Community Violence Solutions' Rape Crisis Center for PREA related reporting, Probation Department, Court Clerks, Department of Family Services, and any other County Office the Jail Commander deems necessary and appropriate. There will also be free access to select alcohol and drug treatment programs at the discretion of the Jail Commander.

Inmates on lockdown status will be allowed access to the phones during their scheduled time out of their cell. All phones in the lockdown pods are equipped with the same access as the general population pods.

On occasion, a bona-fide emergency situation may develop that makes appropriate a phone call from an inmate to an immediate family member at the county's expense. Bona-fide emergencies can include the verified death or serious injury to a family member, birth of a child, or other unexpected and traumatic

occurrences. In the event of a bona-fide emergency, the Housing Sergeant may grant permission for an inmate to telephone an immediate family member at the County's Expense. The length of the phone call is not to exceed the time necessary to appropriately address the emergency at hand. Determination of whether or not a particular situation rises to meet the standard of a bona-fide emergency is left to the discretion of the Housing Sergeant. Inmates who believe they have a bona-fide emergency situation requiring a telephone call at the County's expense may make a written request to be allowed free phone access. Requests will be written on an Inmate Request Form and be forwarded to the Housing Sergeant for final action via the inmate's Pod Deputy.

Inmates on disciplinary segregation status are not allowed phone access as a part of their disciplinary action. Only a Sergeant can approve a phone call for an inmate on disciplinary segregation status.

RELATED STANDARDS

Title 15, Article 7 Section 1080
People vs. Loyd

DATE REVISED

08-03-94
06-04-02
03-02-00

DATE REVIEWED

3/25/18

By order of

JAMIE SCARDINA
BUREAU COMMANDER