

October 22, 2001

DEPARTMENT MEMORANDUM NO. 01-21 (Revised)

SUBJECT: Jake's Law

RESCIND: Department Memorandum 01-21

Effective, August 28, 2001, Jake's Law, RsMO 221.510, was enacted. This law makes a member who purposely fails to conduct a warrant check, with the intent to release a prisoner with outstanding warrants resulting in the release of a prisoner with outstanding warrants, guilty of a Class A Misdemeanor.

Although it is the current policy of the Kansas City, Missouri Police Department detention facilities to computer check all persons prior to release, the purpose of this memorandum is to ensure members are aware of and adhere to the new state law.

Members will conduct ALERT, MULES and NCIC computer checks on all persons prior to release from any detention facility, regardless of the type of release (i.e., bond, signature bond, 20-hour investigation release, release from holdover court, etc.). If the prisoner is discovered to have a warrant for our city, the person will be rebooked on that warrant.

If the prisoner is discovered to have an outstanding charge or warrant with an outside agency, the member will call and/or send a teletype to confirm the charge or warrant (Note that MULES and NCIC confirmations **always** require a teletype, and members *should* request a teletype for outside city warrants found in the ALERT system). If the agency is willing to extradite, the prisoner will be held, or rebooked if necessary. If the agency is not willing to extradite, the information will be noted in the automated booking system within the Release/Narrative tab, and the prisoner released. *It is not a violation of this law for an agency not to extradite a prisoner when notified by the holding agency.*

Members will not be responsible for the computer checks when ALERT, MULES, or NCIC are not operational, but should record such information in the automated booking system as described above.

Questions concerning this issue may be directed to the Legal Advisor's Office.

Richard D. Easley
Chief of Police

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