



SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS

**Office of the Deputy
Director for Police Services**



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Deputy Director

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Disclaimer

Please note some of the information in this presentation is different than provided in the agency's original Program Evaluation Report (PER) submission.

The agency plans to provide the Committee an updated PER submission in the near future.



Deputy Director for Police Services

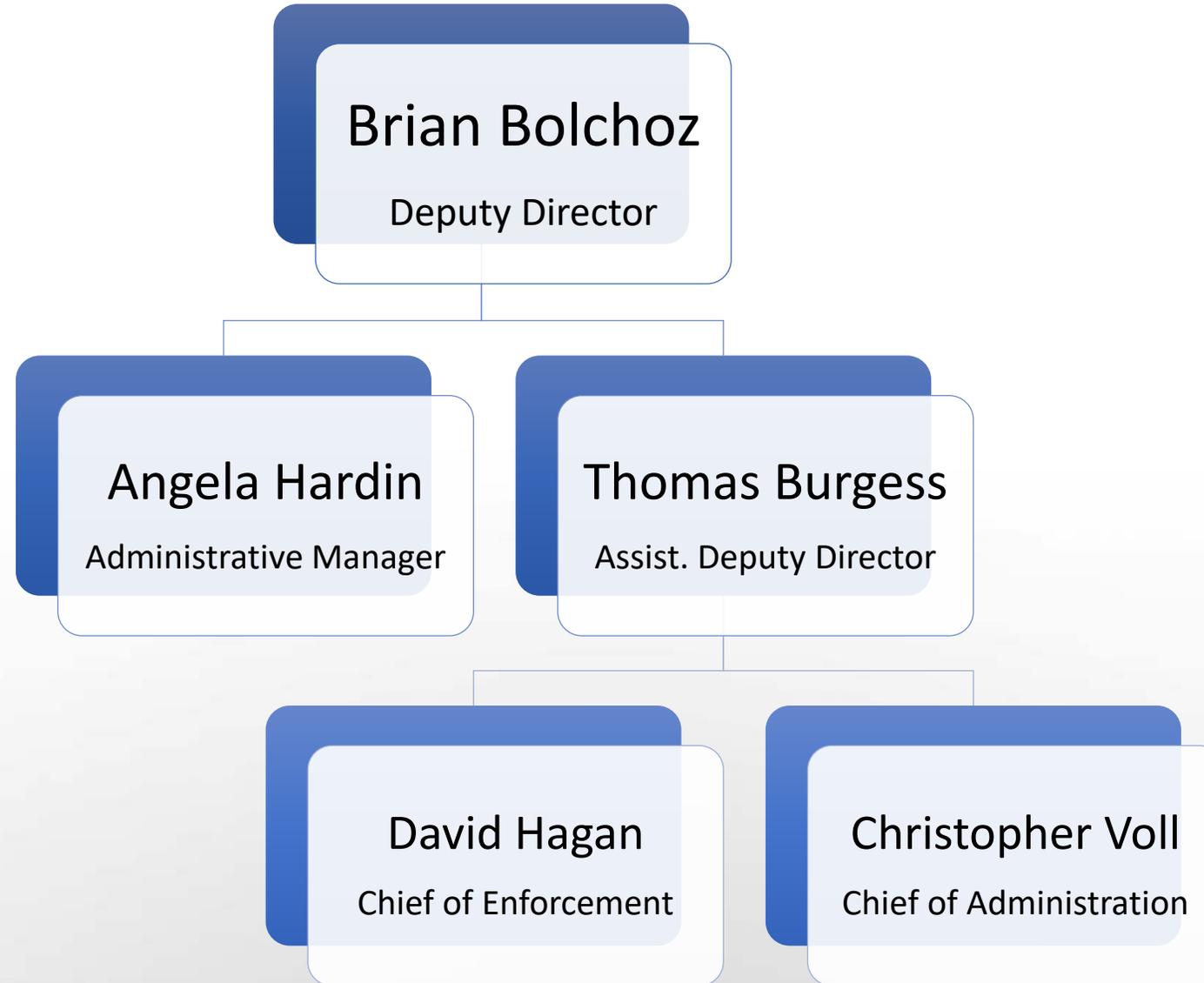
Adhering to the agency's mission statement (Safety, Service, and Stewardship) as a guide, the Deputy Director for Police Services oversees the daily operation of the below sections within Police Services.

These sections are responsible for conducting investigations into criminal acts (suspected and/or alleged), which are believed to have been committed by SCDC inmates, employees, or others when the crime relates to the Agency as well as administrative investigations of serious violations of agency policies, procedures, rules, or regulations.

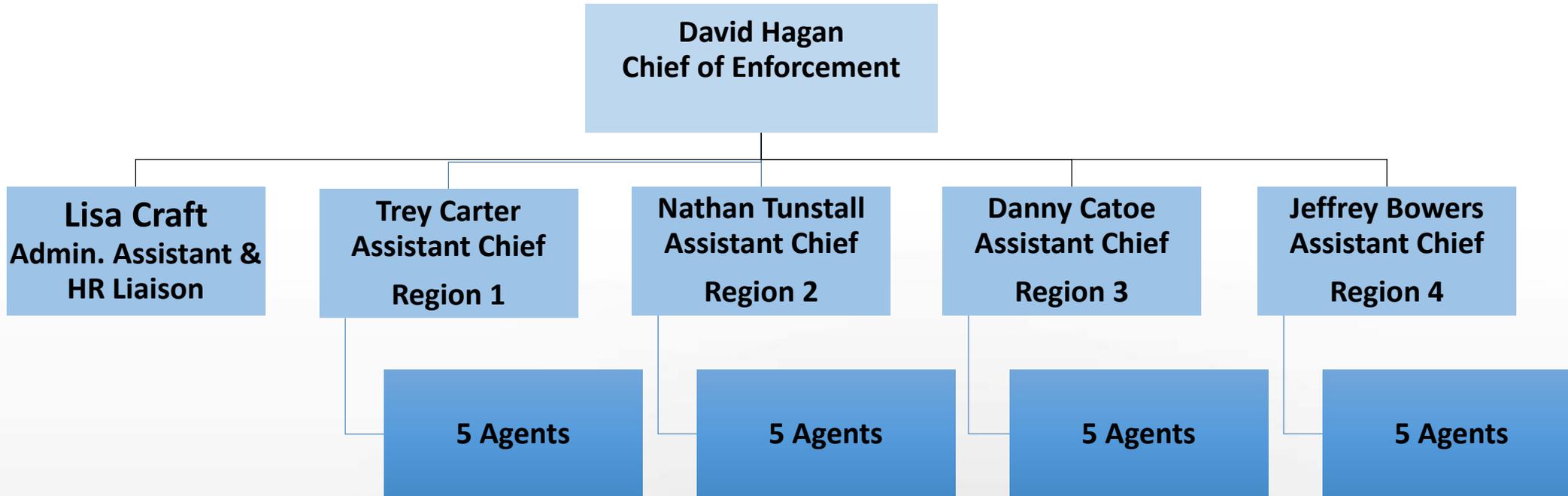
- Police Services Enforcement Section
- Police Services Administrative Section



Organizational Chart



Enforcement Section



Enforcement Section Overview

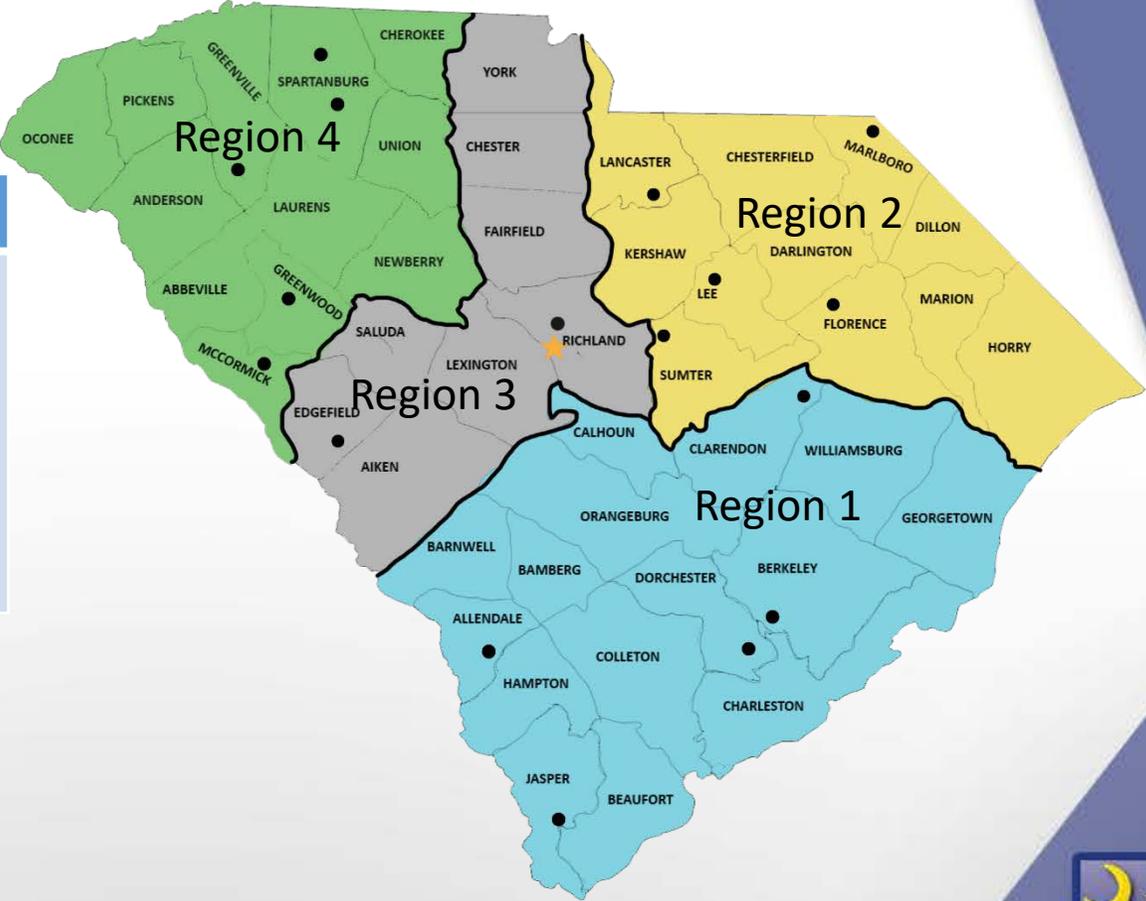
The Enforcement Section consists of four geographical regions. The four regions are responsible for all criminal investigations and administrative investigations for major policy violations for the 21 institutions which do not fall under the Administrative Section's STG(Security Threat Group) or Canine Units. General administrative investigations are handled by several areas as follows:

- Office of General Counsel
 - EEOC/SHAC
 - Employee Grievance Investigations
 - Any other investigation as directed by the General Counsel
- Employee Relations
 - Sexual Harassment
 - General Employee Complaints
 - Employee ADA Issues
- Wardens
 - Internal Investigation for Employee Correction Action
 - Internal Investigation for Inmate Disciplinaries

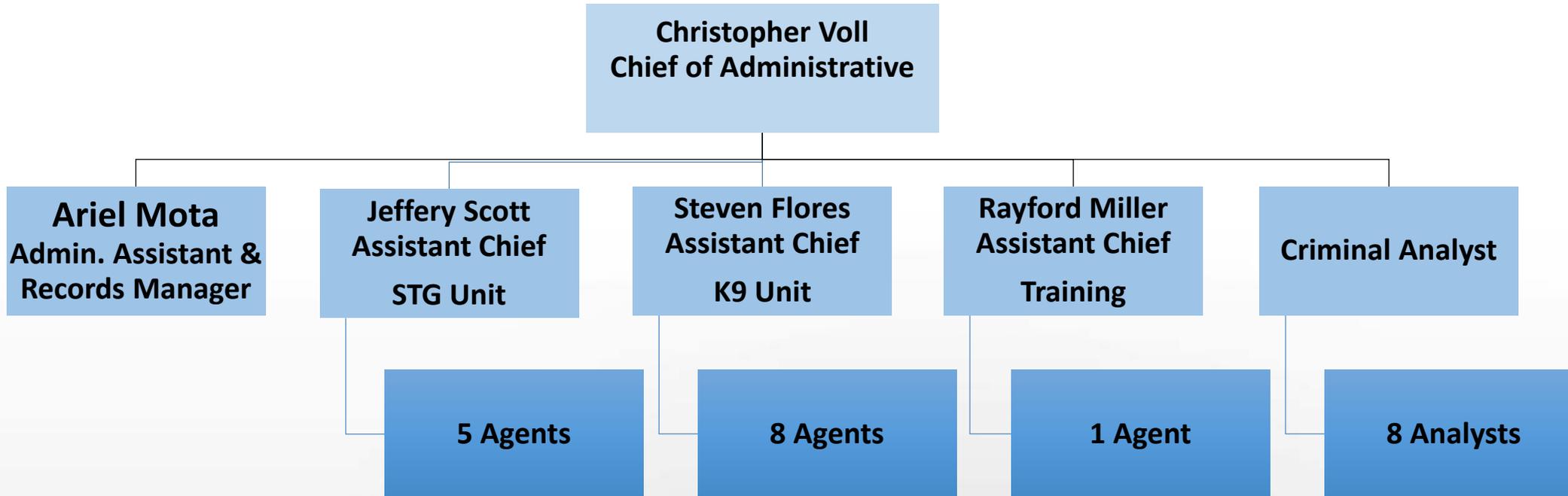


Geographical Regions

Region 1	Region 2	Region 3	Region 4
Allendale	Evans	Broad River	Leath
Lieber	Kershaw	Camille	Livesay
MacDougall	Lee	Goodman	McCormick
Ridgeland	Palmer	Kirkland	Perry
Turbeville	Wateree	Manning	Tyger River
		Trenton	



Administrative Section



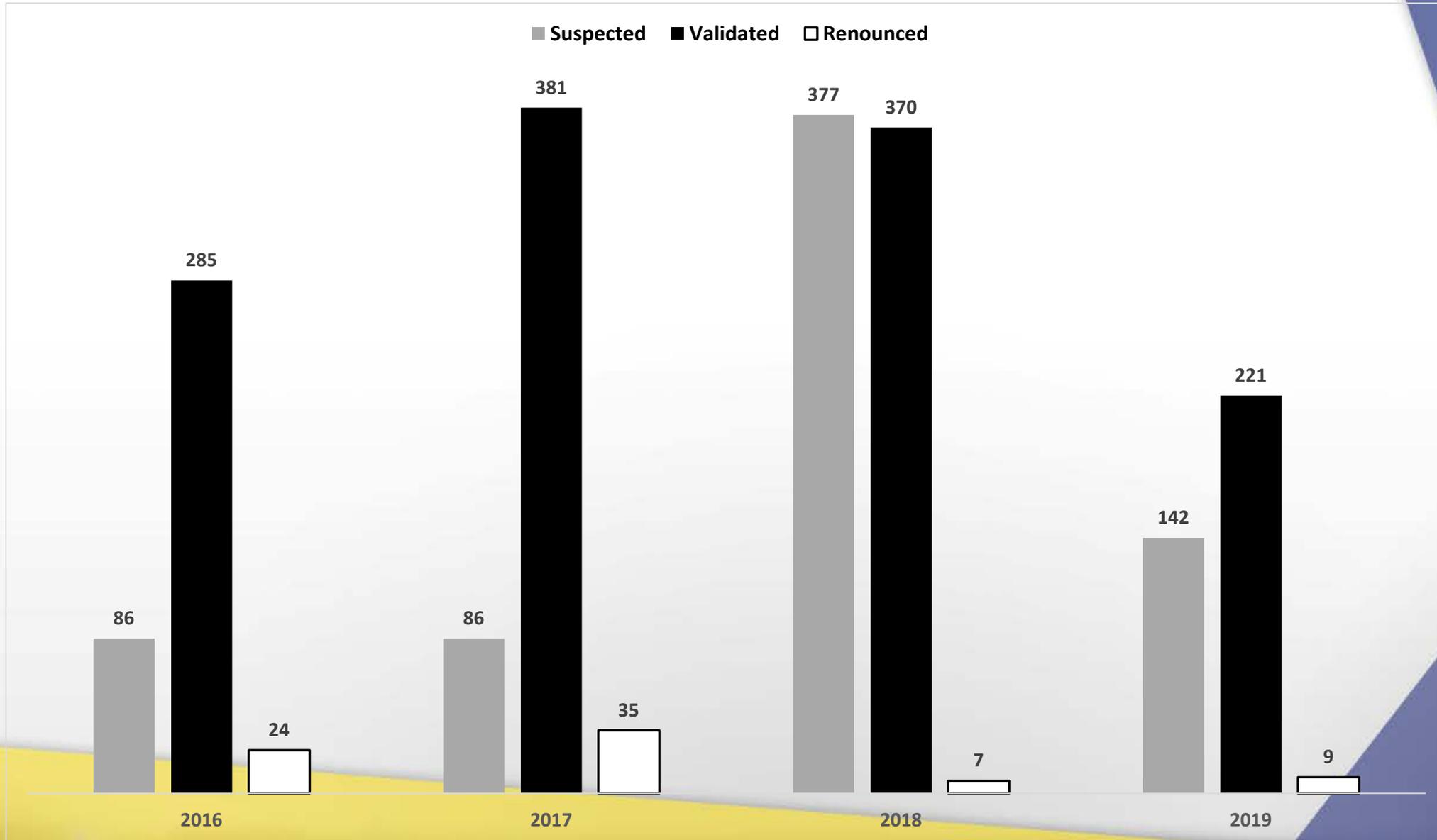
Administrative Section Overview

The Administrative Section of Police Services consists of the below areas of responsibility.

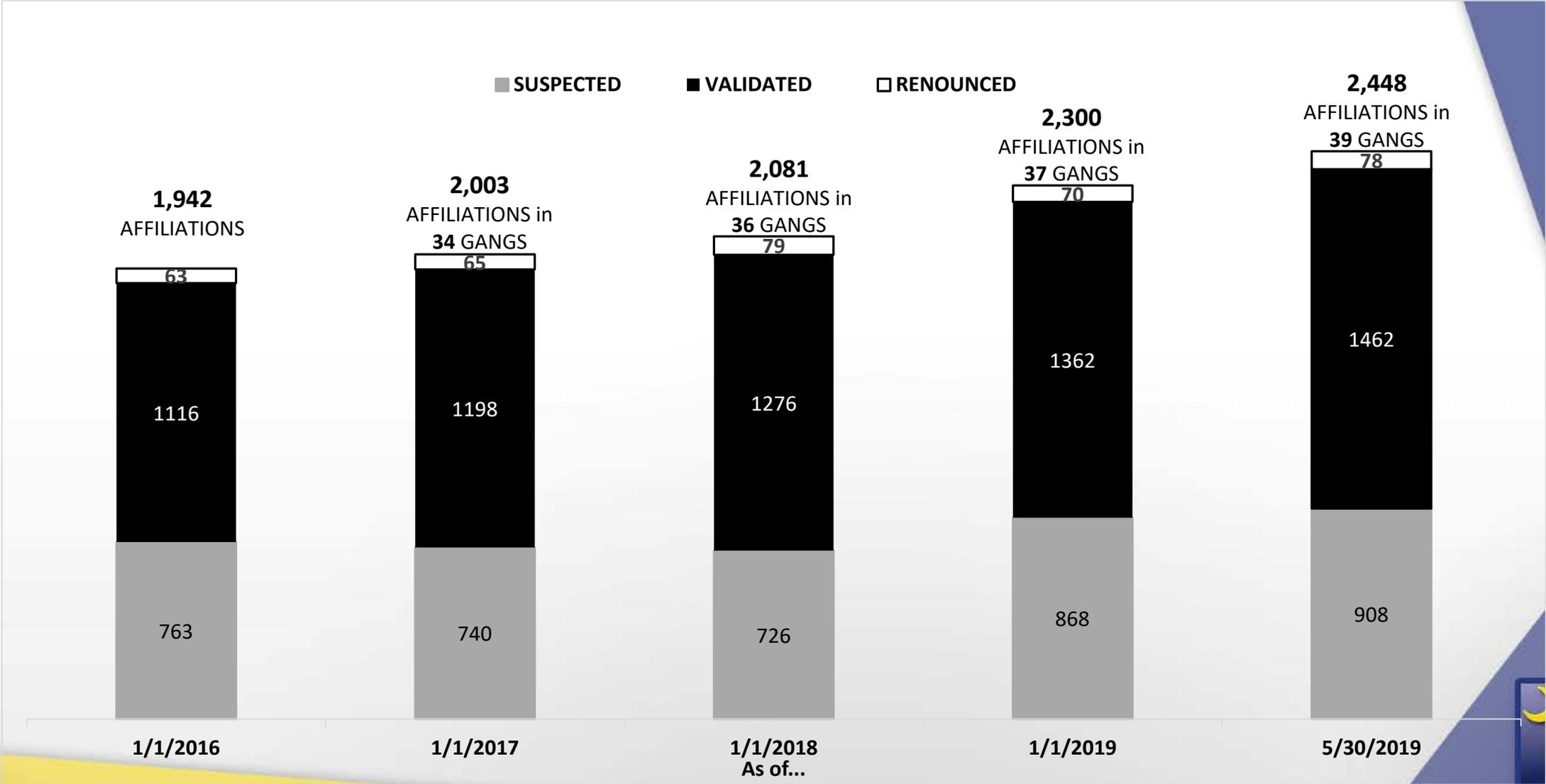
- Security Threat Group (STG) investigations
- Canine Drug Interdiction Unit investigations
- Training
- Criminal Analysis
- Record and Evidence Maintenance



