

Department of Juvenile Justice

2002 Fiscal Impact Statement

1. **Bill Number** SB467

House of Origin ☒ Introduced ☐ Substitute ☒ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. **Patron** Puller

3. **Committee** Courts of Justice

4. **Title** Criteria for detention or shelter care.

5. **Summary/Purpose:**

Criteria for detention or shelter care. Provides that a juvenile may be detained in a secure facility pursuant to a detention order or warrant when there is probable cause to believe that he violated the terms of his probation or parole and the charge for which he was originally placed on probation would have been a felony or Class I misdemeanor if committed by an adult. Currently, secured detention is allowed only when the juvenile is alleged to have committed an act that would be a felony or Class I misdemeanor if committed by an adult.

6. **No Fiscal Impact**

7. **Budget amendment necessary:** No

8. **Fiscal implications:** None

9. **Specific agency or political subdivisions affected:** Localities or Commissions which operate detention homes, The Department of Juvenile Justice Court Service Units and the three locally operated Court Service Units.

10. **Technical amendment necessary:** No

11. **Other comments:** Historically, juveniles charged with violation of probation and parole have been detained. A recent court opinion ruled a violation of probation on charge was neither a felony nor a class I misdemeanor which is a requirement for being detained. As juveniles have been detained for violation of probation charges previously, this amendment should not cause an increase in admissions to detention homes. The amendment to add "parole" was requested by the Department.

Date: 01/30/00/WSP

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cc: Secretary of Public Safety