

GENERAL ORDER
FAIRFAX COUNTY POLICE DEPARTMENT



SUBJECT: ARREST/POLICE CONTACTS AT CERTAIN FACILITIES	NUMBER:	601.3
CANCELS ORDER DATED: 7-1-04	DATE:	7-1-12

I. POLICY

The judicious exercise of discretion is important in all matters of law enforcement, but especially so in cases of arrest where the clientele or location involved are of a particularly sensitive nature. It is, therefore, the policy of the Department to exercise an even greater degree of restraint than is ordinarily applied when seeking the arrest of persons within certain facilities within Fairfax County.

The adoption of special procedures in this area of operation does not modify the policy discussed in General Order 601, Arrest Procedures, under Paragraph IV, Warrants.

II. PROCEDURES

A. Special Facilities within Fairfax County

The County of Fairfax has an interest in administering and coordinating certain programs designed to promote the welfare of County residents. Many of these programs are of a special nature, primarily because of the type of clientele being served. It is essential that the County avoid creating the impression that these locations offer easy access to persons who are of interest to the Police Department, such as persons named in arrest warrants, suspects, or persons to be interviewed concerning criminal investigations. To avoid this potential stigma, police initiated contacts with persons who are participating in or employed by such programs shall take place, whenever possible, outside the physical environment of the program. The purpose of this approach is to minimize the incidence of disruption of training and to avoid undue embarrassment to the persons involved.

The following guidelines shall be used in situations involving any treatment, counseling, or rehabilitation facility, or privately operated shelters/facilities on County property. These include, but are not limited to, community centers sponsored by the County, substance abuse programs, mental health centers, and group homes.

1. Whenever possible, the service of warrants and summonses, the interviewing of suspects or witnesses, and other similar police initiated contacts shall be accomplished by arranging to meet the

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subject of the contact at an appropriate location other than the training or treatment facility.

2. If the approach outlined above is unsuccessful, and it is apparent that it may be necessary to make the contact or arrest at the facility, the officer shall telephone the director or supervisor of the facility so that arrangements can be made to bring the person sought into the director's office or other designated area.
3. In cases where information suggests that the subject is dangerous or is likely to flee if arrest is sought, the officer concerned shall consult with the officer's supervisor who will assess the situation and determine a course of action which presents the least potential risk to the public and the police.
4. This policy does not restrict an officer from entering any such facility when in close pursuit of a person who has committed a crime, and the officer has reason to believe that any delay in the arrest of the suspect will tend to jeopardize the safety of the public.
5. The following are privately operated shelters/facilities on County property and as such, all residents shall enjoy the same privacy as any other citizen in their home would:

Embry Rucker Community Shelter (Reston)
11975 Bowman Towne Drive
Reston, Virginia 20190
703-437-1975
703-481-1406 (fax)

Mondloch House (Richmond Highway)
3514 Lockheed Boulevard
Alexandria, Virginia 22306
703-768-3400
703-768-3405 (fax)

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Shelter House (Falls Church)
3080 Patrick Henry Drive
Falls Church, Virginia 22044
703-536-2155
703-534-0736 (fax)

Bailey's Crossroads Community Shelter
3525 Moncure Avenue
Bailey's Crossroads, Virginia 22041
703-820-7621
703-671-0441 (fax)

Eleanor U. Kennedy Shelter (Richmond Highway)
9155 Richmond Highway
Ft. Belvoir, Virginia 22060
703-799-0200
703-799-8127 (fax)

Katherine K. Hanley Family Shelter (Fairfax)
13000 Lee Highway, Fairfax, Virginia 22030
571-522-6800
703-988-0251 (fax)

This expectation of privacy necessitates that all constitutional requirements related to the Fourth Amendment are met, similar to dealing with a private residence.

B. Fairfax Hospital

The following procedures shall be adhered to should it become necessary to attempt to arrest any person within the hospital or interview a patient.

1. Prior to serving a warrant or making a planned arrest within the hospital, the officer intending to arrest shall first contact the Security Supervisor either in person, or by telephone at 703-776-3180. If contact cannot be made by either means, the hospital telephone operator shall be contacted who will in turn locate the Security Supervisor. This requirement does not apply in emergency situations or circumstances which dictate the need for immediate arrest.

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2. Interviews or interrogations involving patients.
 - a. Emergency Room - Secure permission from the emergency room physician on duty at the time.
 - b. Other areas of the hospital - Check first with the Office of Safety and Security at 703-776-3180. Clearance for the interview or interrogation will be sought from the patient's physician through the Nursing Supervisor.
 - c. Permission to interview or interrogate a patient will be denied if the physician feels that it will be detrimental to the patient's health.

3. Psychiatric Unit

Officers and detectives needing to conduct routine law enforcement functions in the Psychiatric Unit shall secure their weapons in the gun lockers in the Office of Safety and Security. Officers will retain the ammunition in their possession. When responding to calls for service on the Psychiatric Unit, officers shall retain custody of their weapons.

III. ACCREDITATION STANDARDS REFERENCE

VLEPSC
ADM.
02.02

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This General Order became effective July 1, 2012 and rescinded all previous rules and regulations pertaining to the subject.

ISSUED BY:

A handwritten signature in cursive script, appearing to read "M.M.M.", written over a horizontal line.

Chief of Police

APPROVED BY:

A handwritten signature in cursive script, appearing to read "Edward L. Lyda", written over a horizontal line.

County Executive