

(May 2003)

Responsibility

Camp Superintendent Division Chief

California Penal Code Section 2780.5 provides that, during declared fire emergencies, the Director of Youth Authority may allow the Director of the Department of Forestry and Fire Protection to use California wards for fire suppression efforts outside the boundaries of California, not to exceed a distance of 25 miles from the California border, along the borders of Oregon, Nevada, or Arizona.

However, Nevada is the only state to pass corresponding legislation allowing California Youth Correctional Officers peace officer authority over a California ward while in the state of Nevada (Nevada revised Statute 289.230). Until similar legislation is passed in Oregon and Arizona, California wards will only be used in Nevada for fire suppression.

Existing California State law has allowed transportation of California wards into Nevada (Reference PC 5080) when traveling from one facility of the Department to another, sometimes exceeding the 25-mile limit. However, interpretation of PC 2780.5 indicates that all highway miles must remain within that 25-mile distance from the California border while transporting wards to and from the fire incident and while assigned on the incident.

EXCEPTION: In the case of a California ward escaping from custody while on assignment in the State of Nevada, Nevada revised Statute 289.230 provides that when “a California Youth Correctional Officer has in his custody in Nevada a ward of the State of California, the Correctional Officer may maintain custody of the ward in Nevada and retake the prisoner if he/she should escape in Nevada to the same extent as if the Correctional Officer were a peace officer appointed under Nevada law and the ward had been committed to his custody in proceedings under Nevada law.”

A Correctional Officer may exceed the 25-mile limit in pursuit of an escapee anywhere within the State of Nevada.

OUT-OF-STATE-DISPATCH

6354.1

(May 2003)

Responsibility

All

All out-of-state dispatches will be initiated by the agency requesting assistance, routed through the CDF Regional ECC, and filled with the resources nearest the out-of-state incident. When ward fire crews are assigned, they will be in a strike team or task force configuration, thereby insuring necessary CYA staff coverage of one officer per crew plus one CYA supervisor, in a separate vehicle, per strike team or task force.

Additionally, a trained and experienced CYA Agency Representative will be assigned to the incident. This person will be equipped with a separate, radio equipped, CYA or CDF vehicle. As soon as the strike team and custody staff are assigned the Institution and Camps Branch is to be notified of incident assignment and location and the name of the CYA Agency Representative.

On all out-of-state assignments, CYA personnel will use only state vehicles. Under no circumstances will CYA staff drive their personal vehicles. The criteria for strike team(s) assigned to a Nevada incident shall be two vehicles for CYA staff, one of which may be utilized by the CYA Agency Representative.

OUT-OF-STATE LOGISTICAL SUPPORT

6354.2

(May 2003)

Responsibility

Fire Crew Captain

Logistical support for fire crews and CYA personnel assigned to the out-of-state incident is the responsibility of CDF, i.e., housing, feeding, and transportation. State of California credit cards and delegated purchase orders are accepted in most cases in adjoining states. For additional guidelines relative to medical services and ward escapes on fire responses into the State of Nevada, see Chapter [6360](#).

(see next section)

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(see Forms or Forms Samples)