



GENERAL ORDER

DATE OF ISSUE

8-19-76

EFFECTIVE DATE

8-19-76

NUMBER

76-103

SUBJECT

Juvenile Procedures

FILE CODE

Juveniles

REFERENCE

RESCINDS G.O. 75-9(J)
74-64(J) & 74-13(J)
Notation 71-120

AMENDS

EXPIRATION DATE

DISTRIBUTION

A #25

1. DEFINITION

A juvenile is any person under seventeen years of age.

2. INVESTIGATIVE RESPONSIBILITY

2.1 General. The investigation and disposition of offenses committed by juvenile offenders shall be assigned in a manner consistent with the assignments of responsibility for offenses committed by adults unless otherwise prescribed herein.

The specialized unit having a responsibility for determining assignments in cases involving adult offenders shall also assume the responsibility for determining assignment and jurisdiction of like cases involving juveniles.

* 2.2 Gang Related Offenses. The Youth Crime Unit of the Youth Section shall be responsible for the prosecution of all juveniles arrested for and charged in Probate Court with gang related offenses with the exception of those arrested for homicide and/or sex crimes. In addition they shall investigate and prosecute all adults arrested by them for gang related offenses with the exception of those arrested for homicide and/or sex crimes.

* In all cases involving juveniles of waivable age, where the investigation determines that sufficient evidence and probable cause exists to support a felony charge and which are gang related, a waiver request shall be submitted by the Youth Crime Unit. In all felony cases which are gang related where a waiver is not requested because of the juvenile's age or the waiver request has been denied, a petition for an official Juvenile Court hearing shall be filed by the Youth Crime Unit.

* The officer in charge of the precinct station desk shall notify the Youth Crime Unit, Gang Information Desk whenever any juvenile is arrested for a gang related activity. The Youth Crime Unit shall be responsible for determining whether the investigation will be conducted by them and prosecuted as gang related or be investigated and prosecuted by the precinct or specialized section having jurisdiction. The officer in charge of the precinct station desk shall forward by department mail one copy of all P.C.R.'s relating to gang activities, gang information or gang arrests, submitted to him, to the Youth Crime Unit. In addition, the officer in charge of any

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section responsible for criminal investigation shall ensure that a copy of all other reports regarding gang activities or gang information are forwarded to the Youth Crime Unit by 10:00 A.M. daily. An assignment copy of all official complaint records which are gang related shall also be forwarded to the Youth Crime Unit.

Under no circumstances shall any member of this department, except those members assigned to the Youth Section, Youth Crime Unit, affix language, indicating that an individual was arrested for a gang related offense, to documents prepared for presentation to Probate Court, i.e., admission papers, application for petition, waiver, etc. Such indications shall be the sole prerogative of the Youth Crime Unit.

- * 2.3 Child Abuse. The Youth Section, Youth Administration Unit shall be responsible for completing investigations and obtaining criminal warrants in child abuse and neglect cases.

Officers responding to or discovering a case of suspected child abuse or neglect shall contact Youth Section personnel and be guided by their advice regarding further action.

The Child Protection Law, Public Act 238, effective October, 1975, makes it mandatory for officers to report immediately any case of actual or suspected child abuse or neglect to the Department of Social Services. They must be notified by telephone by dialing 256-9661 or 256-1510.

The names of both Youth Section and Department of Social Services personnel shall be noted on the preliminary complaint record. A copy of the preliminary complaint record prepared by the responding officer shall be forwarded to the Youth Section.

3. ARREST AND DETENTION

Juveniles shall not be detained, transported or incarcerated with persons seventeen years or older. When a juvenile is taken into custody a preliminary complaint record shall be prepared detailing the facts that led to the apprehension.

If a parent or legal guardian appears on the scene of a juvenile arrest and expresses a desire to accompany the juvenile and the officers to the precinct station, the request shall be given every consideration when circumstances permit. However, the extension of this courtesy shall be governed by the facts of the immediate situation.

