

BILL SUMMARY
2nd Session of the 57th Legislature

Bill No.:	HB 3214
Version:	Proposed Committee Substitute
Request Number:	10854
Author:	Lawson
Date:	2/4/2020
Impact:	Please see previous summary of this measure

Research Analysis

HB 3214, as proposed committee substitute, sets juvenile detention facilities as the default placement of children under the age of 17 taken into custody. Children aged 15 or older charged with first degree murder may be placed in an adult detention facility if a court determines it is in the interest of justice. In its determination, a court must consider certain factors such as a child's age and mental state. Children placed in adult detention facilities may only be held in such facilities for up to 180 days, unless an extension is granted. Further, children held in adult detention facilities must be granted a hearing every 30 days, or 45 days for rural jurisdictions, to review the detention placement. Adult detention facilities holding any child must receive the child's mental health screening and process guardian visit requests within five business days. While awaiting housing from the Department of Corrections, a child may, upon conviction, be held in an adult detention facility if that facility is licensed by the Office of Juvenile Affairs to detain children under the age of 18.

Prepared By: Anna Rouw

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

Other Considerations

None.