Security Threat Groups Suspected, Validated and Renounced Affiliations Entries Calendar Year 2016 – 2019 as of May 29, 2019



Security Threat Groups Suspected, Validated and Renounced Affiliations in SCDC Custody Population Calendar Year 2016 – 2019 as of May 29, 2019



Investigations



Investigate Criminal Activity & Misconduct

- Investigate any criminal activity perpetrated by any individual (inmate, staff, vendor, outside threat or suspect) under the jurisdiction or affecting the operations of SCDC.

Includes any crime defined in S.C. statute, such as the following:

- Homicide
- Assault
- Sexual assault
- Drug related crimes
- White collar crimes
- Misconduct in Office

SCDC knows

- Number of potential customers
- Number of customers served

SCDC evaluates

- Outcomes obtained

Greatest potential harm

Without investigations, the agency lacks information necessary to attempt to prevent or deter future criminal activity or misconduct.



Investigate Escapes, Riots, and Hostage Taking

Required by
S.C. Code Ann.
§24-13-410
through 24-13-450
except 24-13-425

Deliverable 72.1

Investigate the following:

Escapes and attempted escapes §24-13-410 & §24-13-420	Conspiring with another inmate to incite a riot §24-13-430
Tools, weapons, or other items that may be used to facilitate an escape in an inmate's possession §24-13-410	Conspiring with another inmate to commit acts of violence §24-13-430
Inmates carrying or having in their possession a dirk, slingshot, metal knuckles, razor, firearm, or an object, homemade or otherwise, that may be used for the infliction of personal injury upon another person, or to willfully conceal any weapon §24-13-440	
Inmates acting alone or in concert with others, who by threats, coercion, intimidation, or physical force takes, holds, decoys, or carries away any person as a hostage or for any other reason §24-13-450	



Investigate Contraband

Required by
S.C. Code Ann.
§24-3-950 & §24-
3-965

Deliverable 69.0

- Investigate contraband
 - Matters considered contraband within the meaning of this section shall be those which are determined to be such by the director and published by him in a conspicuous place available to visitors and inmates at each correctional institution
 - Includes tobacco, cell phones, currency, credit cards, or any items not issued by or purchased through SCDC.
- Work to ensure visitors, staff, and inmates do not violate prohibitions of contraband and investigate allegations of violations of laws which prohibit furnishing a inmate with or possession of contraband items.



