

Extraditions

605.1 PURPOSE AND SCOPE

The criminal courts process requires appearances in the courtroom by a fugitive(s) involved with the case who may be in custody in jurisdictions outside of the State of California. This policy defines the process and procedure for the transport of a fugitive(s) by Orange County Sheriff's Department deputy sheriffs to and from other states for the purpose of appearing in court in California. This policy establishes procedures for the safe and secure transport of the fugitive(s) in custody, as well as for the safety of the deputies escorting the fugitive.

605.1.1 DEFINITIONS

Extradition: The surrender, by one nation or state to another, of an individual accused or convicted of an offense outside its own territory and within the territorial jurisdiction of the other, which being competent to try and punish the individual, demands the surrender.

Fugitive: An individual who is accused or convicted of a crime in one state and is later found in another state, regardless of the manner of or reason for the individual's departure from the first state. (*New Mexico, ex rel. Ortiz v. Reed*, 524 U.S. 151 (1998); *Appleyard v. Massachusetts*, 203 U.S. 222, 227 (1906).

605.2 POLICY

The Department shall provide safe, secure, and efficient extradition of fugitives to and from custody facilities outside of California. The Fugitive Warrants/Extraditions Unit shall oversee the processes that shall include travel planning and the National Law Enforcement Telecommunications System (NLETS) authorization process.

605.3 RULES AND PROCEDURES

605.3.1 FUGITIVE TRANSPORT

1. Fugitives shall not be permitted to influence, determine or know the travel itinerary.
2. Deputies shall be on alert for conversation between fugitives regarding escapes or other investigative leads concerning ongoing criminal investigations.
3. Fugitives are not allowed to possess or spend any money, checks, etc., while in transit. All prisoner funds and valuables shall be kept/stored away from the prisoner.
4. Fugitives shall not be allowed to smoke.
5. Fugitives shall not be allowed to speak to anyone except deputies, correctional officers, or other fugitives while in transit.
6. No medication shall be administered unless prescribed by a physician or as indicated by an institution.
7. Fugitives shall not be allowed to place telephone calls while in custody of deputies until they have reached the Orange County Jail.

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8. All vehicles utilized to transport fugitives shall be searched by the transporting deputies prior to and after each individual transport to ensure no weapons or contraband are present, nothing has been introduced into the confinement area, and the vehicle is in proper working order. This search shall be completed in a timely manner.

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

605.3.2 EXTRADITION BY COMMERCIAL AND CHARTER AIR

- [REDACTED]

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- ■ [REDACTED]
- [REDACTED]
- [REDACTED]

605.3.3 FUGITIVE CARE

- [REDACTED]
- [REDACTED]
- [REDACTED]

605.3.4 AUTHORIZED RESTRAINTS

[REDACTED]

605.4 CLOTHING ATTIRE

Deputies traveling out-of-state on extraditions shall wear appropriate attire as not to attract undue attention when accompanying fugitives. [REDACTED]

605.5 SCHEDULES AND WORK HOURS

[REDACTED]

605.6 DEPARTMENT PERSONNEL CONDUCT

Deputies shall conduct themselves in a professional manner when on or off-duty during an extradition in accordance with the Policies and Procedures of the Orange County Sheriff's Department.