

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 7 - 1 - 2
Yeas: Nolan, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger
Nays: Olson
Exc.: Garret, Hicks
Prepared By: Bill Taylor, Counsel
Meeting Dates: 2/18, 3/18

WHAT THE MEASURE DOES: Requires a youth who is fifteen or sixteen years old and charged with a Measure 11 offense or waived to adult court, to be detained in a juvenile detention facility unless the director of the county juvenile department and the sheriff agree to detain the juvenile in a jail or other place where adults are detained.

ISSUES DISCUSSED:

- Discretion with counties
- Safety of juvenile in adult jail

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Generally speaking, a juvenile may only be detained in a jail or other place where adults are detained for up to five hours in order to obtain the youth's name, age, residence and other identifying information. A youth who is fifteen or sixteen years old and charged with a Measure 11 offense or waived to adult court may be detained in a place where adults are kept. A juvenile court may order a youth held for up to eight days in a jail or where adults are kept.