

Warrants

367.1 PURPOSE AND SCOPE

- (a) For Youth Development and Community Support Services (YDCSS) officers, this policy provides general guidelines on requesting a Juvenile Detention Order (JDO) or a warrant. The court will determine if the warrant is discretionary or non-discretionary. Discretionary warrants only apply to youth under the jurisdiction of the juvenile court. (See 367.3 Definitions for further detail.)
- (b) For Adult Reintegration and Community Supervision Services (ARCSS) officers, this policy provides general guidelines on requesting bench warrants specific to Mandatory Supervision, Post Release Community Supervision (PRCS), and Formal Supervision pursuant to Penal Code § 1203.

367.2 POLICY

YDCSS

(a) It is the policy of the San Diego County Probation Department (hereinafter referred to as Department) to seek an arrest warrant, or a JDO where appropriate, when a client absconds from supervision and their whereabouts are unknown.

- 1. Arrest warrants are requested pursuant to Welfare & Institutions Code § 663 and are served in accordance with Penal Code § 840.
- 2. Should an officer determine that a youth may not appear for their scheduled Court hearing, they may note in their court report if the youth meets criteria for a discretionary warrant. The Court will determine if the warrant is discretionary or non-discretionary.
- 3. An arrest warrant can be requested for non-wards and youth known to have absconded outside of San Diego County.
- 4. JDOs may be requested for a youth under 18 years old.
- 5. Officers must contact the Detentions Control Unit (DCU) and add youth to the "Hot Sheet" when a warrant or JDO is pending.

ARCSS

- 1. Bench warrants are requested pursuant to Penal Code § 1203.2(a).
- 2. When exigent circumstances such as an immediate and clear public safety necessitate an immediate or expedited issuance of a bench warrant, the officer must prepare an ex parte application and "hand walk" it through the court process.

367.3 DEFINITIONS

Arrest Warrant- Is an official document issued by a judge that authorizes law enforcement officers to take a client into custody.

San Diego County Probation Department

Administrative Services Policy Manual

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Bench Warrant – Is an order issued by a judge which authorizes the arrest of a client subsequent to failing to comply with a court order or failing to appear for a mandatory court hearing.

Discretionary Warrant - A court-issued warrant authorizing the probation officer to determine if a youth will be detained or released pending a court appearance.

Hot Sheet - Is a list maintained by the Detention Control Unit (DCU). It is used to notify Probation and other law enforcement officers that a youth, under the jurisdiction of the Department, is wanted for detention in San Diego County and a Juvenile Detention Order (JDO) or Arrest Warrant is pending.

Juvenile Detention Order (JDO) - Pursuant to San Diego Superior Court Rule 6.9.5, this is an order issued by a judge when a youth, under the jurisdiction of the Department pursuant to WIC 602, has left a court-ordered placement.