

**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT
COURT SERVICES BUREAU
POLICIES AND PROCEDURES MANUAL**

DATE	DISSEMINATION	CATEGORY	NUMBER
March 13, 2013	VISTA	COURT HOLDING	E.10.V
SUBJECT: JUVENILE INMATE ACCESS TO COUNSEL – TITLE 15 COMPLIANCE			PAGE 1 of 2

Purpose:

To delineate the authority granted, and the guidelines court holding personnel will follow, when dealing with attorneys visiting juvenile inmates in the court holding area.

Policy:

Court holding deputies are the primary authority in determining when and where a juvenile inmate will have access to counsel. They will balance the needs of the court and proper legal defense with the legal mandate that juvenile inmates be kept separate from adult inmates. Staff will also adhere to the requirement that the court holding area remain safe for staff, attorneys and other visitors and inmates alike.

Procedure:

- I. Attorneys requesting entry to the attorney visiting area, or any part of court holding shall have identification (Driver's License and California Bar Card) on their persons and available for inspection.
- II. The primary area for attorneys to visit with juvenile inmates shall be the bench in the hallway leading to the exit adjacent to the Vista Patrol Station.
 - A. Because of the close physical contact possible between attorneys and inmates in court holding, deputies will use discretion when determining who will be allowed into the court holding area;
 - B. All attorneys allowed into the court holding area will follow the visitor's log procedures outlined in CSB Policy and Procedure section A.6;
 - C. Only the authorized persons listed in CSB Policy and Procedure section E.13 will be allowed to accompany attorneys into court holding;
 - D. Court holding deputies will have the primary authority to exclude those persons who may adversely affect the safety and security of the court holding area.
- III. An alternate location for visitation shall be the female attorney visiting area. This area can be utilized regardless of the juvenile inmates' gender, but due care

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must be taken to ensure there is no contact between the juvenile inmate and other adult inmates.

- IV. In rare cases the holding cell in the CSB Office on the 2nd floor can be utilized to house juvenile inmates and provide a location for attorney visits. Attorneys will not be left un-attended while consulting with juvenile inmates in that area.
- V. If attorney visits with juvenile inmates cannot be accomplished due to a lack of security personnel or concerns about contact between adult and juvenile inmates, the court holding deputies have the option of denying such visits.
- VI. Disputes regarding entry into the court holding or attorney visiting areas shall be reported to a supervisor as soon as practicable.