

\_\_\_\_ Initial here if no juveniles were detained or confined at this facility for the months selected on this form (OAR 423-155-0010).

# JUVENILE DETENTION LOG

(Applies only to Facilities classified as Adult Jails and Lockups)



**Youth  
Development  
Division**

NAME OF ADMINISTRATIVE AGENCY: \_\_\_\_\_

END DATE OF LOG: \_\_\_\_\_

NAME OF SECURE FACILITY (If different from above): \_\_\_\_\_

MONTHS COVERED ON \_\_\_ Oct \_\_\_ Nov \_\_\_ Dec \_\_\_ Jan \_\_\_ Feb \_\_\_ Mar

PAGE (Check all that apply): \_\_\_ Apr \_\_\_ May \_\_\_ Jun \_\_\_ Jul \_\_\_ Aug \_\_\_ Sep

Case/Other Identifying #	Age of Juvenile	Racial/Ethnic Identity	Gender Identity	Most Serious Detainable Offense <i>(Include ORS # and whether juvenile is accused, convicted, or adjudicated for this offense)</i>	Date/Time of Detainment at Facility	Date/Time of Release from Facility	Decision Point	Detaining Feature	Detaining Exception	KEY CODES <i>(Required Information)</i>
21-12345	17	W	TF	Assault II ___Accused ___Convicted ___Adjudicated	4/7/2020 1300	4/7/2020 1600	4	C	2	<b>Race/Ethnicity:</b> (W) White (A) Asian (O) Unk/Other (H) Hispanic/Latino (B) Black/African American (I) American Indian/Alaska Native (N) Native Hawaiian/Pacific Islander  <b>Decision Point:</b> (1) Identification (2) Waiver Hearing (3) Processing Charge (4) Secure Confinement (5) Adjudication Hearing (6) Awaiting Transfer/Release  <b>Construction Feature:</b> (C) Holding Cell (P) Booking/Intake Area (L) Locked Interview Rm. (N) Unlocked Interview Rm. (S) Stationary Cuffing Apparatus (U) Non-Locking Room or Area (e.g. report writing area, conference room, soft-interview room, office, or lobby).  <b>Detaining Exception:</b> (1) Not Applicable (2) Delinquent Exception (3) Rural Removal Exception (4) Travel Conditions Exception (5) Conditions of Safety Exception
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
				___Accused ___Convicted ___Adjudicated						
<p>Pursuant to 34 USC 11133 no juvenile shall be detained or confined in any Jail or Lockup for adults unless by one of four detaining exceptions (Sec. 223(a)(13)), but only provided that Separation between juveniles and adults can be maintained (Sec. 223(a)(12)). Compliance with these requirement has been achieved when an adult jail or lockup can annually demonstrate that no juveniles were detained or confined outside of what is permitted by exception. Facilities can certify compliance with this requirement by submitting completed logs to <a href="mailto:YDD.ComplianceMonitoring@state.or.us">YDD.ComplianceMonitoring@state.or.us</a> or through the <a href="#">JDDPA Compliance Assessment Tool</a> at the end of every federal fiscal year by November 30. Data submitted must account for all juveniles detained or confined using a facility's construction features (e.g. Holding Cells, Lockable Interview Rooms, Stationary Cuffing Apparatuses, or Secures Perimeters i.e. booking/intake). For immediate technical assistance, contact our office at (503) 510-3606.</p>										

RANK/TITLE, NAME AND SIGNATURE

OF PERSON CERTIFYING THE ACCURACY OF THIS FORM: [Rank/Title] \_\_\_\_\_ [Name] \_\_\_\_\_ [Signature] \_\_\_\_\_

PAGE \_\_\_\_\_ / \_\_\_\_\_

## JUVENILE DETENTION EXCEPTIONS

(Applies only to Facilities classified as Adult Jails and Lockups)

