

OFFICE OF OPERATIONS

NOTICE NO. 24

May 19, 1997

TO: All Concerned Personnel, Office of Operations

FROM: Director, Office of Operations

SUBJECT: CUSTODY OF MINORS IMPACTED BY WELFARE AND
INSTITUTIONS CODE MODIFICATIONS

EFFECTIVE: Immediately

RECEIVED
MAY 30 1997PLANNING AND RESEARCH
DIVISIONPURPOSE

This Notice informs Department personnel of recent changes to the Welfare and Institutions Code (WIC). Additionally, this Notice mandates procedures for Department personnel who are assigned cases involving dependent children and arrested minors who use a firearm in the commission of a felony.

INFORMATION

Section 625.3 is added to the WIC and impacts the Department's procedures for investigations involving specified minors taken into custody for the commission, or attempted commission, of a felony crime in which the minor personally used a firearm. Additionally, Section 308 (a) WIC is amended and now requires that when a peace officer takes any minor into custody pursuant to Section 300 WIC (Dependent), the officer shall inform the minor's parent or guardian, that the child has been placed in an authorized juvenile care facility.

PROCEDURESMinors Who Use a Firearm in the Commission of a Felony

In accordance with Section 625.3 WIC, when a minor 14 years of age or older is taken into custody for a felony or an attempted felony, and it is determined that the minor personally used a firearm in the commission of the crime, the minor shall be

delivered to the Probation Department for secure custody pending a court hearing. Officers shall not release such minors to parents or guardians after arrest.

Changes Impacting 300 WIC Arrests

Department personnel who take a minor into custody pursuant to Section 300 WIC (Dependent), shall inform the minor's parent or guardian that the minor has been placed in an authorized juvenile care facility (e.g. foster home). Officers shall also provide the minor's parent or guardian with the appropriate Department of Children and Family Services' (DCFS) telephone number listed below, where contact with the minor can be established:

- * When a minor is taken into custody during normal business hours (Monday-Friday, 0800-1700 hours) contact:

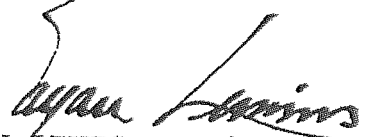
DCFS Intake and Detention Control, (213) 526-6757

- * When a minor is taken into custody during non-business hours (Monday-Friday, 1700-0800 hours, weekends and holidays) contact:

DCFS Command Post, Central Desk, (213) 893-0502

Note: Department personnel shall document in the narrative portion of the arrest report that the above information was provided to the concerned parent or guardian.

The appropriate changes will be reflected in the next printing of the Juvenile Manual. Questions regarding this Notice should be directed to the Operations Section, Juvenile Division, at (213) 485-2803.


BAYAN LEWIS, Assistant Chief
Director
Office of Operations

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