

INTERSTATE REQUISITION AND VOLUNTARY RETURN OF RUNAWAYS, ESCAPEES, OR ABSCONDERS TO ANOTHER JURISDICTION

- AUTHORITY:** Welfare and Institutions Code (WIC) Sections 1400-1402
- RESCINDS:** Procedure Manual Item 2-4-104, dated 09/11/15
- FORMS:** Requisition for Escapee or Absconder with (DJJ Juvenile Compact Form II)
Affidavit
Consent for Voluntary Return of Out of State (Automated Unit Form)
Juvenile
Detention Report
Intake and Transmittal Sheet-Application for Petition (F057-4024.17)
Copy of Court of Jurisdiction's Order (Court Document)
- PURPOSE:** To outline the procedure to process youth from other jurisdictions into custody at Juvenile Hall (JH).

I. PROCEDURE

A. Interstate Requisition for Return of Runaway Juvenile:

NOTE: In general, **the Probation Department** will not process requests to arrest **and book into JH** runaways from other jurisdictions in the absence of criminal (WIC 602) behavior. Should such a request be received, Division Director approval and guidance should be sought prior to committing to assisting the requesting agency. Once approved, coordination of efforts should be made with the Warrant Deputy Probation Officer (DPO).

B. Interstate Requisition for Return of Escapee or Absconder-Involuntary:

1. In general, requests for the arrest of youth not in custody should be referred to the appropriate police agency.
2. Delivery of such **youth to JH** should be accompanied by an abstract of the warrant of arrest or other teletyped request to hold the minor pending return to court of jurisdiction. An application for petition is also completed by the arresting officer.
3. Upon receipt of these documents, the Custody Intake DPO reviews the documents for accuracy, fills out the intake and transmittal portion of the application for petition, obtains a record check through Juvenile Intake Log; makes two (2) copies of all documents, prepares four (4) typewritten copies of DJJ Form II, and submits an affidavit (reverse side of DJJ Form II) completed by the requesting agency.
4. The matter will be set for a detention hearing at the earliest possible date and time. The Custody Intake DPO will submit all appropriate forms, along with a detention report indicating the youth's decision to contest return to the

requesting jurisdiction. The court will set the matter for further hearing.

C. Interstate Return of Escapee or Absconder - Voluntary

Voluntary Return of Runaway Juvenile (Interstate Compact Form III) may be utilized where youth from other jurisdictions (states), who are wards in that jurisdiction, are to be returned voluntarily via travel arrangements made through the Interstate Compact. It should be voluntary and does not involve a requisition for return of the youth, although it does involve a youth who has been taken into custody for escape or absconding.

In all cases described above, the Custody Intake DPO assigned will complete, in quadruplicate, **the Voluntary Return of Runaway Juvenile form** (Interstate Compact Form III), and set the matter on the regular Detention Calendar. The youth is to sign this document before the judge. In special cases, the process may be expedited by utilizing the following procedure:

1. Contact the Clerk of the judge's court, advise **the judge** of the nature of the hearing and obtain from him a convenient time for this proceeding.
2. Arrange for the youth to appear before the Juvenile Court.
3. Present the Voluntary Return forms, with the carbon paper intact, to the Juvenile Court Officer.
4. The **youth** is to sign this document before the judge.

This procedure may also be used in cases where youth are taken into custody by local police agencies at the request of out-of-state authorities who hold a warrant of arrest for the youth, alleging a major violation of the law, and the youth consents to be returned to the requesting state. Generally, once the **Voluntary Return of Runaway Juvenile form** (Interstate Compact Form III) is signed, the requesting agency has ten (10) calendar days to effect the youth's transportation to the state of jurisdiction. Failure to do so requires release of the youth from secure detention.

REFERENCES:

Procedures:	2-5-005	Intercounty Transfers of Wardship Jurisdiction
	2-6-005	Interstate Compact for Juveniles (Out-of-State Courtesy Supervision) Rules of Interstate Compact for Juveniles
Policies:	E-4	Clients with Legal Residence Outside of Orange County

C. Ronald

APPROVED BY: