

	DEPARTMENT OF PUBLIC SAFETY CORRECTIONS ADMINISTRATION POLICY AND PROCEDURES	EFFECTIVE DATE: 10/09/07	POLICY NO.: COR.10.11.03
		SUPERSEDES (Policy No. & Date): COR.1A.11 (11/16/98)	
	SUBJECT: FORENSIC INFORMATION		Page 1 of 2

1.0 PURPOSE

The intent of this policy is to ensure that the role of health care staff is to serve the health needs of their patients.

2.0 REFERENCES AND DEFINITIONS

.1 Reference

- a. Hawaii Revised Statutes, Section 26-14.6 Department of Public Safety; and Section 353C-2, Director of Public Safety, Powers and Duties.
- b. National Commission on Correctional Health Care, Standards for Health Services in Prisons and Jails (2003).

.2 Definition

- a. Forensic: Use of medical skills for legal purposes.
- b. Forensic Information: Physical or psychological data collected from an inmate that may be used against him or her in disciplinary or legal proceedings.
- c. Dry Cell: A Cell that does not have any fixtures that dispense running water. A dry cell is usually devoid of furniture.

3.0 POLICY

- .1 Health professionals who provide services to incarcerated adults shall use their professional skills for the therapeutic care of the inmates. The necessary dental, clinical and mental health needs of the patients shall be the main consideration in the application of medical and other health professional skills.
- .2 Health care professionals shall promote trust between health care providers and patients. In this respect, health care professionals shall not participate in any activity or perform a procedure or treatment on a patient that aids or will result in disciplinary action.
- .3 Health Services staff shall not perform psychological evaluations of inmates for use in adversarial proceedings (court, probation or parole); conduct body cavity

	SUBJECT:	POLICY NO.: COR.10.11.03
	FORENSIC INFORMATION	EFFECTIVE DATE: 10/09/07
		Page 2 of 2

searches for contraband; or collect blood or urine specimens for drug analysis or legal purposes. Such procedures are most often conducted without the patient's consent and would compromise and undermine the credibility of the health care providers with their patients and would be unethical.

4.0 PROCEDURES

- .1 In lieu of body cavity searches it is recommended that a dry cell be used. A dry cell is only effective if the inmate is under constant observation by security from the time contraband in a body cavity is suspected until the inmate is placed in a dry cell.
- .2 Oral DNA sampling is available, simple to apply, and is not required to be collected by health care staff. Trained community providers or contracted diagnostic or laboratory services shall perform the removal or withdrawal of forensic evidence from a patient. A request for a DNA sample from an outside agency shall be contracted and paid for by the requesting agency.
- .3 Facilities shall develop procedures that describe the facility's roll and security's roll in the gathering of forensic evidence.

5.0 SCOPE

This policy and procedure applies to all correctional facilities and their assigned personnel.

APPROVAL RECOMMENDED:

[Signature] CSBA 10/8/07
For Medical Director Date

[Signature] 10/08/07
Health Care Division Administrator Date

[Signature] 10/9/07
Deputy Director for Corrections Date

APPROVED:

[Signature]
Director

10/09/07
Date