

TITLE 6  
CHAPTER 2

**CITY JAIL, PRISONER REGULATIONS**

**SECTION:**

- 6-2-1: Jail Restrictions
- 6-2-1-1: Passing Articles Prohibited
- 6-2-1-2: Loitering, Conversing with Prisoners
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- 6-2-3: Penalties

**6-2-1: JAIL RESTRICTIONS:**

**6-2-1-1: PASSING ARTICLES PROHIBITED:** It shall be unlawful for any person to pass any smoking or chewing tobacco or smoking or chewing material, any controlled substance as defined by ORS 475.005, any liquor, food, drink, clothing or other substance or any weapon or similar instrument or substance by the use of which injury could be inflicted upon the person or property of another person or that might aid in effecting an escape from confinement, to any person confined in the City jail or otherwise in the custody of the City police, without first having and obtaining the consent of the Chief of Police or the officer in charge. <sup>1</sup>

**6-2-1-2: CONVERSING WITH PRISONERS:** It shall be unlawful to hold any conversation with a person confined in the City jail or otherwise in the custody of the City police or to pass any written document, note or memoranda, or in any other manner correspond or communicate with any person in the City jail or otherwise in the custody of City police without first securing the consent of the Chief of Police or officer in charge; except that when a person in the custody of the City police is before the City court that person shall be able to exercise all rights of communication with the witnesses and an attorney.

**6-2-1-3: REMAINING ABOUT THE JAIL:** It shall be unlawful for any person to remain in or about the premises of the City jail after being ordered to leave by any law enforcement officer in the performance of the officer's duties.

**6-2-2: JAIL REGULATIONS:** The Chief of Police shall make such rules as are necessary or will assist in the operation of the City jail, including but not limited to:

- A. Health and Sanitary conditions at the City jail;
- B. Correspondence with persons confined in jail;
- C. Visitation;
- D. Responses to emergencies; or
- E. Other matters relating to the safe operation of the facility.

**6-2-2-1: JAIL INMATE FEES**

- A. Any person who is ordered by the Florence Municipal Court to be committed for any length of term of incarceration in the Florence City Jail shall be assessed a jail inmate fee at the time of sentencing as part of the judgment of the court, unless good cause for waiver of such fee is established to the Court.
- B. If there are multiple bookings into the Florence City Jail required as part of the sentence, only one jail inmate fee shall be assessed.

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<sup>1</sup> See also Section 6-1-9-2-G of this Code

- C. For persons who are booked once for multiple offenses that meet the criteria in 6-2-2-1 of this Chapter, those persons shall be assessed only one jail inmate fee as part of the sentence.
- D. Any new offenses that meet the criteria in 6-2-2-1 of this Chapter shall be subject to the jail inmate fee assessment.
- E. The jail inmate fee amount shall be determined by resolution of the City Council. (Ord. 11, Series 2009)

**6-2-2-2: JAIL WORK RELEASE APPLICATION AND PARTICIPATION PROGRAM FEES:**

- A. The chief of Police may provide the opportunity for sentenced inmates who qualify to spend time at their regular
- B. Any sentenced person may apply for the Work Release Program upon payment of an application fee at the time of submission of the completed application. The fee is non-refundable.
- C. The application fee is required for every sentence of time to be served in jail by the court.
- D. Any sentenced person who is approved for the Work Release Program must pay the fee assessed for participation in advance of any work week. The fee is non-refundable.
- E. The Work Release Program application fee and the Work Release Program Participation fee shall be determined by resolution of the City Council. (Ord. 10, Series 2010)

**6-2-3: PENALTIES:** Any person violating any of the provisions of this chapter, or any of the rules adopted in accordance with this Chapter shall, upon conviction thereof, be punished by a fine not to exceed three hundred dollars (\$300.00) or by imprisonment in jail for a period not to exceed ninety (90) days, or both.

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Ord No. 1 Series 1990 repealed 6-2 and added new 6-2.  
 Section 6-2-2-1 amended by Ord. No. 11 Series 2009 (6-29-09)  
 Section 6-2-2-2 added per Ord. No. 10, Series 2010 effective 7-7-10