

Tool for Law Enforcement to Determine Adult Inmate vs. Juvenile Status under RTA for Federal Reporting Requirements

The effective date of these changes is July 1, 2021, except as noted:

A 17-year-old detained/confined
in an Adult Jail or Lockup
pending charges and/or trial
PRIOR to January 1, 2021

ADULT INMATE

- Allowed Placements: Adult Jails and Lockups
- Sight and Sound Separation is NOT required

EXCEPTION

- A youth, certified to stand trial as an adult, is returned to a juvenile detention pursuant to 211.072 RSMo. and (34 U.S.C. § 11133(a)(11)(B))

A 17-year-old detained/confined
for crimes that occurred
BETWEEN
January 1, 2021 - June 30, 2021

ADULT INMATE

- Allowed Placements: Adult Jails and Lockups
- Sight and Sound Separation is NOT required

EXCEPTIONS

- A few juvenile courts assumed jurisdiction of these youth on January 1, 2021. Report these individuals, if detained/confined as juveniles, on this [juvenile log sheet](#). <- need link
- A youth, certified to stand trial as an adult, is returned to a juvenile detention pursuant to 211.072 RSMo. and (34 U.S.C. § 11133(a)(11)(B))

A 17-year-old detained/confined
AFTER July 1, 2021,
for crimes that occurred
BEFORE July 1, 2021

ADULT INMATE

- Allowed Placements: Adult Jails and Lockups
- Sight and Sound Separation is NOT required

EXCEPTIONS

- If a 17-year-old is subsequently accused of delinquent acts that occurred **AFTER** July 1, 2021, subject to juvenile court jurisdiction, they **MUST** be detained or confined as a **JUVENILE** - even with the pending adult charges.
- A youth, certified to stand trial as an adult, is returned to the juvenile detention pursuant to 211.072 RSMo. and (34 U.S.C. § 11133(a)(11)(B))

A 17-year-old detained/confined
AFTER July 1, 2021,
for crimes that occurred
AFTER July 1, 2021

JUVENILE OFFENDER

- Allowed Placements: Juvenile Facilities
- A brief hold in an Adult Jail or Lockup, Sight and Sound Separate, pursuant to the [Juvenile Holding Guidelines](#), is allowed
- **MAY NOT** be placed in an Adult Jail or Lockup **UNLESS** Certified **AND** transferred pursuant to 211.072 RSMo. and (34 U.S.C. § 11133(a)(11)(B))

Sight and Sound Separation Core Requirement

- The term "sight and sound" means any physical, clear visual, or verbal contact that is not brief and inadvertent; (34 U.S.C. § 11103(25))
- Applies to secure facilities such as Adult Jails, Adult Lockups, Court Holding Facilities, etc.
- Does not apply to **certified youth found guilty** in a court of general jurisdiction
- Contact violations must be reported to the Compliance Monitor