Investigate Throwing of Bodily Fluids

Allowed by
S.C. Code Ann.
§24-13-470

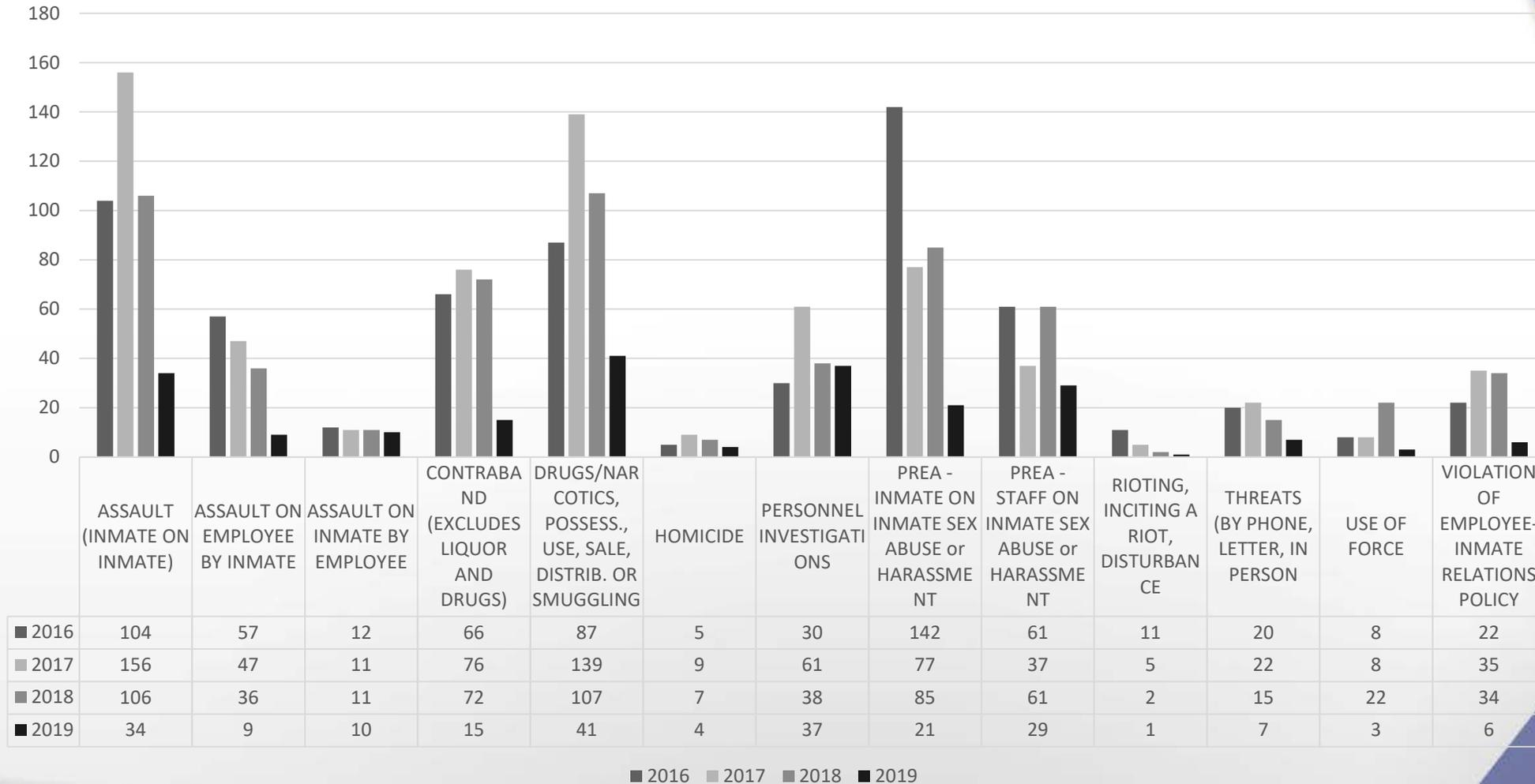
Deliverable 73.0

- Investigate allegations of inmates attempting to throw or throwing body fluids on an employee, law enforcement officer, visitor, or any other person authorized to be present in an official capacity
- These fluids include, but are not limited to, the following:
 - Urine,
 - Blood,
 - Feces,
 - Vomit,
 - Saliva, or
 - Semen.
- These offenses are often difficult to prosecute due to the unavailability of evidentiary proof needed for criminal prosecution.



Sampling of Types of Investigations Conducted Calendar Year 2016 – 2019 as of May 30, 2019

NOTE:
Prosecution will be
discussed in later slide



Investigation applies to ALL persons

Prosecute anyone

- Police Services will seek criminal prosecution of any of the following who participates in a criminal act:
 - Staff member,
 - Inmate, or
 - Visitor

Avoid facility special treatment/influences

- Police Services' agents are not assigned to any one institution or supervised by anyone outside of Police Services to ensure no special treatment or influence by facility management occurs

Avoid conflicts of interest/undue pressure

- Allegations against the Director of SCDC or Deputy Director of Police Services would be referred to outside agencies such as the below
 - S.C. Law Enforcement Division
 - S.C. Ethics Commission
 - State Office of Inspector General
 - S.C. Attorney General

Note: If deemed appropriate by the Agency Director, Office of General Counsel, or Deputy Director of Police Services, certain criminal cases may be referred to outside law enforcement agencies for investigation.



Allegation and Information Gathering

Challenges in obtaining information for investigations

- Fear of retaliation by inmates from other inmates if they provide information on criminal activity or other inappropriate conduct.
- Staff fearing retaliation from inmates due to the ease of access to the internet and personal information regarding staff and their families.
- Inmate families fear retaliation against their incarcerated family member.

Methods utilized/available to encourage individuals to provide information

- Agency hotline for inmates, staff, or the public to report criminal activity.
- Ability of inmates to call Crime Stoppers anonymously through the inmate phone system.
- Use of confidential informants.
- Ability for anyone with internet access to report social media and cell phone usage through the Social Media Tip line.



Investigator Training

- All Police Services' agents are certified as Class I Law Enforcement Officers
- Annual training from SCCJA includes Legal Updates, Domestic Violence, Emergency Vehicle Response Training, and Firearms Requalification
- Other training opportunities from the SCCJA are given to our agents to include classes such as Basic Detective, Responding to Stalking and Harassment, Crime Scene for Investigators and Responding to the Mentally Ill and other advanced training
- All Police Services' agents are also required to take Investigating Sexual Abuse in a Confinement Setting and Investigating Sexual Abuse – Advanced Investigations through the National Institute of Corrections
- SCDC Mandatory Annual Training



Prosecutions



Types of Offenses Prosecuted

Required by
S.C. Code Ann. §24-1-
270; §24-3-965; §24-
3-970; §24-1-220;

Deliverable 70.1;
69.1; 75.1; and 79.2

Required in statute:

- Trespassers or loiters
- Contraband providers
- Communicators with victims via internet (and those who assist)
- All individuals that mistreat inmates

Since 2015, 136 various statutes have been used for arrests by Police Services for offenses committed by inmates, staff, or civilians.

Examples of offenses not in the above requirements include, but are not limited to:

Forgery	Larceny	Filing a false report
Obstructing justice	Resisting arrest	Stalking
Extortion	Misconduct in office	Sexual Misconduct w/ inmate



SCDC knows: # of potential customers and # served

SCDC evaluates: Outcomes (except for communicating with victims via internet)

Prosecution Entity and Location

*Potential delays in prosecution if all contraband prosecuted in General Session, but higher sanctions available.

Refer to SCDC institution to process through internal disciplinary policies

- Misdemeanor assaults
- Possession of cell phone
- Other misdemeanor offenses when determined by Police Services not to be judicially prudent to proceed with criminal charges based on sentence length of subject.

Police Services' agents in Magistrate's Court

- Some contraband offenses adjudicated in Magistrate Court such as tobacco, cell phones, alcohol
- Simple possession offenses
- Traffic violations
- Other misdemeanor offenses as determined by statute

