

Tool For Determining when Juveniles are “Detained or Confined” in Law Enforcement Facilities

Per OJJDP, “*Detained or Confined*” is generally defined as “not being free to leave.”

This includes youth placed into a cell, placed into a room that is locked or lockable in a way that prevents free egress, secured to an immovable object (cuffing ring, rail, bench, etc.), or placed into a room with an immovable cuffing object.

Youth held for their own safety in *Non-Secure* areas of jails or lockups, and pending reunification with a parent or guardian or pending transfer to a child welfare or social service agency, are NOT considered “*Detained or Confined*” within the meaning of the JJDP Act.

