

LAKE COUNTY JUVENILE HALL

NOTICE

of

USE of CHEMICAL AGENTS

TO: ALL MINORS UPON INTAKE

THE STAFF AT THE LAKE COUNTY JUVENILE HOME WILL USE FORCE AND/OR CHEMICAL AGENTS (PEPPER SPRAY) IF THE SAFETY AND SECURITY OF THE OTHER DETAINEE'S OR STAFF ARE AT RISK.

FORCE AND/OR CHEMICAL AGENTS WILL BE USED IF YOUR BEHAVIOR IS PHYSICALLY THREATENING TO OTHERS OR YOURSELF.

PEPPER SPRAY IS CARRIED BY ALL JUVENILE HOME STAFF AND THIS SPRAY CAN BE USED ON YOU IF THREATS OR ACTS OF VIOLENCE OCCUR.

Signed: _____

DETAINEE

DATE

Signed: _____

JUVENILE CORRECTIONAL OFFICER

DATE

Behavioral Discipline

1. Admonishment (Least restrictive actions) A detainee is counseled regarding the rule violation and given a warning.
2. Time-out (Next least restrictive action) A short time-out, up to 30 minutes, or a privilege loss.
3. Room restriction (Most restrictive action) A behavior report, loss of privileges up to 2 hours.
4. Special Programs (Implemented by a Senior Juvenile Correctional Officer) There are a variation of programs that a senior may implement according to the severity of the infractions and or incident. All programs are evaluated by a senior or designee daily.
 - A. One day program: The detainee will remain in his room for the day with an hour out for his large muscle exercise per Minimum Standards for Juvenile Facility Title 15. Section 1371.
 - B. Two day program: The detainee will remain in his room for two days with an hour out per day.
 - C. Meal Program: The detainee will eat all his meals in his room, not with the group in the dining hall.
 - D. Full Program: The detainee will remain in his room for all recreations and meals with an hour out per day. The detainee will earn a recreation or a meal back on his program with every day of good behavior. (No behavioral reports)
 1. Minimum length of time is six days with recreations out.
 2. Maximum length of time will depend on the detainee's behavior. With every behavioral report the program is postponed a day.
 - E. 30/30 Program: The detainee will remain in his room for the day with 30 minutes out of his room twice a day. This is done without the group.

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TO: ALL MINORS UPON INTAKE

THE STAFF AT THE LAKE COUNTY JUVENILE HOME WILL USE FORCE, MECHANICAL RESTRAINTS AND/OR CHEMICAL AGENTS (PEPPER SPRAY) IF THE SAFETY AND SECURITY OF THE OTHER DETAINEE'S OR STAFF ARE AT RISK.

FORCE, MECHANICAL RESTRAINTS AND/OR CHEMICAL AGENTS WILL BE USED IF YOUR BEHAVIOR IS PHYSICALLY THREATENING TO OTHERS OR YOURSELF.

PEPPER SPRAY IS CARRIED BY ALL JUVENILE HOME STAFF AND THIS SPRAY CAN BE USED ON YOU IF THREATS OR ACTS OF VIOLENCE OCCUR.

Signed:

DETAINEE

DATE

Signed:

JUVENILE CORRECTIONAL OFFICER

DATE

H6: Oleoresin Capsicum (OC) Policy

I. Authority

Chief probation officer
Penal code sections 830.5 and 12400, et. Seq.

II. Purpose

To implement policy regulating the carrying and use of OC spray by probation and juvenile hall personnel.

III. Responsibility

It is the responsibility of all probation and juvenile hall personnel to be aware and comply with this policy.

IV. General provisions

OC spray may be used to control, restrain, or subdue imminent or actual violent behavior where such behavior presents a clear danger to staff or other persons. OC spray shall never be used indiscriminately or in response to simple threats of violence, but may be used when there is a credible threat of violence coupled with the present ability to cause injury. Before using OC spray, staff should always consider the use of less noxious alternatives provided these remedies do not significantly increase the risk of danger to staff or others.