Circuit Solicitors in General Session's Court*

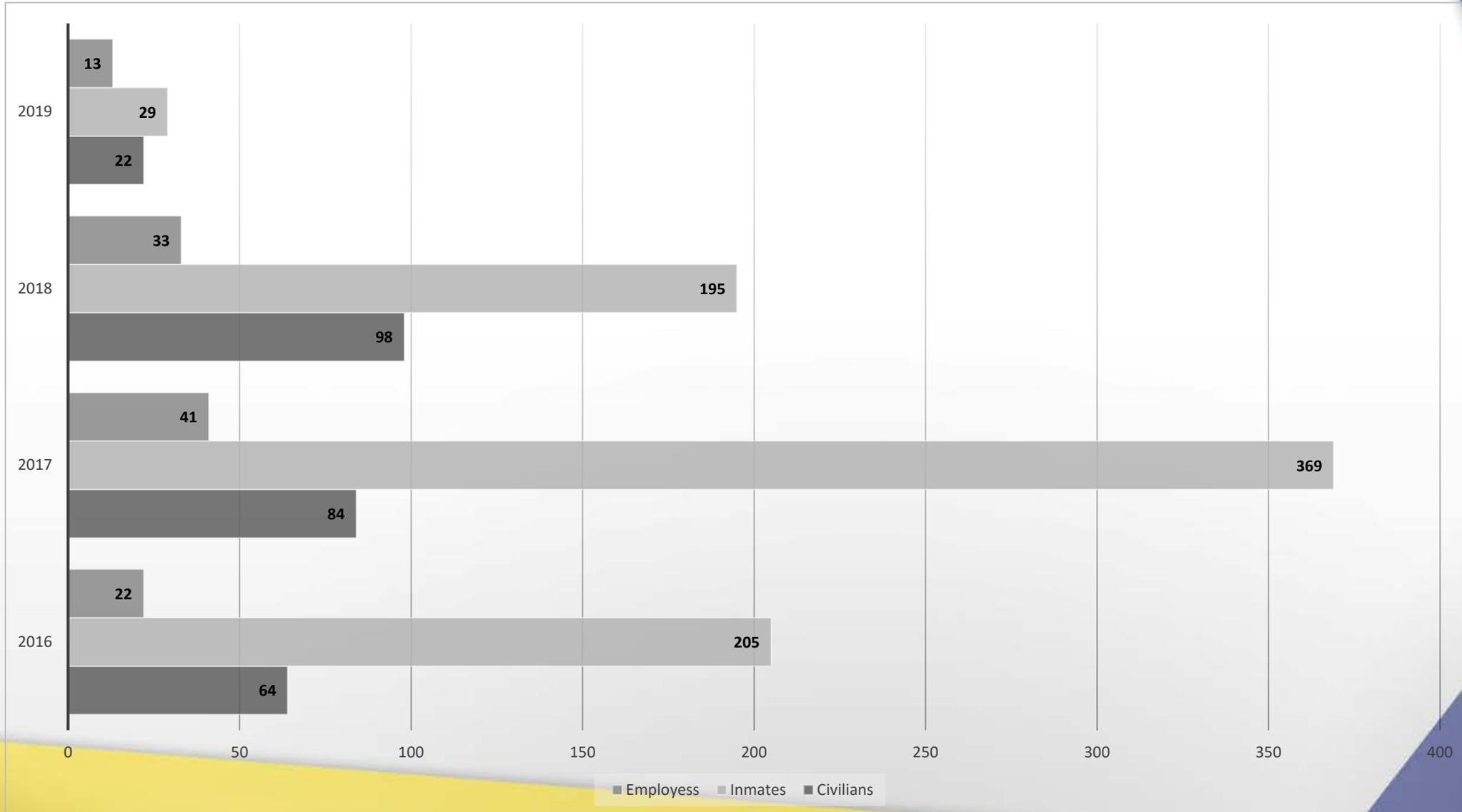
- Homicide
- Kidnapping
- Participating in riot by prisoners
- Misconduct in office
- Narcotics offense
- Other felony offenses as determined by statute

*SCDC provides information to solicitors and solicitors, not SCDC, then decide whether or not to prosecute the matter.



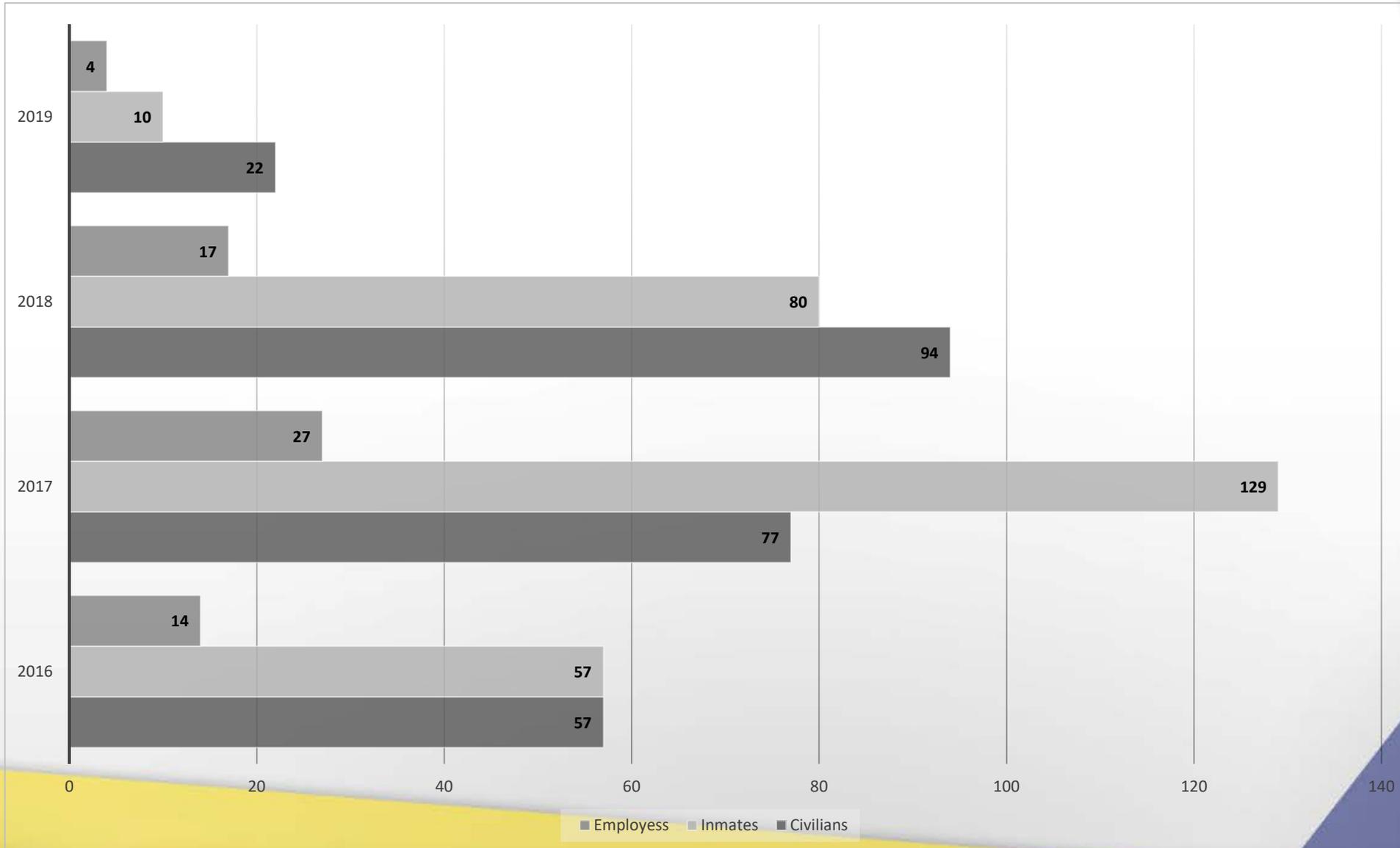
Arrests Made by Police Services for all Offenses Calendar Year 2016 – 2019 as of May 30, 2019

Final Decisions
SCDC provides information to solicitors and solicitors, not SCDC, decide whether or not to prosecute the matter.



