

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 11
JUVENILE LAW AND PROCEDURES

Effective date of outline: February 15, 2017

I. LEARNING NEED

Peace officers must recognize their roles and responsibilities regarding the protection of rights of juveniles under California law.

LEARNING OBJECTIVES

- A. Recognize a peace officer's responsibility for the safety of a juvenile and the general public
 - 1. Imposing sense of responsibility on minors for their actions
 - 2. Removing minors from parents when necessary
 - 3. Providing guidance of juvenile court law
 - 4. Protecting the public from criminal conduct

- B. Recognize the conditions when admonishment of a juvenile's rights is or is not required
 - 1. Not required if history of abuse or neglect
 - 2. Not required immediate risk of lack of supervision
 - 3. Not required if hospitalized and release to parents is threat to juvenile
 - 4. Not required if found in public street injured.
 - 5. Not required if stopped for general questioning

- C. Recognize the conditions when a peace officer must obtain a waiver of a juvenile's rights
 - 1. Before an interrogation takes place

II. LEARNING NEED

Peace officers must realize when there is an absence of appropriate parental care and control; the state becomes the parent and is responsible for balancing the needs of the juvenile with the protection and safety of the public.

LEARNING OBJECTIVES

- A. Recognize the sources of peace officer authority to take a juvenile into temporary custody
 - 1. Per Welfare and Institutions Code (WIC) sections 601 & 602
 - 2. Is a ward of the court per WIC 636 or 702
 - 3. Is found in a public place sick or injured

- B. Recognize the options available to a peace officer for the disposition of a juvenile case
 - 1. Releasing the minor
 - 2. Releasing minor to parent or legal guardian
 - 3. Releasing minor to public agency
 - 4. Preparing a citation
 - 5. Delivering minor to probation department

- C. Recognize the conditions under which a juvenile may become a dependent of the court
 - 1. Has suffered or may suffer physical harm
 - 2. Illness
 - 3. Lack of shelter or medical attention

- D. Recognize the situations in which a juvenile can be taken into temporary custody due to habitual disobedience or truancy
 - 1. Habitual disobedience per Welfare and institutions code section 601
 - 2. Refuses to obey parent or guardian

- E. Recognize the situations in which a juvenile can be taken into temporary custody for violating a law or ordinance
 - 1. Per Welfare and institutions code 625

III. LEARNING NEED

Peace officers must recognize that *Welfare and Institutions Code Sections 206, 207, 207.1 and 208* provide the basis for regulations established for the confinement of juveniles in adult detention facilities.

LEARNING OBJECTIVES

- A. Recognize the guidelines requiring the separation and segregation of dependent minors, status offenders and wards within a facility
 - 1. Welfare and Institutions Code (WIC) 206
 - 2. WIC 300
 - 3. WIC 601
 - 4. WIC 602

- B. Recognize the appropriate level of confinement for the purposes of temporary custody
 - 1. Secure Detention
 - 2. Non Secure

C. Recognize the requirements for preventing all contact between juveniles and adult prisoners within a facility

1. Per welfare and Institutions Code Section 208 as “unlawful”.

IV. LEARNING NEED

Any person who commits an act or fails to perform a duty which then causes a juvenile to become a dependent or ward of the court, or to commit a crime, can be said to be guilty of contributing to the delinquency of a minor.

LEARNING OBJECTIVES

A. Recognize the crime elements of contributing to the delinquency of a minor

1. Committing any act
2. Omitting any act
3. Which causes or tends to cause or encourage a person under age of 18
4. Welfare and Institutions code Sections 300,601,602

B. Recognize the crime classification as a misdemeanor or felony

1. Misdemeanor
2. \$2,500 fine
3. One year imprisonment or both
4. Probation not exceeding five years

V. REQUIRED TESTS

A. The POST-Constructed Comprehensive Test 3.

<u>Description</u>	<u>Hours</u>
POST Minimum Required Hours	<u>3</u>
Agency Specific Hours	<u>1</u>
Total Instructional Hours	<u>4</u>