Juveniles in the company of an adult who have been arrested may be released at the scene provided the juveniles are not involved in any criminality, are not wanted on other charges, would not be in violation of a curfew ordinance and are within reasonable proximity of their homes; otherwise, the juveniles shall be conveyed home or to the precinct station where notification of a parent or legal guardian will be made to provide a proper escort home for the juvenile.

4. FINGERPRINTING AND PHOTOGRAPHING

When a juvenile is detained and there is sufficient evidence or cause to believe that this juvenile has committed any of the following crimes, he shall be fingerprinted and/or photographed to aid in arriving at an identification: Murder, Robbery, Breaking and Entering, Arson, or any Sex Crime. Juveniles may also be fingerprinted and/or photographed in connection with other criminal offenses when, with the permission of the Juvenile Court, such fingerprinting and/or photographing is deemed appropriate.

The fingerprinting and/or photographing of juveniles, in general, shall be limited to those who have attained the age of 14 years or older, with those under the age of 14 years being fingerprinted and/or photographed only under the most serious or extraordinary conditions.

* The fingerprinting and photographing of a juvenile shall be accomplished at the Wayne County Youth Home by an officer assigned to the Juvenile Court Detail of the Youth Administration Unit. As an exception to this procedure, fingerprints may be taken at the precinct station when it is for the elimination of suspects and it is with the approval of a parent or guardian.

The Youth Administration Unit shall assign an identification number for each juvenile who has been fingerprinted and/or photographed and maintain the file for same.

Juvenile fingerprints on file at the Youth Administration Unit may be used for elimination, identification, etc., if deemed appropriate by the officer in charge of the Youth Administration Unit. All juvenile fingerprint cards forwarded to the Identification Section shall bear the notation, "JUVENILE FINGERPRINTS - RETURN TO THE YOUTH ADMINISTRATION UNIT".

5. NOTIFICATION

- * 5.1 After Arrest. Whenever a juvenile is arrested or taken into protective custody, it shall be the responsibility of the officer in charge of the precinct station desk to immediately notify the parent or legal guardian and the Youth Administration Unit, Operations Desk. In those situations where a juvenile was arrested, the Youth Administration Unit shall advise the officer in charge of the precinct station desk as to the juvenile's record and whether or not the juvenile is wanted. In the event the situation warrants the release of the juvenile, the parent, legal guardian or custodian shall be advised that a driver's license or two other pieces of identification will be required for proper identification. If this identification is unavailable, the identity of the parent, legal guardian or custodian shall be verified by an adult licensed driver. An appropriate entry shall be recorded in the desk blotter.
- 5.2 After Admission to the Wayne County Youth Home. When a juvenile is to be admitted to the Wayne County Youth Home, it shall be the responsibility of the officer in charge of the case to notify the parent or legal guardian of the admission and preliminary hearing.

* The officer in charge of the case shall contact the Youth Administration Unit at 8:00 A.M., the morning following the apprehension to determine if the juvenile was admitted to the Wayne County Youth Home. In the event the juvenile was admitted, a preliminary hearing will be scheduled and a member of the Youth Administration Unit, Juvenile Court Detail, will attend. The Court Detail officer shall inform the officer in charge of the case of the outcome.

6. SCHEDULING A PRELIMINARY HEARING

If a juvenile has been admitted to the Wayne County Youth Home between midnight and 8:00 A.M., a preliminary hearing will be scheduled for 1:30 P.M. on the day following the admission.

Juveniles admitted to the Wayne County Youth Home between 8:00 A.M. and midnight, will be scheduled for a preliminary hearing at 1:30 P.M. on the day following the admission.

The exceptions to this scheduling are: there are no hearings scheduled on Sundays and legal holidays and the hearings are scheduled at 10:30 A.M. on Saturdays.

7. ADMISSION RECORD

An admission record shall be prepared by the precinct or specialized section responsible for the investigation whenever juveniles, 16 years of age and under, are to be detained at the Wayne County Youth Home, D.J. Healy Children's Center, Rea House, Detroit General Hospital, Children's Hospital, or any detention facility. The admission record is always prepared in five color-coded copies; a white, a pink, a blue, a yellow, and a green. This report must be prepared as completely as possible and include a detailed account of the circumstances that resulted in the juvenile's detention.

