

Anchorage Police Department Regulations and Procedures Manual	Operational Procedures 3.02.015	
Policy and Procedure Title Arrests - Fugitive from Justice	Effective Date 9/1/2020	Page 1 of 2
Replaces Prior Policy: 6/3/2020	Approved by: Chief Justin Doll	

This policy is for departmental use only and does not apply in any criminal or civil proceeding. This policy should not be construed as creation of a higher legal standard of safety or care in an evidentiary sense with respect to third party claims. Violations of this policy will only form the basis for departmental administrative sanctions. Violations of law will form the basis for civil and criminal sanctions in a recognized judicial setting.

3.02.015 Arrest - Fugitive from Justice

PURPOSE

To provide guidance for processing out of state warrants commonly known as Fugitive from Justice Warrants (FFJ).

POLICY

It is the policy of the Anchorage Police Department to investigate the presence of and serve all extraditable out of state warrants in an efficient manner and to comply with AS12.70.120 to ensure the subjects of the warrants are not inadvertently released.

PROCEDURES

VII. General Processing – All subjects with confirmed extraditable state issued warrants will be charged with Fugitive from Justice under AS12.70.120.

- E. Do not take them before a magistrate for a bail hearing.
- F. Bail should be set using the original bail set by the wanting agency. The bail can be found on the NCIC screen. If you are unable to determine the bail amount from the warrant, then bail should be set at “No Bail.”
- G. A Criminal Case Intake and Disposition form, ATN is needed for any Fugitive from Justice Arrests.
- H. If there are new charges, the officer should process those charges as usual with a Criminal Case Intake and Disposition form, ATN and a bail hearing if appropriate. The FFJ charge should be processed under different case numbers, which would include a separate remand, while following the procedures above. The charges should not be consolidated under one case number.

VIII. Dispatch

- D. In accordance with the NCIC Person Hit Worksheet, dispatch will send an APSIN twix to advise the Anchorage District Attorney's Office and AST Judicial Services of the arrest.
- E. A member of dispatch will make appropriate copies of paperwork for dispatch's records and for the NCIC Clerk.
- F. NCIC paperwork will then be sent to the NCIC Clerk.

IX. Officer Procedure – The officer will complete an arrest report detailing the reason and nature of the contact and include the following information in their narrative:

- I. NCIC warrant number
- J. Originating agency city/county
- K. Originating agency state
- L. Originating agency contact phone number
- M. Original crime the warrant was issued for
- N. Original bail amount of the warrant
- O. Title and name of the person (usually APD dispatcher) who contacted the outside agency
- P. Title and name of the person (usually wanting agency dispatcher) who confirmed extradition

It is a violation to cut and paste from the APSIN/NCIC screen. However, it is NOT a violation to type it exactly as you see it. You are prohibited from including the defendant's SSN (SOC), APSIN ID and FBI number. The information may also be typed in a format that interprets the information as long as the procedure above is followed.

- X. District Attorney** – Using the information in the officer's report, the District Attorney's Office will complete the criminal complaint for arraignment purposes. The District Attorney's Office will notify Judicial Services of the arrest.
- XI. Judicial Services** – Anchorage Judicial Services will coordinate the process up to and including extradition.
- XII. Federal Warrants** – On occasion, officers will come across extraditable warrants issued by the federal court system. Federal Arrest Warrants are not treated as Fugitives from Justice, and a different remand must be used. The officers shall arrest

the suspect and bring them to the Anchorage Jail and remand them with the paperwork provided at the jail by the US Marshal's Service, Form USM-41.

*****END OF DOCUMENT*****