

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Juvenile detention facilities-standards.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to juvenile detention; requiring the
2 department of family services to develop and implement
3 standards for juvenile detention facilities as specified;
4 requiring reports; providing definitions; and providing for
5 effective dates.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 14-7-117 is created to read:

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11 **14-4-117. Juvenile detention facilities standards;**
12 **definitions; report.**

13

1 (a) In addition to other requirements relating to
2 detention homes in this article, the department, in
3 consultation with representatives of law enforcement
4 agencies and operators of juvenile detention facilities,
5 the governor's office and the state advisory council on
6 juvenile justice, shall develop and implement standards for
7 the certification for all hardware secure and staff secure
8 juvenile detention facilities. The performance standards
9 shall be consistent with comparable standards developed for
10 hardware secure and staff secure juvenile detention
11 facilities by the council of juvenile correctional
12 administrators.

13
14 (b) No child shall be detained in a hardware secure
15 or staff secure juvenile detention facility unless such
16 facility is certified by the department under this section.

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18 (c) The department shall inspect all hardware secure
19 and staff secure juvenile detention facilities at least
20 once every calendar year.

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22 (d) Every adult jail, adult lockup facility and
23 juvenile detention facility shall maintain data on all

1 minors held in such facility on a form developed by the
2 department. Each facility specified in this section shall
3 report such data to the department no later than June 30
4 and December 31 of each year. Every adult jail, adult
5 lockup facility and juvenile detention facility in the
6 state shall allow inspection and compliance monitoring by
7 the department or its designee. In addition, hardware
8 secure and staff secure juvenile detention facilities shall
9 report annually no later than October 1 of each year to the
10 department on a form developed by the department,
11 containing information the department deems necessary with
12 respect to the operation of such facilities. The
13 department shall report annually to the joint judiciary
14 interim committee beginning January 15, 2012 and every
15 January 15 thereafter with respect to the data received
16 under this subsection.

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18 (e) As used in this section:

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20 (i) "Department" means the department of family
21 services;

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1 (ii) "Hardware secure juvenile detention
2 facility" means a facility that:

3
4 (A) Is characterized by locks on the doors
5 and other restrictive hardware designed to restrict the
6 movement of the detained minors and protect public safety;
7 and

8
9 (B) Accepts minors for detention as a
10 hardware secure juvenile detention facility under this
11 section;

12
13 (iii) "Staff secure juvenile detention facility"
14 means a facility certified by the department under this
15 section for the detention of minors that is characterized
16 by a trained staff to supervise the movement and activities
17 of detained minors at the facility, without the additional
18 use of hardware secure equipment.

19
20 **Section 2.**

21
22 (a) Except as provided in subsection (b) of this act,
23 this act is effective January 1, 2011.

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2 (b) W.S. 14-4-117(a), created by this act, is
3 effective July 1, 2010.

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(END)