

	DEPARTMENT OF JUVENILE JUSTICE POLICY AND PROCEDURES	REFERENCES: 505 KAR 1:140 3-JDF-1A-20, 1A-25; 1B-03
CHAPTER: Detention Services		AUTHORITY: KRS 15A.065
SUBJECT: Detention Services Delivery System		
POLICY NUMBER: DJJ 700.1		
TOTAL PAGES: 3		
EFFECTIVE DATE: September 21, 2023		
APPROVAL: Vicki Reed, COMMISSIONER		

I. POLICY

The Department of Juvenile Justice shall implement and enforce the provisions of KRS Chapter 15A for operation of Juvenile Detention Facilities and Alternative Detention Programs. To effectively carry out this mission, DJJ shall operate:

- A. Secure juvenile detention centers, which provide confinement of juveniles determined to be violent or chronic offenders in highly structured environments. These facilities shall provide programs with a wide range of services including, education, counseling, acute medical and mental health care, behavior management, observation and assessment, as well as continuous supervision; and
- B. A comprehensive array of temporary community based alternative programs to secure detention for those juveniles charged with less serious offenses. For those juveniles determined eligible, placement shall be in the least restrictive and most appropriate setting available, which ensures the safety of the juvenile and the general public and that the juvenile shall remain crime free and appear as ordered in court.

II. APPLICABILITY

This policy shall apply to all state-operated detention centers and community based alternative to detention programs.

III. DEFINITION

Refer to DJJPP 700.

IV. PROCEDURES

- A. Detention facilities providing services shall charge all contract users an equal per diem rate. The per diem rate charged shall include costs associated with temporary custody, care, supervision, program services, building maintenance, administrative overhead, and construction.
- B. Alternative programs and services shall be developed and to the extent that available resources allow, the continuum of services available shall include both home-based and residential options.

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- C. The Detention Alternatives Coordinator shall develop and maintain an ongoing relationship with the judges, Court Designated Workers, public defenders, prosecutors, youth workers, and private childcare providers.
- D. DJJ shall provide, at least annually, to the court, the court designated worker program, public defenders, prosecutors, department workers, and other interested individuals a written program description guide listing all alternative programs available. The Detention Alternatives Coordinator, in collaboration with DJJ Central Office personnel, shall be responsible for the development and dissemination of the Annual Detention Alternatives Program Guide.
- E. DJJ shall inspect, at least annually, each registered secure juvenile detention facility to assure its compliance with administrative regulations.
- F. DJJ shall classify and investigate complaints lodged against any facility under the jurisdiction of DJJ.
- G. DJJ shall require all detention programs and services to be reviewed for efficiency and effectiveness on an annual basis corresponding to the state fiscal year.
- H. DJJ shall operate both high-security detention facilities and low-security detention facilities.
 - 1. The “high-security” detention centers shall house youth fourteen (14) years of age or older that are accused of having committed a Class C felony or above.
 - 2. The “low-security” detention centers shall house youth thirteen (13) years of age or younger that are accused of having committed a Class C felony or above and all youth that are accused of having committed a Class D felony or below.
- I. DJJ may determine and designate the detention center where a youth will be detained based on multiple factors such as safety, security, staffing needs, and the fluctuating number of youth at different locations. The sheriff or the jailer of a youth’s county shall transport the youth to the detention center designated by DJJ, unless DJJ agrees to conduct the transport.
- J. DJJ may transfer a youth initially placed at a low-security detention center to a high-security detention center if the youth has:
 - 1. Injured, threatened, or endangered the life or health of self, another youth, or staff at the detention center;

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2. Caused a significant disruption in a detention center through a documented pattern of misbehavior; or
3. Smuggled contraband into a detention center.

V. MONITORING MECHANISM

The Facilities Regional Administrator, the Division of Placement Services, and the Quality Assurance Branch shall be responsible for monitoring of this policy.