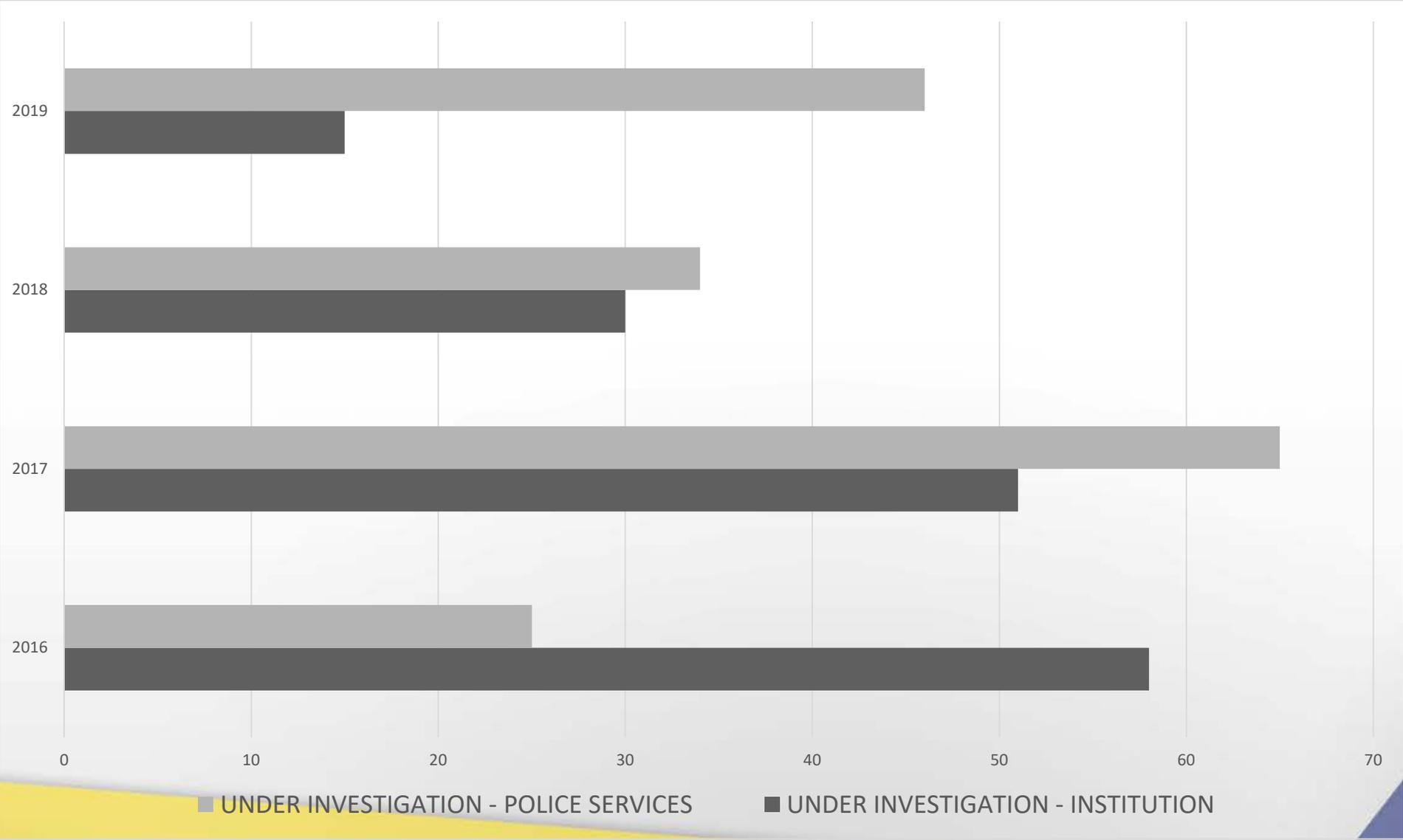
Arrests Made by Police Services for all Offenses in Contraband Related Incidents Calendar Year 2016 – 2019 as of May 30, 2019

Final Decisions
SCDC provides information to solicitors and solicitors, not SCDC, decide whether or not to prosecute the matter.



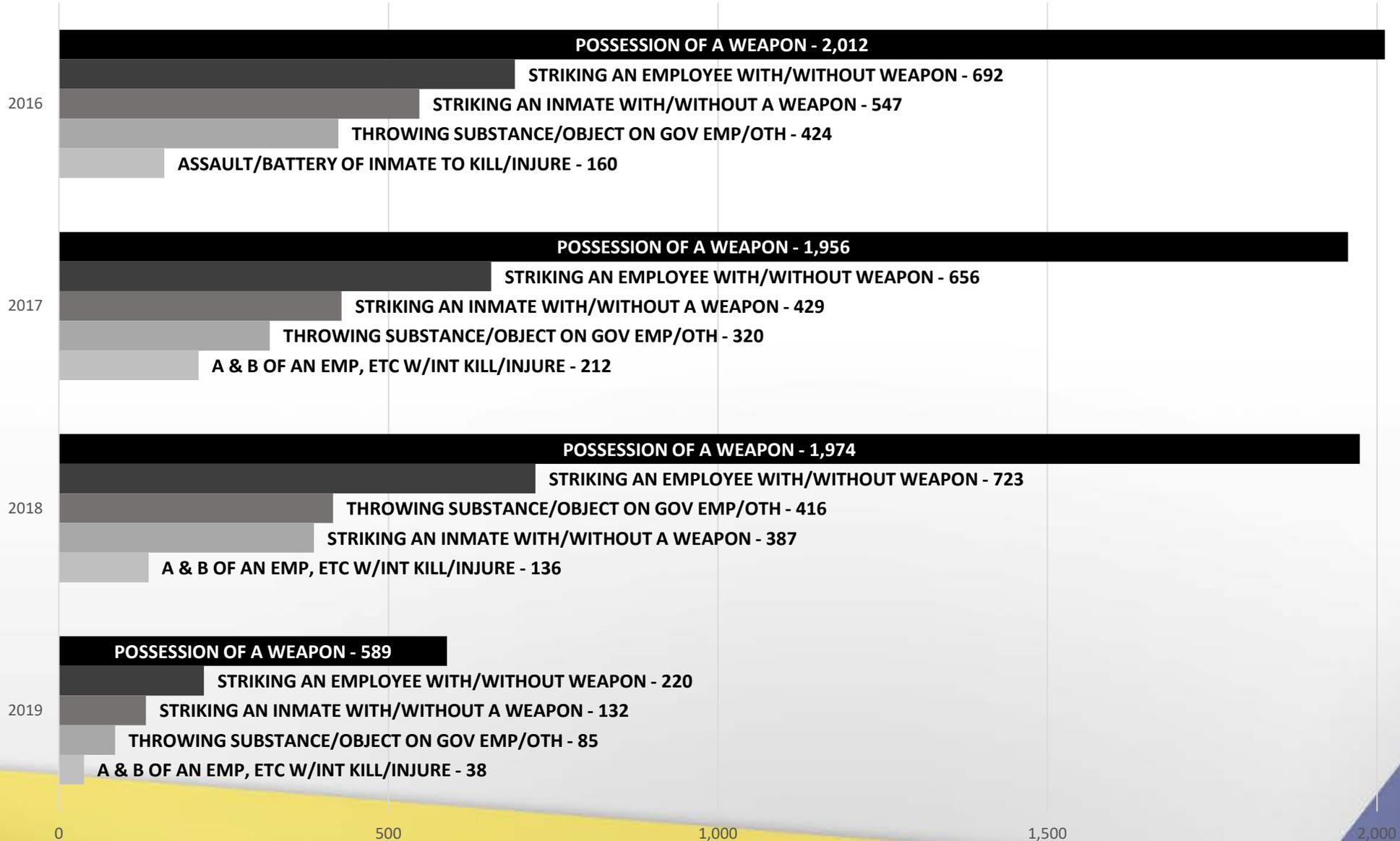
Inmate Disciplinaries Under Investigation as of April 16 Yearly Calendar Year 2016 – 2019 as of April 16, 2019

