

OFFICE OF OPERATIONS

NOTICE NO. 16

April 15, 1997

TO: All Personnel, Office of Operations

FROM: Director, Office of Operations

SUBJECT: CHANGES IN DETENTION PROCEDURES FOR MINORS ARRESTED PURSUANT TO SECTIONS 11357 (b) and 11357 (e) HEALTH AND SAFETY CODE

EFFECTIVE: Immediately

PURPOSE

This Notice informs Department personnel of recent changes in Probation Department policy related to the detention of those minors arrested for 11357 (b) (Possession of less than 28.5 grams of marijuana) and 11357 (e) (Possession of less than 28.5 grams of marijuana on school grounds) of the Health and Safety (H&S) Code. These changes only impact Department procedures regarding the detention of minors arrested for the two above offenses.

INFORMATION

Prior to February 11, 1997, when a responsible party was unable to care for a juvenile(s) arrested for misdemeanor Sections 11357 (b) or 11357 (e) H&S, the Probation Department would accept the juvenile for detention in a Juvenile Hall detention facility. However, the Department was recently notified that the Probation Department will no longer accept juveniles into a Juvenile Hall facility when they require detention for the above offenses. As a result, an alternative placement location will be necessary.

PROCEDURES

Department personnel shall continue to arrest minors for violation of the above sections in accordance with existing procedures. In those cases where no parent, guardian, or other responsible adult designated by the minor's parent(s) is available to accept custody of the minor, Department personnel

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shall contact the Probation Department to obtain a Probation Alternative Detention (PAD) location. A PAD location is a non-secure facility for 602 Welfare and Institutions Code violators. Those minors requiring detention shall then be transported by Department personnel to the PAD location designated by the Probation Department employee.

NOTE: Department personnel may not issue a personal service citation to minors arrested for 11357 (b) or 11357 (e) H&S Code.

Questions concerning this Notice should be directed to Operations Section, Juvenile Division, at (213) 485-2803.



BAYAN LEWIS, Assistant Chief
Director
Office of Operations

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