



Division of Pretrial
Detention and Services
Directive

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Approved by:
Wendell M. France
Commissioner

Title: Separation of Adult and Juvenile Detainees	Directive Number: DPDS.100.0003
Related MD Statute/Regulations: N/A	Supersedes: PDS 110-38, titled Separation of Juviles and issued on April 30, 2007
Related ACA Standards: 4-ALDF-2A-32 and 38	Authorized by: Warden
Related MCCA Standards: .05M	Effective Date: December 1, 2010 Number of Pages: 2

.01 Purpose

This directive establishes policy and procedures ensuring the separation of adult and juvenile detainees.

.02 Scope.

The Division of Pretrial Detention and Services

.03 Policy.

- A. No juvenile is detained in or committed to the Division unless legal jurisdiction has been waived to the Division or the juvenile is formally charged with an adult offense.
- B. If a waived juvenile is remanded to the custody of the Division, the individual shall be housed in a separate unit designated for juveniles which affords no more than incidental sight or sound contact with adult detainees from outside the unit in living, program, dining or other common areas. Any other sight or sound contact is minimized, brief and in conformance with applicable legal requirements.

.04 Definitions.

- A. In this directive, the following terms have the meanings indicated.
- B. Terms Defined.
 - (1) "Juvenile" means an individual under the age of eighteen (18) years.

.05 Responsibility.

- A. The warden shall be responsible to:
 - (1) Establish a separate housing area for juvenile detainees;

- (2) Ensure that when it is necessary to house s juvenile in an area other than one designated for juveniles, (e.g. protective custody), the juvenile remains separated from adult detainees; and
- (3) Ensure that all outside activities for juveniles, (e.g. recreation), are conducted separately from the adult population.

B. The director or the Case Management Unit shall be responsible to ensure that:

- (1) All juveniles are recommended for appropriate placement and all housing recommendations are recorded on a Classification Instrument in compliance with DPDS.100.0001, titled Case Management and Housing;
- (2) On a monthly basis, designated staff shall:
 - (a) Review records to determine if any juvenile has reached the age of eighteen (18);
 - (b) Complete a Transfer of Housing form and forward it to staff in the Traffic Office for any detainee who has reached age eighteen (18); and
 - (c) Verify the detainee's birth date with the identified parent, guardian, or Department of Vital records staff if there is any discrepancy in the individual's age.

C. The Traffic Office supervisor shall be responsible to ensure that appropriate housing assignments are made for detainees who are identified as:

- (1) Juveniles upon review of their Classification Instrument; or
- (2) Former juveniles who have reached the age of eighteen (18) upon review of their Housing Transfer form for adult-designated housing.

.06 Attachment(s).

There is no attachment to this directive.

.07 History.

- A. This directive rescinds PDSD110-38, titled Separation of Juveniles and issued on April 30, 2007.
- B. This directive supersedes provisions of any other prior existing Division communication with which it may be in conflict.