

**OFFICE OF THE CHIEF OF POLICE**

**SPECIAL ORDER NO. 2**

**June 11, 2024**

**APPROVED BY THE BOARD OF POLICE COMMISSIONERS ON JUNE 11, 2024**

**SUBJECT:       ADVICE OF CONSTITUTIONAL RIGHTS PER WELFARE  
AND INSTITUTIONS CODE 625 – JUVENILES – RENAMED AND  
REVISED**

**PURPOSE:**     On September 13, 2022, California Assembly Bill (AB) 2644 was enacted. The bill, which takes effect July 1, 2024, prohibits law enforcement officers from employing threats, physical harm, deception, or psychologically manipulative interrogation tactics, as specified, during a custodial interrogation of a person 17 years of age or younger. This Order renames and revises Department Manual Section 4/202.30, *Advice of Constitutional Rights Per Welfare and Institutions Code 625 – Juveniles*.

**PROCEDURE:** Department Manual Section 4/202.30, *Advice of Constitutional Rights Per Welfare and Institutions Code 625 – Juveniles*, has been renamed *Interrogation of Juveniles*, and revised. Attached is the Manual Section with the revisions indicated in italics.

**AMENDMENTS:** This Order amends Section 4/202.30 of the Department Manual.

**AUDIT RESPONSIBILITY:** The Commanding Officer, Audit Division, shall review this directive and determine whether an audit or inspection shall be conducted in accordance with Department Manual Section 0/080.30.



DOMINIC H. CHOI  
Chief of Police

Attachment

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**202.30 INTERROGATION OF JUVENILES.** When an officer takes a person *17 years of age or younger* into temporary custody for a 601 or 602 Welfare and Institution Code (WIC) offense, the officer shall take immediate steps to notify the minor's parent, guardian, or a responsible adult that the juvenile is in custody and the place where the juvenile is being held. Additionally, officers shall advise the juvenile as follows:

- “You have the right to remain silent;”
- “Anything you say may be used against you in court;”
- “You have the right to the presence of an attorney before and during any questioning;”
- “If you cannot afford an attorney, one will be appointed for you, free of charge, before any questioning, if you want;” and,
- “You must seek legal counsel in person, by telephone, or by video conference prior to waiving your rights.”

This consultation may not be waived.

Officers shall provide juveniles with telephone access and the telephone number of the Los Angeles County Public Defender's Office, if the juvenile does not have *their* own attorney.

**Note:** If no interrogation is sought, only read the admonition. Do not ask the question: “Do you understand?”

**Note:** An interrogation prior to legal counsel may only be conducted in exigent circumstances where an officer reasonably believes that information sought is necessary to protect life or property and the questioning is reasonably necessary to obtain that information. Circumstances shall be documented in the appropriate Department reports, including in the “Comments” section of the Juvenile Arrest Supplemental Report, Form 05.02.06.

Officers **shall not** seek a waiver unless they intend to interrogate, and the juvenile has consulted legal counsel in person, by telephone, or by video conference. The 625 WIC advisement may be given anytime during the period that the juvenile is in police custody. Officers shall be aware of the six-hour rule when conducting the interrogation of a juvenile in custody (see Department Manual Section 4/202.10).

**Note:** Providing the Miranda admonition for interrogation purposes will fulfill the 625 WIC requirement.

An advisement per 625 WIC shall be given in, but is not limited to, the following situations:

- Any juvenile taken into temporary custody/arrested by the Los Angeles Police Department on a 602 WIC offense where investigative responsibility lies with another division or police agency;

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- Any juvenile arrested on a 601/602 WIC warrant or 602 WIC offense, wherein the investigator assigned to that case would be unable to interrogate the juvenile prior to the expiration of the six-hour rule; and,
- Any juvenile detained on a 601/602 WIC offense who is not booked but is placed in handcuffs, placed in the back of a police vehicle, transported by a police officer, or placed in some other situation that would indicate a restraint on the freedom of movement of such degree associated with a formal arrest.

*Officers shall not employ threats, physical harm, deception, or psychologically manipulative interrogation tactics during a custodial interrogation of a juvenile 17 years of age or younger, related to the commission of a misdemeanor or felony.*

*For the purposes of this section, “deception” includes, but is not limited to the following:*

- *The intentional communication of false facts about evidence;*
- *The intentional misrepresentation of the accuracy of the facts; or,*
- *Providing false statements to the juvenile regarding leniency.*

*For the purposes of this section, “psychologically manipulative interrogation tactics” include, but are not limited to the following:*

- *Maximization, which includes techniques to scare or intimidate the person by repetitively asserting the person is guilty despite denials or exaggerating the magnitude of the charges or strength of the evidence; or,*
- *Minimization, which involves making light of the moral seriousness of the offense;*

*Note: Minimization falsely communicates that the juvenile’s alleged conduct is justified, excusable, or accidental.*

- *Making direct or indirect promises of leniency, such as indicating the person will be released if the person cooperates; and,*
- *Employing a false or forced choice strategy, where the juvenile is encouraged to select one of two incriminating options, but one is characterized as morally or legally justified or excusable.*

**Example:** *Investigators present the detained juvenile with the option of:*

1. *Confessing to a crime (even though the juvenile did not commit the crime) in exchange for a lighter sentence; or,*
2. *The juvenile maintains their innocence, and the investigator threatens to conduct a lengthy investigation which could take months during which time the juvenile would remain in custody (i.e., facing potential harm from other inmates).*

**Exception:** *This section does not apply to interrogations of a person 17 years of age or*

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*younger if the officer who questions the juvenile reasonably believes the information sought is necessary to protect life or property from an imminent threat and the questions asked by the officer are limited and are reasonably necessary to obtain information related to the imminent threat.*

**Documentation.** Officers shall document in the narrative portion of the arrest report, “The juvenile was advised per 625 WIC,” as well as document whether an attorney was contacted. If the juvenile was detained and issued a (Traffic) Notice To Appear, Form 04.50.00, “625 WIC” must be printed on the bottom left-hand corner of the narrative portion of the citation. If the juvenile was detained and no formal arrest was made nor a citation issued, then the 625 WIC advisement may be documented on the Daily Field Activities Report, Form 15.52.00; Sergeant’s Daily Report, Form 15.48.00; Watch Commander’s Daily Report, Form 15.80.00; or, in the investigating officer’s Detective Case Tracking System (DCTS) notes.

*Note: If a person 17 years of age or younger is transported to the station, the 625 WIC advisement shall be documented on a Form 09.05.00, Secure Juvenile Detention Log, or Form 09.06.00, Non-Secure Detention Log.*

**Gladys R. Admonition.** If a juvenile under the age of 14 years is suspected of committing a crime, the juvenile shall not be asked any questions from the Gladys R. Questionnaire unless the juvenile has consulted legal counsel in person, by telephone, or by video conference (See Department Manual Section 4/202.10).

If the officer plans on interrogating the juvenile, the juvenile section of the Gladys R. Questionnaire shall be completed after the Miranda admonition has been given, but before the questioning begins. The parent, guardian, or other responsible adult section may be completed *any time* prior to filing the case with the District Attorney’s Office. The purpose of the Gladys R. Questionnaire is to assist the District Attorney’s Office in proving that the juvenile understood the wrongfulness of *their* act.

Every effort should be made to locate and interview the parent, guardian or other responsible adult having contact with the juvenile to complete their section of the Gladys R. Questionnaire prior to filing a criminal case with the District Attorney’s office.

If a parent or guardian refuses to be interviewed or cooperate, and no other responsible adult having contact with the juvenile can be located and/or refuses to be interviewed, the word “Refused” should be written next to the parent/guardian name on the form, and the circumstances surrounding the refusal shall be documented on a Follow-up Investigation, Form 03.14.00. A copy of the Follow-up Investigation report shall be submitted to the District Attorney’s Office at the time of filing.

**Note:** A Gladys R. Questionnaire is **not** required if the juvenile is only being admonished per 625 WIC.

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**Documentation of Custodial and Non-Custodial Interrogation – Adults and Juveniles.**

Custodial interrogations, or any statement that requires a signature, shall be documented on the Investigative Action/Statement Form, Form 3.11.20. Non-custodial statements shall be documented on a Continuation Sheet, Form 15.09.00, or a blank sheet of paper.

**Note:** Officers shall refer to the General Reporting Instructions, Field Notebook Divider, Form 18.30.00, for directions on completing Investigative Action/Statement Forms.

**Watch Commander's Responsibilities.** In circumstances when an officer has detained or taken a juvenile 17 years of age or younger into custody, the watch commander shall:

- Confirm the juvenile was properly advised per Section 625 WIC;
- *Ensure arresting/detaining officers complete Form 09.05.00, Secure Juvenile Detention Log, or Form 09.06.00, Non-Secure Juvenile Detention Log;*
- Confirm sworn personnel adhere to Section 625.6 WIC;
- Verify that the above information has been properly documented under the Arrest heading of the arrest report; and,
- *Ensure that the arresting/detaining officers took immediate steps to notify a minor's parent, guardian, or a responsible adult that the juvenile is in custody and the location where the juvenile is being held.*

**Commanding Officer's Responsibility.** Area Commanding Officers shall be responsible for compliance with this Manual Section.