

2.437 MILITARY DESERTERS

- A. Consistent with 10 USC Sec. 808, Uniform Code of Military Justice, and 1.106.32 Authority to Arrest Armed Forces Deserters, the agency has the authority to apprehend and arrest deserters, etc. from the armed forces and deliver same to those forces.
- B. Armed forces deserter status can be determined by having Communications run wanted checks through NCIC. Communications will ensure verification checks are conducted consistent with NCIC protocols and/or instructions on related NCIC hits.
- C. Once deserter status has been verified, arresting officers will take steps to ensure arrestees are transferred to the custody of military authorities by:
 - 1. Transporting arrestees, upon approval or supervisory or administrative ranked officers, to destinations requested by military authorities; or
 - 2. Placing arrestees in the agency's temporary holding facility consistent with **2.660 Temporary Holding Facility** pending pick-up by military authorities.
- D. DOC will not accept prisoners wanted only for desertion.
- E. Arresting officers will ensure that Prisoner Property & Intake Records are completed to document transfer of arrestees to military authorities.
- F. Any funds paid by military authorities consistent with 10 USC Sec. 956 for apprehension and delivery of deserters will be received, documented, and accepted by the agency solely for agency use. Monetary awards will not be permitted to individual employees in return for apprehension and delivery of deserters to military authorities.