


<b>POLICY TITLE: POLICE INFORMANT</b>		<b>PAGE 1 OF 2</b>
<b>POLICY NUMBER: 9.14 - ACS</b>		
<b>CHAPTER 9: SUPERVISION AND CASE MANAGEMENT</b>		
	<b>STATE of MAINE</b> <b>DEPARTMENT OF CORRECTIONS</b> <b>Adult Community Services</b>	<b>PROFESSIONAL STANDARDS</b>  <b>See Section VII</b>
	<b>Approved by:</b> <u><i>Martin Magnusson</i></u> <b>Signature of Commissioner</b>	
<b>EFFECTIVE DATE:</b> July 3, 2006	<b>LATEST REVISION:</b> October 21, 2010	<b>CHECK ONLY IF</b> <b>APA [ ]</b>

**I. AUTHORITY**

The Commissioner of Corrections adopts this policy pursuant to the authority contained in 34-A M.R.S.A. Section 1403.

**II. APPLICABILITY**

Adult Community Services

**III. POLICY**

It is the policy of the Department of Corrections that any police informant activity as defined below by persons under supervision of the Department of Corrections is strongly discouraged.

For the purposes of this policy, a police informant is a person who acts as an agent for any law enforcement agency; wears a wire; is requested to participate in what would otherwise be an illegal activity; is present when illegal activities are being conducted for the purpose of testifying or providing information against people; sets up meetings between law enforcement officials and those participating in illegal activities; or engages in any actions considered to be an undercover activity.

**IV. CONTENTS**

Procedure A: Police Informant, General Guidelines

**V. ATTACHMENTS**

Attachment A: Notification to Probationer or Parolee acting as Police Informant

**VI. PROCEDURES**

**Procedure A: Police Informant, General Guidelines**

1. If a Probation Officer becomes aware that a person under supervision has become involved, or is likely to become involved in police informant activities, the Probation Officer shall make known to the probationer or parolee that such activity is strongly discouraged, and that there shall be no special consideration extended to the person for such activity. It must also be made very clear to the probationer that any illegal activities or violations of any probation or parole conditions may result in a revocation. The Probation Officer shall require the probationer or parolee to acknowledge this by reviewing with them and obtaining their signature on the attached form. (Attachment A)
2. Probation Officers shall not encourage, condone, coerce, reward, or knowingly give consent to any person under supervision to participate as an informant for a law enforcement agency.
3. If a Probation Officer believes that a very compelling reason exists for the Maine Department of Corrections to permit police informant activity, the Probation Officer shall inform the Regional Correctional Administrator, or designee. If the Regional Correctional Administrator, or designee, agrees with the Probation Officer that permitting police informant activity should be considered, he/she shall inform the Associate Commissioner for Adult Community Services. The Associate Commissioner for Adult Community Services may grant permission, in exceptional circumstances, only after consulting with the Commissioner of the Department of Corrections and obtaining his/her written approval. If the decision is made to comply with the request, it shall be done with the understanding, by all parties involved, that under no circumstances will the probationer/parolee be put in harm's way by agreeing to participate as an informant and that there shall be no special consideration extended to the person for such activity.
4. A prisoner on Supervised Community Confinement is forbidden from acting as a police informant. If a Probation Officer becomes aware that a prisoner on Supervised Community Confinement is acting as a police informant, supervised community confinement may be terminated.

**VII. PROFESSIONAL STANDARDS**

None

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