



Probation Rearrests

A Probation Rearrest is authorization to detain a probationer for violating any term or condition of their probation or conditional sentence.

ADULT PROBATION REARREST

The arresting officer will provide a Booking Intake/Personal Property Inventory (form J-15) and the Probation Rearrest document violating the incarcerated individual(s) probation per California penal code section 1203.2(a). (*See Prebook Manual – BSCW*).

NOTE: Using BSCW as the Arrest Type will cause the incarcerated individual(s) name to appear on the Notify List used by the court of jurisdiction. The court will then schedule a hearing date for the incarcerated individual. The court will enter the court date with a ROC of COTP.

PROBATION VIOLATION per VC 23154(a)

The arresting officer will provide a Booking Intake/Personal Property Inventory (form J-15), Probable Cause Declaration (PCD) and a San Diego County Regional Violation for PC 1203.2(a) per VC 23154(a) (form PAT – 70). The information included on this form includes the individual(s) name, identification, type of breath test, results, court location for the active probation case, court case number, and the date their probation ends. (*See Prebook Manual – ARST*).

These violations are accepted from one of the San Diego County courts of jurisdiction (Central, Eastern, Northern and Southern).

Court location: While it is expected the arresting officer has the correct court location listed on from PAT-70, the technician must ensure the court location corresponds with the court case number.

Example: The incarcerated individual is arrested in the East County for the probation violation and the court case number M123456 is for the Central Division. The arresting officer mistakenly indicates ELC on the J-15 as the court destination. In this situation the technician is to schedule the incarcerated individual for Central Division based on the M case number.

NOTE: If unsure of case number jurisdiction, conduct a case number query utilizing SDLAW

Schedule as follows:

CENTRAL DIVISION	SD3* @ 0800
EASTERN DIVISION	ELC @ 1330
NORTHERN DIVISION	NCV @ 0800
SOUTHERN DIVISION	SBCV @ 0800



NOTE: If no court document is received, the incarcerated individual is released per PC 825.

It is imperative the court receive a copy of form PAT-70 prior to the court appearance. Once the incarcerated individual is processed, a copy of form PAT-70 is made and provided to the court. Each facility is responsible for the daily delivery of the form to their corresponding court per facility guidelines. The original form is maintained in the custody record.

If an incarcerated individual is processed at a facility other than where the case was filed, that facility is responsible for faxing a copy of form PAT -70 to the facility of the court of jurisdiction. (Example: the case is scheduled for El Cajon and the incarcerated individual is processed at the San Diego Central Jail, the technician at the San Diego Central Jail must fax the form to the Las Colinas Detention Facility). The faxing process is completed daily prior to 0900 hours.

JUVENILE PROBATION REARREST

The arresting officer will provide a Probation Rearrest under Juvenile Jurisdiction No Bail Hold (form J2092) authorizing the arrest for the incarcerated individual(s) probation violation per California Welfare and Institutions code section 777 (*See Prebook Manual – BSCW*).

NOTE: If no court document is received, juvenile court is contacted.