Final Decisions
SCDC provides information to solicitors and solicitors, not SCDC, decide whether or not to prosecute the matter.

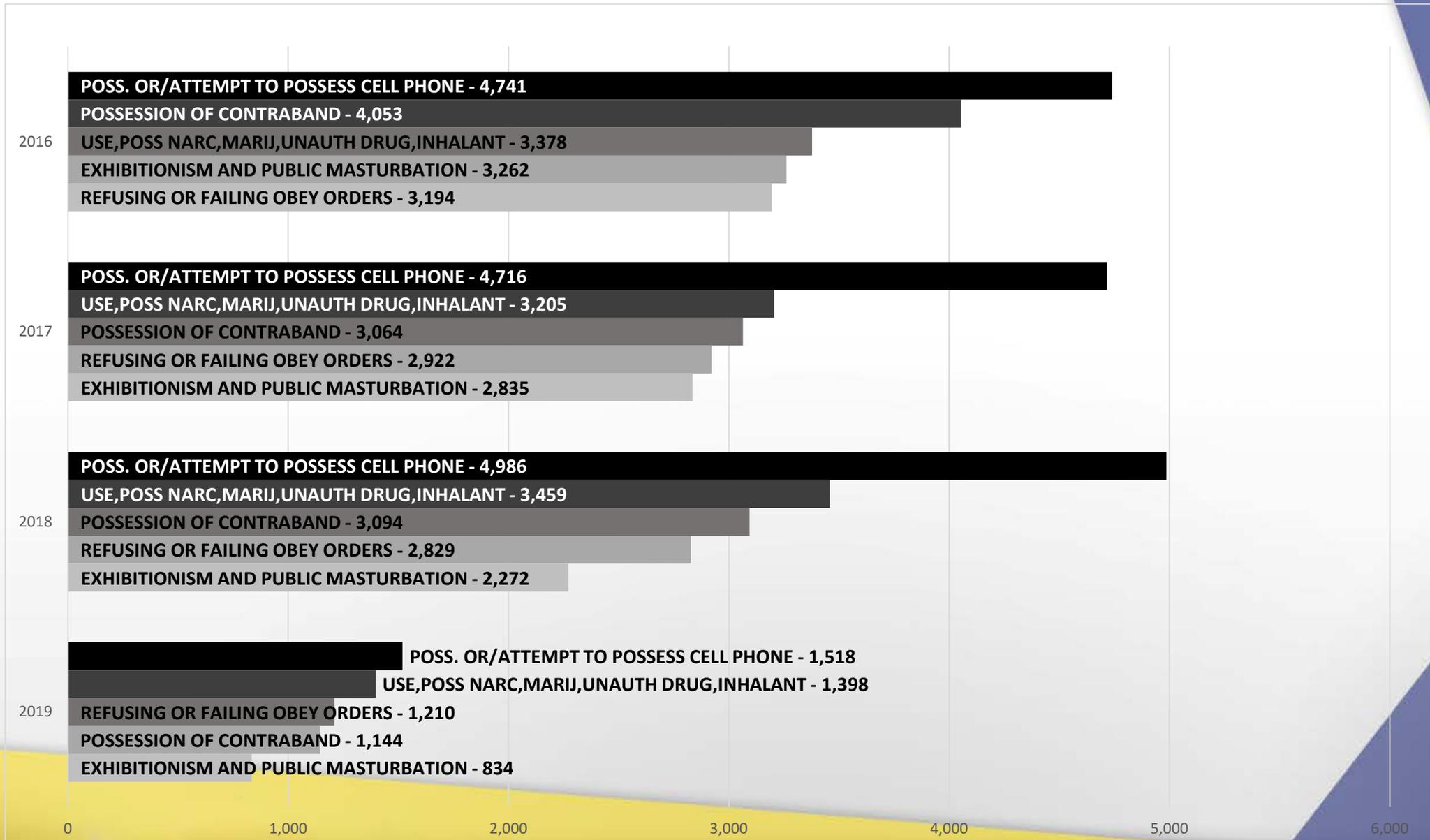


Top 5 Assaultive Inmate Disciplinary Offenses

Calendar Year 2016 – 2019 as of May 29, 2019



Top 5 Non-Assaultive Inmate Disciplinary Offenses Calendar Year 2016 – 2019 as of May 29, 2019



Recommendations

Trespassers or loiters

- Clarify the law so the signs posted at all institutions stating no trespassing is sufficient to all magistrates to constitute notice from the Director.

Contraband providers

- Revoke 24-3-965 as it is not necessary.
- Amend 24-3-950 to specifically list drugs, weapons, cell phones, and any item deemed contraband by the Director of SCDC.
 - Clarify jurisdiction between Magistrates Court and General Sessions based on quantity, etc.
 - Greater penalties imposed by General Sessions courts may deter normally law abiding citizens from assisting in bringing in contraband.

Communicators with victims via internet (and those who assist)

- Increase the penalty in law.
 - Minimal fines and 30 day sentences do not deter currently imprisoned inmates.
 - While SCDC does not currently pursue criminal charges for this type of misconduct, we do request Social Media pages be closed and suggest internal disciplinary action which carries more penalties for the inmates than this criminal offense. We have sought harassment and threatening charges when appropriate.



Questions/Comments

