

2911.4950 RESPONSE TO RESISTANCE.

Subpart 1. **Policies and procedures.** The facility administrator or designee shall have written policies and procedures to provide for response to resistance. All personnel directly involved in the response shall submit written reports to the facility administrator or designee no later than the conclusion of the shift. Submission of these reports may be delayed when a staff member sustains serious injury, hospitalization, or both.

Subp. 2. **Instruments of restraint; limitations.** Instruments of restraint shall not be:

- A. used as punishment; and
- B. applied for any longer time than is necessary.

Subp. 3. **Use of instruments of restraint.** Instruments of restraint shall not be used except in the following circumstances:

- A. as a precaution against escape during a transfer;
- B. on medical grounds by direction of the health authority or attending physician or psychologist;
- C. by order of the facility administrator or person in charge in order to prevent an inmate from injuring self or others or from damaging property; or
- D. for routine inmate movement.

Subp. 4. **Equipment.** The issue, storage, inspection, and use of chemical agents, impact devices, electronic control devices, and other security devices shall be governed by written policy and procedure.

All unissued security devices and equipment shall be stored in a secure, readily accessible depository located outside inmate housing and activity areas, and inventoried at least monthly to determine condition and expiration dates of the devices and equipment.

Subp. 5. **Firearms.** Facility policy and procedure shall provide for the use of firearms and include the following:

- A. except in an emergency situation, firearms are not permitted within the secure perimeter; and
- B. there shall be a secure weapons locker located outside the security perimeter of the facility.

Subp. 6. **Training.** Facility policy shall provide that all personnel authorized to use security equipment and instruments of restraint are trained according to manufacturer's specifications or facility's training requirements.

Subp. 7. **Record.** The facility shall maintain a written record of emergency distribution of security devices and equipment.

Statutory Authority: *MS s 241.021*

History: *38 SR 523*

Published Electronically: *December 20, 2013*