Most of the information required by this record is self-explanatory with the following exceptions. The lines identified by "C.T." are provided for insertion of the "Census Tract". Whenever a juvenile is transferred to any detention facility other than the Wayne County Youth Home or the Detroit General Hospital, the "Charge" shall be listed as "lodger". The two lines requesting "Previous Admission" and "On Probation To", may be disregarded by the officer completing the form. The line indicating "Sent In By", "Rank", and "Pct.", shall be completed by

the officer in charge of the precinct station desk or specialized section who requests the admission. When a juvenile is to be admitted to the D.J. Healy Children's Center or Children's Hospital, the Protective Services office and the Intake Officer at the Wayne County Youth Home shall be notified and their names shall be indicated in the first line of the "Detail" section.

Whenever a juvenile is transferred to a detention facility, four copies of the admission record must accompany the juvenile. When a juvenile is admitted to the Detroit General Hospital the admission record shall be held at the First Precinct desk. The yellow copy of the admission record shall be retained by the precinct or specialized section having responsibility for the investigation or disposition of the case.

8. **RELEASING JUVENILES**

8.1 **Arrested.** In the event a juvenile who has been arrested is to be released from any Detroit Police Department facility, the juvenile shall be released only to a parent, legal guardian or custodian who has properly identified himself or whose identity has been properly verified in accordance with section 5.1 of this order. Although it is not mandatory, the person to whom the juvenile is released shall be asked to place his thumbprint in the box provided on the Juvenile Release form, D.P.D. 404. The supervisor releasing the juvenile shall complete the form and forward it to the Youth Administration Unit. He shall also make an appropriate entry in the desk blotter. When a parent, legal guardian or custodian cannot be contacted or has not arrived to take custody of the juvenile within two (2) hours, the juvenile shall be conveyed to an approved juvenile detention facility for admission, e.g., Wayne County Youth Home, Rea House, D.J. Healy Children's Center, etc.

8.2 **Taken Into Protective Custody.** In the event a juvenile is merely taken into protective custody, the juvenile shall be released only to a parent, legal guardian or custodian except under unusual circumstances. When a parent, legal guardian or custodian is not available, the juvenile may be released to an adult brother, sister or close relative. The person to whom the juvenile is released shall be required to produce identification and an appropriate entry shall be made in the blotter.

When a responsible adult person has not arrived to take custody of the juvenile within two (2) hours, the juvenile shall be transferred to a juvenile detention facility for admission. Under unusual circumstances the two (2) hour restriction may be extended for a reasonable period of time.

9. INTERVIEWING JUVENILES

A member wishing to interview and question a juvenile with respect to his part in the commission of a crime must do so in the presence of a parent or legal guardian of the juvenile; and the parent or legal guardian must be advised by the interviewing officer regarding the juvenile's constitutional protections. Members must ensure that the juvenile and the parent or legal guardian clearly and unmistakably understand these protections and their signatures must be affixed to the Constitutional Rights Certificate of Notification, D.P.D. 342-B. Any statement, admission or confession may be inadmissible in court if both the juvenile and a parent or legal guardian have not affirmatively waived these constitutional protections.

If the juvenile or his parent or legal guardian indicate, in any manner, that the juvenile wishes to remain silent, questioning must cease. However, questioning may be conducted with the permission of the juvenile's attorney whether or not the parent or legal guardian is present.

Officers may also interview juveniles with respect to their part in the commission of a crime who are in attendance at school provided they do so in accordance with the above procedures. If it is necessary to remove a juvenile from school, the officer involved shall inform the school officials that the juvenile is being removed.

* 10. SHOWUPS

All showups of juveniles shall be conducted at the Wayne County Youth Home. Prior planning for a showup shall be arranged with the Juvenile Court Detail of the Youth Administration Unit, who will be responsible for obtaining legal representation for the subject. Operational hours of the Wayne County Youth Home shall be respected.

- * Three copies of the Record of Showup, D.P.D. 355, shall be prepared by the officer conducting the showup and distributed to the following: the juvenile's attorney, the officer in charge of the case and the Juvenile Court Detail.

