

50.8 Fingerprinting and Photographing Defendants

OPERATIONS

STANDARD 50.8 **The agency participates in the State Automated Biometric Identification System (SABIS), uses Livescan or Cardscan for the automated submission of fingerprints, and complies with applicable laws relative to the fingerprinting and photographing of defendants after arrest.**

Commentary: Provisions should be made to identify and include specific instances when individuals might not be processed. These instances may include times when fingerprinting is not practical or an appearance ticket is issued. Compliance should be consistent with provisions of specific areas of statutory law, including Criminal Procedure Law, Juvenile Laws or violations of Family Court Act.

Compliance Verification Strategies

Assessors may seek to verify agency compliance with this standard by using one or more of the strategies listed below. There may be other strategies identified by the agency which could also be acceptable.

1. Copies of fingerprint submissions using Livescan or Cardscan are available for review.
2. Documentation outlining the agency's participation in SABIS is available for review.
3. Interview(s) with personnel responsible to verify their understanding of and compliance with this standard.
4. Review agency arrest and criminal history records to verify that photographs and fingerprints have been taken in accordance with applicable law.