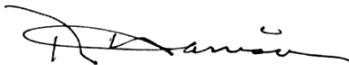


TEXARKANA POLICE DEPARTMENT GENERAL ORDERS MANUAL

SUBJECT	Fingerprinting, Photographing and DNA Sample Collection		
NUMBER	1106.04	EFFECTIVE DATE	May 18, 2011
Scheduled Review Date	September 30, 2018	ISSUE DATE	May 18, 2011
Date Reviewed	June 27, 2017	REVISION DATE	June 27, 2017
APPROVED BY		ALEAP Standards	13.22

I. Purpose and Scope

- A. The purpose of this policy is to establish Department guidelines associated with Arkansas Statutory requirements regarding the taking of fingerprints, photographs and DNA samples of those persons who are taken into custody by Department personnel.

II. Policy

- A. It shall be the policy of the Texarkana Police Department to insure the collection of fingerprints, photographs and DNA samples occur in accordance with the established laws within the State of Arkansas. All members of the Texarkana Police Department shall recognize and adhere to the guidelines set forth within this policy.

III. Procedure

A. Fingerprinting, Photographing and DNA Sample Collection (**Adult Offenders**)

1. In accordance with *A.C.A §12-12-1006*, immediately following an arrest for a felony or Class A Misdemeanor offense, the arresting officer shall ensure the person arrested for the offense is transported to the Texarkana Jail or Miller County Jail, depending on the charge and circumstance, in order to facilitate the correctional official's ability to collect the fingerprints and a photograph of the arrested person. [ALEAP 13.22](#)
 - a. When the defendant's first appearance in court is caused by a citation or a summons for a felony or Class A Misdemeanor offense—and upon an order issued by the court—the officer in charge of court security will ensure the defendant is taken to the Texarkana Jail or Miller County Jail where the defendant's fingerprints and photograph will be taken. [ALEAP 13.22](#)
2. In addition to the fingerprinting and photographing mandate above, *A.C.A §12-12-1006* requires a law enforcement official at the receiving criminal detention facility to take—or cause to be taken—a DNA sample of a person arrested for any felony offense.
3. In accordance with *A.C.A §12-12-1006*, all DNA samples collected pursuant to this policy shall be delivered to the State Crime Laboratory. The Criminal Investigation Division Commander will

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ensure these samples are delivered to the State Crime Laboratory in accordance with the guidelines established by the Laboratory.

4. A.C.A §12-12-1006 states an employee of an authorized law enforcement agency or an authorized correctional agency may employ reasonable force if an individual shall refuse to submit to the collection of a DNA sample, and the employee of the law enforcement agency or the correctional agency is not criminally or civilly liable for the use of reasonable force.
5. Unless convicted or charged as an adult in Circuit Court, all persons under the age of eighteen (18) are exempt from the guidelines established in Section III of this policy.

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