<b>DELINQUENT DETENTION EXCEPTION</b>	<p>The jail removal requirement at 34 U.S.C. § 11133(a)(13)(A) allows the detention or confinement in an adult jail or lockup of juveniles accused of delinquent offenses (i.e., offenses that would be a criminal offense if committed by an adult), under the following circumstances:</p> <p>A juvenile accused of a delinquent offense may be detained for no more than 6 hours for the purposes of processing or release or while awaiting transfer to a juvenile facility. OJJDP recommends that any detention of juveniles be limited to the absolute minimum time necessary to complete these purposes, but in any case, not to exceed 6 hours.</p> <ol style="list-style-type: none"> <li>a. A juvenile accused of a delinquent offense may be detained for no more than 6 hours for the purposes of processing or release, while awaiting transfer to a juvenile facility, or while awaiting an initial court appearance. The YDD and OJJDP recommends that any detention of juveniles be limited to the absolute minimum time necessary to complete these purposes, but in any case, not to exceed 6 hours.</li> <li>b. Any detention of a juvenile adjudicated as a delinquent in an adult jail or lockup is an instance of noncompliance with the jail removal requirement.</li> </ol> <p><b>The following is noted about this exception:</b></p> <ul style="list-style-type: none"> <li>• A juvenile accused of a delinquent offense may be detained in an adult jail or lockup for a combined total of no more than 6 hours, so long as the juvenile does not have contact with adult inmates, and the state has in effect a policy that requires individuals who work with such juveniles and adult inmates to be trained and certified to work with juveniles. This does not allow a state to detain an accused delinquent offender in a jail or lockup for adults for more than a cumulative total of 6 hours, for instance for 3 hours before, and then for an additional 4 hours following a court appearance.</li> <li>• The following three exceptions allow states to detain or confine juveniles accused of non-status offenses in adult jails or lockups for more than 6 hours while awaiting an initial court appearance and so long as the juveniles do not have contact with adult inmates, and the state has in effect a policy that requires individuals who work with such juveniles and adult inmates to be trained and certified to work with juveniles:</li> </ul>
<b>RURAL REMOVAL EXCEPTION</b>	<p>The exception found at 34 U.S.C. § 11133(a)(13)(B)(ii)(I) provides that juveniles accused of non-status offenses may be detained or confined in jails or lockups for adults for as long as 48 hours (excluding Saturdays, Sundays, and legal holidays) while awaiting an initial court appearance, when the jail or lockup is outside a metropolitan statistical area (as defined by the Office of Management and Budget), and the state has no existing acceptable alternative placement available. Pursuant to 28 C.F.R. § 31.303(f)(4), states must have received prior approval from the Youth Development Division (YDD) and the Office of Juvenile Justice and Delinquency Prevention (OJJDP) to use the rural exception. The agencies strongly recommend that jails and lockups for adults, in which juveniles are detained or confined, provide youth-specific admissions screening and continuous visual supervision of juveniles detained or confined pursuant to this exception.</p>
<b>TRAVEL CONDITIONS EXCEPTION</b>	<p>Under 34 U.S.C. § 11133(a)(13)(B)(ii)(II), states may detain a juvenile accused of a delinquent offense in an adult jail or lockup, if the facility is located where conditions of distance to be traveled or the lack of highway, road, or transportation does not allow for court appearances within 48 hours (excluding Saturdays, Sundays, and legal holidays) so that a brief (not to exceed an additional 48 hours) delay is excusable. For this type of hold to be certified compliant, the detaining facility would need to write a short justification outlining the conditions that lead to the use of this exception, and afford the juvenile all the protections of a youthful inmate under PREA.</p>
<b>CONDITIONS OF SAFETY EXCEPTION</b>	<p>Under 34 U.S.C. § 11133(a)(13)(B)(ii)(III), if the adult jail or lockup is located where conditions of safety exist (such as severely adverse, life-threatening weather conditions that do not allow for reasonably safe travel), a juvenile accused of a delinquent offense may be detained therein and his or her court appearance may be delayed until 24 hours after the time that such conditions allow for reasonably safe travel. Under such circumstances, the juvenile would need to be fully sight and sound separated from adult inmates and given the full protections of a youthful inmate under PREA.</p>

### Youth Development Division (YDD)

Juvenile Crime Prevention Unit (JCP)

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