

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

- AUTHORITY:** Association of Juvenile Compact Administrators: Interstate Compact for Juveniles
California Rules of Court Rule 5.616 (Interstate Compact on the Placement of Children)
Interstate Compact on the Placement of Children (ICPC) Regulation Number 1
Welfare and Institutions Code (WIC) Sections 738 and 1400-1403
- RESCINDS:** Procedure Manual Item 2-4-104, dated 11/20/19
- FORMS:** State Mandated Forms - Current Forms may be obtained on Prob-Net under Forms, Interstate Compact for Juveniles (ICJ) or online at www.juvenilecompact.org.
Form I - Requisition for Runaway Juvenile (Probnet)
Form II - Requisition for Escapee, Absconder or Accused Delinquent (Probnet)
Form III - Consent for Voluntary Return of Out-of-State Juvenile (Probnet)
Form IX - Quarterly Progress, Violation or Absconder Report Petition for Modification (F057-5120.1)
ICPC Request 100A
Detention Report (Custody Intake 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, **JH or Juvenile Court Services** 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 (**Form II – Requisition for Escapee, Absconder, or Accused Delinquent**) 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 **or** return to the requesting jurisdiction. The court will set the matter for further hearing.

C. Interstate Return of Escapee or Absconder – Voluntary

Form III – Consent for Voluntary Return of Runaway Juvenile 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 **assigned** Custody Intake DPO will complete, in quadruplicate, the **Form III – Consent for Voluntary Return of Runaway Juvenile**, 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 a convenient time for this proceeding.
2. Arrange for the youth to appear before the Juvenile Court.
3. Present the **above-reference Form II and Form III** 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 **Form III – Consent for Voluntary Return of Runaway Juvenile** form 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: