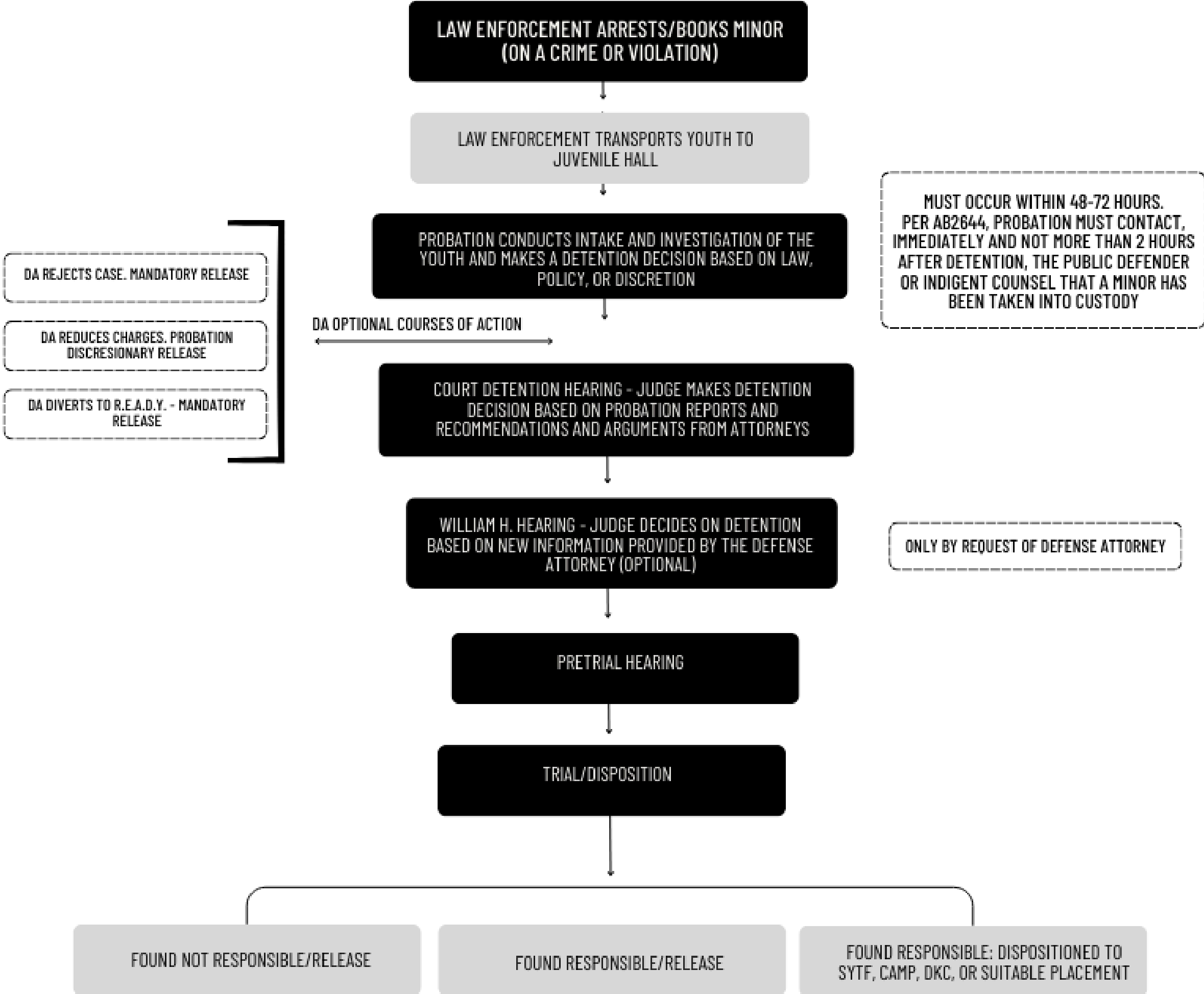


# L.A. County Juvenile Justice: Stages of Detention







LOS ANGELES COUNTY  
PROBATION OVERSIGHT COMMISSION

# Court Findings



# **The Court has read and considered the Probation Officer's report; it is admitted into evidence by reference.**

- A prima facie showing has been made that the minor is a person described by Section 602 WIC.
- It is a matter of immediate and urgent necessity for the protection of the minor and the person and property of others that the minor be detained.
- **Continuance in the home is contrary to the minor's welfare.**
- **Reasonable efforts have been made to prevent or eliminate the need for removal.**
- **There are no available services that would prevent the need for further detention.**
- Minor's temporary placement and care are the responsibility of the Probation Department.

# California Code, Welfare and Institutions Code - WIC § 625.3

Notwithstanding Section 625; a minor who is 14 years of age or older and who is taken into custody by a peace officer for the personal use of a firearm in the commission or attempted commission of a felony or any offense listed in subdivision (b) of Section 707 shall not be released until that minor is brought before a judicial officer.

# California Code, Welfare and Institutions Code - WIC § 203

An order adjudging a minor to be a ward of the juvenile court shall not be deemed a conviction of a crime for any purpose, nor shall a proceeding in the juvenile court be deemed a criminal proceeding.

# California Code, Welfare and Institutions Code - WIC § 202

The purpose of this chapter is to provide for the protection and safety of the public and each minor under the jurisdiction of the juvenile court and to preserve and strengthen the minor's family ties whenever possible, removing the minor from the custody of his or her parents only when necessary for his or her welfare or for the safety and protection of the public. **If removal of a minor is determined by the juvenile court to be necessary, reunification of the minor with his or her family shall be a primary objective.** If the minor is removed from his or her own family, it is the purpose of this chapter to secure for the minor custody, care, and discipline as nearly as possible equivalent to that which should have been given by his or her parents. This chapter shall be liberally construed to carry out these purposes.

Minors under the jurisdiction of the juvenile court who are in need of protective services shall receive care, treatment, and guidance consistent with their best interest and the best interest of the public. **Minors under the jurisdiction of the juvenile court as a consequence of delinquent conduct shall, in conformity with the interests of public safety and protection, receive care, treatment, and guidance that is consistent with their best interest, that holds them accountable for their behavior, and that is appropriate for their circumstances.** This guidance may include punishment that is consistent with the rehabilitative objectives of this chapter. If a minor has been removed from the custody of his or her parents, family preservation and family reunification are appropriate goals for the juvenile court to consider when determining the disposition of a minor under the jurisdiction of the juvenile court as a consequence of delinquent conduct when those goals are consistent with his or her best interests and the best interests of the public. When the minor is no longer a ward of the juvenile court, the guidance he or she received should enable him or her to be a law-abiding and productive member of his or her family and the community.

# California Code, Welfare and Institutions Code - WIC § 281

The probation officer shall upon order of any court in any matter involving the custody, status, or welfare of a minor or minors, make an investigation of appropriate facts and circumstances and prepare and file with the court written reports and written recommendations in reference to such matters. The court is authorized to receive and consider the reports and recommendations of the probation officer in determining any such matter.



# California Code, Welfare and Institutions Code - WIC § 636.2

The probation officer may operate and maintain nonsecure detention facilities, or may contract with public or private agencies offering such services, for those minors who are not considered escape risks and are not considered a danger to themselves or to the person or property of another. Criteria to be considered for detention in such facilities shall include, but not be limited to: (a) the nature of the offense, (b) the minor's previous record including escapes from secure detention facilities, (c) lack of criminal sophistication, and (d) the age of the minor. A minor detained in such facilities who leaves the same without permission may be housed in a secure facility following his apprehension, pending a detention hearing pursuant to Section 632.