V. Specific provisions

OC spray is a highly concentrated form of peppers or a similar synthetic substance that affects the mucus membranes of humans. OC tear gas, when applied to the face, typically causes the following reactions: swelling of the mucus membranes; involuntary closing of the eyes; gagging; shortness of breath; and an intense burning sensation on exposed areas of the skin. Most persons encountering OC involuntarily bend over at the waist or drop to their knees, regardless of their emotional or intoxicated state. These symptoms are temporary and will dissipate within 45 minutes; and with treatment, most effects will dissipate within 15 to 20 minutes.

OC spray products must be used in hand-held canister form. Maximum effectiveness is achieved when the target is at least six feet away, but is not more than ten feet away from the canister when sprayed. The acceptable range is three feet to twelve feet. OC tear gas must contact the target's face to be effective. Spraying the person below the face will not cause the desired effects.

1. Authority to use OC

The lake county chief probation officer authorizes deputy probation officers (sworn personnel) and juvenile correctional officers to carry and use OC spray under the following conditions:

- A. The officer has completed the required department training certified by POST/STC, which shall be a minimum of four hours. Training shall be repeated at the direction of the chief probation officer.
- B. The officer is on duty.
- C. Each deputy probation officer shall, before arming with or using OC spray, receive written authorization from the chief probation officer who may at any time revoke said authorization. Each juvenile correctional officer shall receive written authorization from the chief probation officer, following a recommendation from the juvenile hall superintendent before arming with or using OC spray; and the chief probation officer may at any time revoke said authorization.

No employee shall handle OC spray units/containers unless specifically authorized to use the substance pursuant to this policy.

3. Use of OC

- A. Caution should be taken prior to applying OC spray on resisting persons engaged physically with other officers or not isolated from bystanders.
- B. Caution should be taken prior to using OC spray in windy conditions. Target should always be downwind.
- C. Due to the close range of the encounter, it is extremely important that the officer spray the OC then immediately move laterally to sidestep attack.
- D. OC should be carried so that it is concealed from the targeted person when the officer stands in position. Officers should seek the advantage by diverting the person's attention so that the OC is applied without giving the person time to react.
- E. OC canisters should be shaken once a month to ensure that the active ingredients are properly mixed.
- F. Officers should recognize the limitations of non-lethal chemical agents, especially where persons are armed with deadly force.

4. Aftercare procedure

The following procedures should be carefully followed after an individual has been sprayed with OC spray:

- A. Immediately restrain subject with handcuffs (behind back) or with waist chains/cuffs or other approved restraints.
- B. Tell the person to calm down, relax, and try to breathe normally. Assure the person that the effects will diminish and dissipate shortly.
- C. As soon as practical, flush face and

contaminated area with cool water and wash with mild soap. This will reduce the time needed for the symptoms to dissipate.
Contact CFMG

- D. All symptoms should disappear within 15 to 45 minutes without after effects. Care should be taken when applying on individuals with emphysema and asthmatic conditions as OC may cause severe temporary effects on these persons.
- E. If these symptoms do not disappear within the 45 minute period or they worsen during this period contact CFMG.
- F. If the subject is booked into juvenile hall or the county jail, the booking personnel shall be notified of the use of OC on the subject.

5. Documentation

Probation officers and juvenile hall staff must submit a special incident report to the superintendent with a copy to the chief probation officer within twenty-four (24) hours, when the OC spray is used.

This report must include the following:

- A. A sufficient description of the incident to justify the use of OC.
- B. A description of how OC was applied and the results obtained.
- C. A complete description of aftercare procedures employed, including treatment & notification of medical staff.

6. Miscellaneous matters

- A. Oleoresin capsicum spray is the only chemical agent approved for use by the lake county probation department/juvenile hall. Officers, while on duty, may only use the OC

products issued and approved by the lake county chief probation officer.

Any probation officer/juvenile hall employee carrying or using OC spray when off duty, without written authorization to do so, shall be deemed to be acting outside the scope and course of his/her employment and to be acting completely independently from the county. The county assumes no responsibility or liability for the actions of such probation officer/juvenile hall employee. Any liability arising from such possession or use of OC spray shall be the sole individual liability of the individual probation officer/juvenile hall employee.

- B. Each person issued security equipment including OC spray, shall be personally responsible for the proper care and use of this equipment.
- C. If any canister becomes damaged, fails to function, or is emptied, the officer shall forward it to the chief probation officer or juvenile hall superintendent with a request for disposal and /or a new issue. All used canisters will be turned over to the department safety officers for proper disposal.