

JUVENILE COURT
POLICY/PROCEDURE

USE OF DETENTION BY MUNICIPAL COURT(S)

POLICY

The placement of juveniles in Detention by Municipal Courts may be made only in the event of non-payment of second or subsequent offense traffic citations only. Any order entered by a Municipal Court placing a juvenile in Detention must include the following information:

1. A specific finding that this is a second or subsequent offense traffic matter and that the use of Detention is for the non-payment of a fine previously entered by the court.
2. The amount of the fine plus any costs due and the specific number of days credit, at a minimum of \$25/day credit.
3. A specific finding that the court determined that the juvenile had the ability to pay the fine from his/her own funds within 12 months and failed to do so.
4. A specific finding that the original order setting the amount of fine included a disposition notifying the juvenile of the specific number of days of detention that would be imposed for failure to pay the fine plus costs.

The placement of juveniles in Detention as the result of any other municipal violation, request, or order to pay entered by the municipal court is not permitted.