11. WAYNE COUNTY YOUTH HOME - TEMPORARY RELEASE FORM

Any member desiring the temporary release of a juvenile from the Wayne County Youth Home for appearance in any court as a witness or defendant must present a subpoena or writ to the Wayne County Youth Home before the juvenile will be released. The officer to whom the juvenile is released is responsible for returning the juvenile to the Wayne County Youth Home immediately after the court appearance or for notifying the Youth Administration Unit court sergeant if the juvenile is not being returned promptly for any reason.

12. ORDINANCE VIOLATIONS

All juveniles observed violating a city ordinance shall be processed in accordance with the procedures set forth in Section 17, "Curfew Violators", and in General Orders 75-33 (S) and 74-29(O).

13. MISDEMEANOR VIOLATIONS

All juveniles observed committing a misdemeanor shall be arrested and conveyed to the precinct station. The officer in charge of the precinct station desk shall cause an investigation to be conducted to determine the sufficiency of the evidence to support further detention. The officer conducting the investigation shall obtain information of prior records, if any, from the officer in charge of the Youth Administration Unit and be guided by his recommendation as to whether the juvenile should be warned and released, released pending further investigation or sent to the Wayne County Youth Home. All releases shall be made in accordance with release procedures set forth elsewhere in this order.

In aggravated incidents the precinct youth officer may make application for a petition to be filed for an official Juvenile Court hearing and make recommendation to the officer in charge of the precinct investigative operations section as to the release or detention of the juvenile in the Wayne County Youth Home. The officer in charge of the precinct station desk shall be notified.

If records indicate it is a second or subsequent detention, the parent or legal guardian may be issued an ordinance violation notice for violation of the parental responsibility ordinance, provided sufficient proof of prior knowledge exists. If records indicate it is a third or subsequent detention, an application for petition for an official Juvenile Court hearing shall be filed by the officer in charge of the case.

A copy of all P.C.R.'s pertaining to the detention will be forwarded to the precinct Youth Unit and it shall be that unit's responsibility to advise the Youth Administration Unit of the particulars of the detention and the disposition of the case.

* 14. FELONY VIOLATIONS

All juveniles, for which there is probable cause to believe have committed a felony, shall be arrested and conveyed to the precinct station. The officer in charge of the precinct station desk shall cause the circumstances of the arrest to be investigated by the Youth Unit officer and/or the investigative operations investigator to determine the sufficiency of evidence to support further detention. Where evidence to support a charge is ascertained to be substantive, the officer in charge of the investigation will contact the officer in charge of the Youth Administration Unit and inform him of the details of the case as a result of the preliminary investigation. Depending upon the seriousness of the offense, prior record, and age of the juvenile, the officer in charge of the Youth Administration Unit will determine if the juvenile will be sent to the Wayne County Youth Home or released to a parent, guardian or custodian pending receipt of a juvenile court appearance notice. An application for a petition for an official Juvenile Court hearing will be filed in all felony cases where evidence of probable cause exists.

If the juvenile is to be sent to the Wayne County Youth Home, the officer in charge of the precinct station desk shall follow the procedures set forth in Sections 5.2 and 7 of this order.

A request for waiver of jurisdiction from Juvenile Court to Recorder's Court may be prepared by the officer in charge of the case, in accordance with Section 16 of this order, if a juvenile 15 or 16 years of age is arrested for any of the following: Murder, Robbery, Breaking and Entering, any sex crime, or any act of violence which, if committed by an adult, would constitute a felony, provided sufficient evidence of probable cause exists to support the charge, provided further, that the subsequent investigation discloses evidence or information which warrants submission of a waiver request.

When the results of the initial investigation do not warrant a charge being lodged against the juvenile or if he is to be released pending further actions on order of the officer in charge of the Youth Administration Unit, such release shall be made in accordance with the procedures set forth in Section 8 of this order.

A copy of all P.C.R.'s relating to the case will be forwarded to the precinct Youth Unit and it shall be that unit's responsibility to advise the Youth Administration Unit of the circumstances and disposition of the case.

