

Chapter:	Searches
Subject:	08-05 – Body Cavity Searches
Effective:	October 21, 2024
Supersedes:	Official Order 08-05, dated April 19, 2022
Distribution:	Department Members

PURPOSE: This Order establishes department policy related to body cavity searches.

08-05-1 BODY CAVITY SEARCH

- A. <u>MCL 764.25b</u> prohibits a body cavity search of a person unless all of the following conditions exist:
 - (1) A valid search warrant has been obtained, and
 - (2) The search is conducted by a medical person, and
 - (3) A person of the same gender or gender identity/expression as the person being searched is present, if the medical person conducting the search is of a different gender than the person being searched.
 - (a) The gender identity of the person being searched may be determined by asking them their gender identity.
 - (b) If the person being searched expresses a preference about the gender identity of the member who will conduct the search, that request should be honored. In the absence of a stated preference, the gender identity of the person being searched shall be consistent with the gender identity of the person conducting the search.
- B. The enforcement member executing the warrant shall report the search on the Report of Strip or Body Cavity Search, UD-058. A copy of the completed UD-058 and the search warrant shall be given to the person searched.

DIRECTOR

Annual Review Responsibility: Transparency and Accountability Division

Accreditation Standards: CALEA 1.2.8