

Germantown Police Department

Policies and Procedures

Number: 2-3
Effective Date: January 1, 2003
Subject: Warrant Arrests
Previous Revisions:

I. PURPOSE

The purpose of this policy is to establish procedures for arresting persons with outstanding warrants.

II. POLICY

It is the policy of the Germantown Police Department for officers to arrest wanted persons, upon verification of the existence of a valid warrant and upon verification of the person's identity.

III. PROCEDURE FOR DEFENDANTS ARRESTED ON WARRANTS

The following procedures will be followed when a person(s) is arrested on a warrant:

When an officer stops an individual and determines there is an outstanding warrant for that person and the outstanding warrant charges are the only charges to be placed against the individual, the officer should:

- A. Have the dispatcher contact the issuing agency to determine if a car from that agency can meet on the scene to take the prisoner into custody.
- B. Have the dispatcher contact the issuing agency to determine if a car from that agency can meet at a predetermined location (ex: city limits or a halfway point between jurisdictions).
- C. Transport the prisoner to the agency and turn the prisoner over to an officer of that agency. This does not mean that the Germantown Police officer shall book the prisoner into another jail.
- D. Transport the prisoner to the Germantown jail if none of the previous three conditions can be met.

- E. Whenever such an arrest is made, officers will complete an Arrest Report and obtain a CAD number from Communications, charge the prisoner with “Hold for Another Agency”, photograph the prisoner and assign the prisoner a B of I number.
- F. The prisoner shall be held in the Germantown Jail no longer than 12 hours for a local law enforcement agency within a 50 mile radius.
- G. The prisoner shall be held in the Germantown Jail no longer than 72 hours for all other state of Tennessee law enforcement agencies.
- H. Out of state law enforcement agencies must complete extradition procedures and take custody of the prisoner within 6 days. Time requirements begin upon the prisoner’s being eligible for release from the Germantown Jail on any Germantown charges (bond posted, etc.).
- I. In the event the time requirements are not met, the prisoner is subject to being released unless deemed a danger to the public.

IV. PROCEDURE FOR ARRESTS ON JUVENILE COURT WARRANTS AND ATTACHMENTS PRO CORPUS (JC)

An officer may check for adult Juvenile Court warrants or Juvenile Attachments Pro Corpus through the dispatcher. (An Attachment Pro Corpus serves the same purpose as a warrant. It is issued by a Juvenile Court Judge and instructs officers to bring juveniles to Juvenile Court).

Juveniles should be transported to Juvenile Court intake.

NOTE: It should be noted that officers may arrest based on knowledge that a warrant for a person’s arrest is in existence. It is not necessary that the officer have the warrant in his/her possession at the time of arrest.

Individuals with outstanding warrants not covered by the sections above will be transported to the Germantown Police Department jail.

V. REVIEW PROCESS

An annual review of this policy shall be conducted to determine if it should be revised, cancelled or continued in its present form.

This order shall remain in effect until revoked or superseded by competent authority.

