



# JUVENILE HOLDING GUIDELINES



## Sight and Sound Separation Requirement

Youth detained or confined within adult jails and lockups **shall not** have contact with adult inmates, *including* inmate trustees.

## Deinstitutionalization of Status Offenders (DSO) Requirement

Status offenders, non-offenders, and civil-type offenders **shall not** be detained or confined in secure detention or correctional facilities. Status offenses include: Beyond Parental Control, Runaway, Truancy, Minor in Possession of Tobacco, or other offense applicable only to juveniles.

## Jail Removal Requirement

Juveniles accused of delinquent (non-status) offenses may be securely detained or confined in an adult jail or lockup "for a period not to exceed 6 hours\* for processing or release, or while awaiting transfer to a juvenile facility, and only if such juveniles do not have contact with adult inmates."

**As of October 1, 2017, youth alleged to have committed a Status Offense must be held in a non-secure area, absent ANY secure holding fixtures, and with a path of free egress from the building.**

**Warning:** Youth accused of "Probation Violation", "Violating a Court Order", "Failure to Appear" (if the youth fails to appear for a status offense), or any other offense not specified as delinquent on a pick-up order **MUST** have the underlying offense verified as delinquent **PRIOR** to being held in a secure area. "Felony Absconding While on Parole" should be treated as a **RUNAWAY**.

\*The total of any confinement of a juvenile in law enforcement custody cannot exceed six (6) hours. Drive time to and/or from the facility does not count towards the six hour timeframe.

**Note:** Records must be kept of every juvenile who is securely or non-securely "detained or confined" in an adult jail or lockup **except** those held solely for "safekeeping" pending reunification with a parent/guardian or pending transfer to the custody of a child welfare or social service agency. Logs must be completed in their entirety and include beginning and ending times and the disposition of the youth. Sample log sheets are available online at: [www.dps.mo.gov/dir/programs/jj/compliance.php](http://www.dps.mo.gov/dir/programs/jj/compliance.php)

## Custody of Status vs. Delinquent Offenders

Status Offender	Delinquent Offender
<ul style="list-style-type: none"><li>✓ Do not place in a holding cell (even if the door is left unsecured).</li><li>✓ Do not cuff to an immovable cuffing fixture (cuffing bench, rail, ring, etc.) <b>OR</b> place the youth in any room with immovable cuffing fixtures.</li><li>✓ Do not place in a locked room, lockable room, or any area within a secure perimeter.</li><li>✓ May cuff to a non-stationary object such as an office chair, table, or to themselves.</li><li>✓ Do not allow sight or sound contact with adult inmates or <b>inmate trustees</b>.</li><li>✓ Maintain a Juvenile Custody Log (See Note).</li><li>✓ Continuous visual supervision must be maintained.</li></ul>	<ul style="list-style-type: none"><li>✓ May be placed in a holding cell or locked room. *Limited to <b>6</b> hours for the purposes of processing or release or transfer to a juvenile facility.</li><li>✓ May be cuffed to a stationary object. *Limited to <b>6</b> hours for the purposes of processing or release or transfer to a juvenile facility.</li><li>✓ May be placed in a locked room or area. *Limited to <b>6</b> hours for the purposes of processing or release or transfer to a juvenile facility.</li><li>✓ May cuff to a non-stationary object such as an office chair, table, or to themselves.</li><li>✓ Do not allow sight or sound contact with adult inmates or <b>inmate trustees</b>.</li><li>✓ Maintain a Juvenile Custody Log (See Note).</li><li>✓ Continuous visual supervision must be maintained.</li></ul>