



Interstate Agreement Detainers

California Penal Code Section 1389 PC, "The Agreement on Detainers," allows the state that has outstanding charges or untried indictments against an incarcerated individual who is currently incarcerated in another jurisdiction, to be transported to the state seeking prosecution. These proceedings are solely initiated by the San Diego County District Attorney's Office.

1. The District Attorney's office will notify the San Diego Sheriff's Department, in writing, of any incarcerated individual transported to San Diego Central Jail by the authority of the Interstate Agreement on Detainers.
2. Once the incarcerated individual arrives at the Vista Detention Facility, San Diego Central Jail or Las Colinas Detention Facility, they will be processed into the jail. The pre-book technician will generate two arrests:
 - a. Arrest #1 is handled the same as a Remand, the charges, bail, court date, and time are entered in the appropriate fields. In the NOTES section Interstate Detainee is entered.
 - b. Arrest #2 is entered as a Hold DNTR, in the NOTES section, Interstate Detainer with the state in which the incarcerated individual was transported is entered.
3. All documentation is placed in a red custody record which is provided by the shift supervisor.
4. The incarcerated individual is produced for a specific criminal matter; therefore, a Want & Warrant check is not conducted.
5. Once the final disposition is made, the Hold detainer is re-booked as "BDET" utilizing Penal Code 1389.8. The disposition of "DPS" is entered.
6. The red custody record and contents is given to the Detention Processing Supervisor.
7. The Detention Processing Supervisor has the District Attorney's Extradition Office contacted. Transportation arrangements are made to return the incarcerated individual to their originating jurisdiction.
8. If the incarcerated individual is committed to the California Department of Corrections and the Prison Package is received while the incarcerated individual is still in custody of the Sheriff, make a photocopy of the actual commit for record purposes and return package to court.
9. If the incarcerated individual is committed to Local time a Detainer is sent to the originating jurisdiction.

NOTE: The incarcerated individual is NOT processed or transported to the California Department of Corrections. The incarcerated individual is returned to their originating jurisdiction.