

1.3.B.3 Mutual Assistance to Law Enforcement Agencies

I Policy Index:



Date Signed: 08/14/2017
Distribution: Public
Replaces Policy: 3B.8
Supersedes Policy Dated: 09/16/2016
Affected Units: All Units
Effective Date: 08/15/2017
Scheduled Revision Date: July 2018
Revision Number: 17
Office of Primary Responsibility: DOC Administration

II Policy:

Specifically trained Department of Corrections (DOC) staff may be used to assist other law enforcement agencies in emergency situations.

III Definitions:

Specifically Trained Staff:

For purposes of this policy, specifically trained staff will normally include, but is not limited to, negotiators, critical incident debriefing team members and other staff not directly involved in any use of force.

IV Procedures:

1. Request for Mutual Assistance:

- A. All requests received by the DOC from other law enforcement agencies for mutual assistance that does not directly involve a DOC offender(s), will be immediately forwarded to the Secretary of Corrections.

2. Authorization of Mutual Assistance:

- A. Only the Secretary of Corrections, or in his/her absence the Deputy Secretary, may authorize mutual assistance to another public law enforcement agency.
- B. No staff member of the DOC who has been temporarily assigned duty within the jurisdiction of another public law enforcement agency for the purpose of providing mutual assistance may be held civilly liable for providing assistance except for acts of willful misconduct or gross negligence (See SDCL § 34-48-9).

V Related Directives:

SDCL § 34-48-9

VI Revision Log:

October 2002: Moved definition of specifically trained personnel to definition section.

- July 2003:** Revised the definition of Specifically Trained Personnel.
July 2004: Changed affected units from Adult Institutions to All Units.
July 2005: No changes made.
July 2006: No changes made.
August 2007: Revised the policy statement.
July 2008: Revised formatting of policy in accordance with DOC policy 1.1.A.2.
July 2009: Reviewed with no changes.
July 2010: Revised formatting of Section I.
July 2011: Reviewed with no changes.
July 2012: Deleted "Non-Public" and Replaced with "Public"
July 2013: Reviewed with no changes.
July 2014: Removed "canine unit" from policy statement.
July 2015: Reviewed with no changes.
July 2016: Added "that does not directly involve a DOC offender(s)" in Section 1 A. Added B. to Section 2.
July 2017: Reviewed with no changes.

Denny Kaemingk (original signature on file)

08/14/2017

Denny Kaemingk, Secretary of Corrections

Date