

ALAMEDA COUNTY SHERIFF'S OFFICE DETENTION AND CORRECTIONS POLICY AND PROCEDURE	NUMBER: 11.24	PAGES: 1 of 3
	RELATED ORDERS: P.C. 3056, 6253b, 4530, 5054.1 W.I. 1767.3, 3151	
	ISSUED DATE: July 1, 1989	
	REVIEW DATE: December 4, 2015	
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CHAPTER: Intake, Transfer, Release and Records	SUBJECT: Processing of State Parole Violators	

I. **PURPOSE:** To provide guidelines for the housing of State prisoners and their return to State custody.

II. **POLICY:** It is the policy of the Detention and Corrections facilities to return all State prisoners to the appropriate State institution as soon as possible.

III. DEFINITIONS:

A. **STATE PAROLE:** Agents or employees assigned to the Santa Rita Jail (SRJ) as a State Parole Agent and currently under contract with the Alameda County Sheriff's Office.

B. **CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION (CDCR):** Agents or representatives assigned to the SRJ, employed by CDCR and currently under contract with the Alameda County Sheriff's Office.

C. **FACILITY COORDINATOR:** The CDCR supervisor assigned by CDCR to act as the administrative liaison between the State and the County.

IV. **PROCEDURE:** Inmates in County custody for State charges only will be returned to the custody of the State. There are six categories of State prisoners, Inmates with local charges and any of the charges listed below will be housed as any other County inmate until the local cases are disposed of.

A. **SECTION 3056 OF THE PENAL CODE (PC):**

1. Inmates charged with Section 3056 PC only, are en-route to CDCR for parole violations. When a prisoner is in custody for Section 3056 PC only, the following procedure will be adhered to:

2. In most cases, the inmate will be held at the SRJ; however, under extenuating circumstances, they may be housed at the Glenn E. Dyer Detention Facility (GEDDF).
 3. The prisoner will be housed until State Parole has issued a proper release or until his violation has been properly dealt with in court and a disposition of the violation has been issued.
- B. SECTION 6253b PC: These prisoners have violated CDCR rules in pre-release centers. They are being returned to prison and may suffer some time loss for their rule violation.
1. Prisoners charged with Section 6253b PC will be accepted **by** State Parole or CDCR.
 2. If the prisoner has a County case, when the County case is disposed of, they will be returned to State custody by representatives of the CDCR, who will be notified by the ITR staff.
- C. 1767.3 WELFARE & INSTITUTIONS (W&I): These are prisoners who are enroute to the California Youth Authority (CYA) for parole violation.
- D. 3151 W&I: This charge indicates the person has been committed involuntarily to a State Narcotic Detention and Treatment facility.
1. These prisoners will be accepted and housed.
 2. The prisoners are committed under a civil commitment and all efforts will be made to return them to a State facility as soon as possible.
 3. It is important to work closely with local parole authorities, as these prisoners must be returned to a detention and treatment facility, not a state prison.
 4. The same basic guidelines that apply to Section 3056 PC will be used.
- E. SECTION 4530 PC PRISONERS: These inmates are escapees from **prison or** pre-release centers and will be sent to the appropriate court of jurisdiction.
1. If the charge of Section 4530 PC is not accompanied by a charge of Section 6253b, they will be returned to CDC-R as outlined in Section 5054.1 PC.
 2. If charged with Section 6253b PC also, the procedure outlined above for Section 6253b PC will be in effect.

F. SECTION 5054.1 PC PRISONERS: Returning a state prisoner to custody:

1. Prisoners charged with Section 5054.1 PC will be accepted, and State Parole will be notified.
2. When the County case is disposed of/released, the booking staff will notify CDCR representative and the prisoner will be returned to State custody.
3. Prisoners in this status will be held a maximum of 24-hours following notification to the State. At the conclusion of that 24-hour period, if they have not been picked up, they will be released from custody.

G. CDC-R - IDENTIFICATION AND WARRANTS UNIT:

1. Placement of Parole Holds:
 - a. CDC-R provides 24-hours a day; seven days per week service for law enforcement agencies that need to identify a person's CDC-R status.
 - b. The ID/Warrants staff responds to requests from law enforcement for parole holds between 1700-0800 hours, Monday through Friday, on holidays and weekends.
 - c. Effective July 1, 1991, ID/Warrants staff are authorized to place holds requested by law enforcement agencies on parolees who meet the following criteria:
 1. When a parolee is arrested and booked on felony charges
 2. When a parole absconder whose parole has been suspended by the Board of Parole Hearings (BPH), is apprehended
2. Local parole units' staff will continue to be available and responsible, Monday through Friday, 0800-1700 hours, to place a parole hold.