

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance Establishing)
Procedures for the Inventory of Property of)
Persons Lodged in the Yamhill County Cor-)
rectional Facility; Declaring an Emergency;)
Effective July 31, 1998.)

ORDINANCE No. 653

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on July 30, 1998, commissioners Ted Lopuszynski, Robert Johnstone and Thomas E. E. Bunn being present.

THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS as follows:

Section 1. Title: Authority.

1.01 This ordinance is entitled the "Yamhill County Inmate Property Inventory Ordinance" and is enacted pursuant to ORS 203.035.

Section 2. Purpose.

2.01 The purpose of this ordinance is to govern inventories of property possessed by persons lodged in the Yamhill County Correctional Facility to reduce or prevent the assertion of false claims for lost or stolen property, and to protect people and property from any hazardous condition or instrumentality that may be associated with the property.

Section 3. Inventory Procedure.

3.01 The property possessed by any person lodged in the Yamhill County Correctional Facility shall be inventoried. The purpose of the inventory is as follows:

- a. To protect private property while it is in custody.
- b. To reduce or prevent the assertion of false claims for lost or stolen property.
- c. To protect people and property from any hazardous condition or instrumentality which may be associated with the property.
- d. To insure contraband, weapons, and hazardous materials are not brought into and/or stored within the Yamhill County Correctional Facility.

B.O. 98-585

- 3.02 The inventory of property possessed by a person lodged in the Yamhill County Correctional Facility is not a search for evidence of criminal property. Items should be scrutinized only to the extent necessary to complete an accurate inventory list and to accomplish the purposes of the inventory as set forth in section 3.01, above. Once completed, the list shall be made a part of the narrative section of the appropriate report. The inventory should occur as soon as practical after the person is lodged.
- 3.03 Deputies may seize contraband, weapons, hazardous materials or evidence of criminal activity discovered during the inventory. Closed containers capable of containing contraband, weapons, or hazardous materials will be opened and inventoried. If such a container is locked, the owner will be requested to facilitate the opening of the container; however, should the owner refuse, the container will be opened and the contents inventoried as outlined above.
- 3.04 All items seized during an inventory shall be listed on an appropriate sheriff's office form. A property receipt shall be given to the person from whom the property was seized.

Section 4. Severability.

- 4.01 All sections, subsections and paragraphs of this ordinance are severable. If any section, subsection or paragraph is ruled invalid for any reason by the court of last resort, the other portions of this ordinance shall be unaffected.

Section 5. Emergency.

- 5.01 This ordinance being necessary for the health, safety, and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, is effective on July 31, 1998.

DONE at McMinnville, Oregon on July 30, 1998.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

CHARLES STERN
County Clerk

Ted Lopuszynski
Chairman
TED LOPUSZYNSKI

By *Carol Ann White*
Deputy
CAROL ANN WHITE

Robert Johnstone
Commissioner
ROBERT JOHNSTONE

FORM APPROVED BY:

John M. Gray, Jr.
JOHN M. GRAY, JR.
Yamhill County Counsel

Thomas E. E. Bunn
Commissioner
THOMAS E. E. BUNN