

D. Access to Counsel in CPD Facilities²⁸

306. CPD shall ensure that arrestees be allowed access to a telephone within one hour of arrest regardless of an arrestee's location, whether at or in a detention or processing facility, hospital, school, transport vehicle, or other location. Cell phones shall be provided for this purpose if a station phone is unavailable. Arrestees must be allowed to make calls to a family member and to an attorney.

307. Before an arrestee is allowed to make these telephone calls, CPD shall ask whether she wants a free attorney and provide the phone numbers for the Cook County Public Defender, First Defense Legal Aid, and any other organization appointed by the Cook County Circuit Court to represent arrestees.

308. At the beginning of any custodial interrogation, along with *Miranda* warnings, CPD shall ask the subject of the interrogation whether she wishes to invoke her right to counsel and provide the phone numbers for the Cook County Public Defender, First Defense Legal Aid, and any other organization appointed by the Cook County Circuit Court to represent arrestees.

309. CPD shall post prominent signs next to each station telephone, and in each interrogation room, processing room, transport vehicle, and lockup, stating:

- a. that arrestees have the right to an attorney;
- b. that arrestees they cannot afford an attorney, one will be appointed for free; and
- c. the phone numbers for the Cook County Public Defender, First Defense Legal Aid, and any other organization appointed by the Cook County Circuit Court to represent arrestees.

310. After an arrestee makes a call to a private attorney or the Cook County Public Defender, First Defense Legal Aid, or any other organization appointed by the Cook County Circuit Court to represent arrestees, no interrogation of that arrestee may occur until an attorney arrives.

311. CPD shall ensure that student attorneys are given access to their clients in police custody as long as they are licensed under Illinois Supreme Court Rule 711 and have completed training offered by First Defense Legal Aid, the Cook County Public Defender, or any other organization appointed by the Cook County Circuit Court to represent arrestees.

312. Upon arrival of an attorney to his or her client's place of detention, CPD shall, within fifteen minutes, provide the client with notice that his or her attorney is present and offer that client the opportunity to immediately meet with the attorney.

²⁸ Source: PATF, Community Relations Working Group Recommendations; Recommendations from First Defense Legal Aid.

313. Upon arrival of an attorney to a client's place of detention and an indication from a client that he or she would like to visit with that attorney, CPD shall cease processing that client and prepare an interview room; the fact that an arrestee is being processed shall not be sufficient justification to delay an arrestee immediate access to her attorney when counsel is physically present and immediately available.

314. Within 30 minutes of arresting a juvenile, CPD shall contact the Cook County Public Defender, First Defense Legal Aid, or another organization appointed by the Cook County Circuit Court to represent arrestees. CPD shall not question a juvenile arrestee until counsel arrives.