15. PREPARATION OF APPLICATION FOR PETITION, D.P.D. 186

In those cases in which a juvenile has been admitted to the Wayne County Youth Home, application for petition shall be prepared for delivery, when possible, in time for the scheduled preliminary hearing. In all cases when an application for petition is to be filed, it should be filed as soon as possible.

Application for petition shall also be prepared in the event that a request for waiver of jurisdiction in the case of a juvenile taken into custody for a felony violation is denied.

Five color-coded copies of Application for Petition, D.P.D. 189, shall be filled out as completely as possible. The information required by the form is self-explanatory with the following exceptions. The box marked, "Petition", located in the upper left hand corner of the form, shall be checked. The complaint number from the Official Complaint Record, D.P.D. 18, shall be entered in the box titled "Complaint #" on the reverse side of the Application for Petition, D.P.D. 189.

The officer in charge of the case shall contact the Youth Administration Unit by telephone in order to determine if the juvenile has a file established with the department; and, if such is the case, to obtain the juvenile file number. The file number shall be entered in the box titled "D.P.D. Case #".

At the bottom left of the form, on the line titled, "Source of Referral," the officer in charge of the case

shall enter, "Detroit Police Department", and the precinct of occurrence.

In the section of the form titled, "Details of Investigation", located on the reverse side of the form, the officer in charge of the case shall enter all pertinent information contained in the body of the preliminary complaint record.

16. OBTAINING A WAIVER OF JURISDICTION

All requests for a waiver of jurisdiction shall be handled by the officer in charge of the case in accordance with the following guidelines:

- a. Five copies of the Investigator's Report, D.P.D. 467, and five copies of the police witness list shall be prepared by the officer in charge of the case. He shall also prepare five copies of the juvenile's police and court records on Inter-Office Memorandum, D.P.D. 568. Juvenile Court records may be obtained in Room 301 at Juvenile Court. In addition, the officer in charge of the case shall prepare an Application for Petition, D.P.D. 189, completing only the top portion of the form, up to and including the line titled, "Name of Stepmother". The remainder of the form shall be left blank.
- b. The above papers shall be presented to the Assistant Prosecuting Attorney in Juvenile Court who shall make the determination regarding the request for waiver of jurisdiction.
- c. Should the request for waiver of jurisdiction be denied, the officer in charge of the case shall be guided by the disposition rendered by the Assistant Prosecuting Attorney and the procedure regarding petition for regular Juvenile Court hearing shall be followed.
- d. Should the request for a waiver of jurisdiction be recommended, the Assistant Prosecuting Attorney will file a motion requesting the court to waive jurisdiction. A copy of the recommendation and a notice to appear will be forwarded to the officer in charge of the case. The officer in charge of the case shall respond to the appropriate court at the appointed date and time with the evidence and relevant information necessary to substantiate the waiver request.

- e. If a waiver of jurisdiction is granted, the court will present the officer in charge of the case with two (2) copies of the court's waiver of jurisdiction order and turn the juvenile over to his custody. The juvenile shall be immediately taken to the appropriate cellblock of the Headquarters Building for registration.
- f. The officer in charge of the case shall immediately request a warrant and shall include in his warrant request the legal papers proving that a waiver of jurisdiction has been granted by the court.
- g. Thereafter, officers shall follow normal procedures as in the case of an adult charged with a felony offense.

17. CURFEW VIOLATIONS

- * 17.1 General. Minors seventeen years of age, or juveniles observed in violation of the curfew ordinance shall be stopped and investigated. Discretion should be used in cases where, in the officer's judgment, it is a bonafide emergency or when the individual is within sight of his residence or other location where he is visiting, provided the individual can be released to his parent, legal guardian or custodian at that address.

All other juveniles or minors seventeen (17) years of age observed in violation of the curfew ordinance shall be arrested. Minors seventeen (17) years of age shall be arrested and conveyed to the precinct station. They shall be registered for the curfew violation and issued an ordinance violation notice for immediate arraignment.

Juveniles arrested for violation of the curfew ordinance shall be conveyed to the precinct station where they shall be issued an ordinance violation notice, fingerprinted, photographed and a P.C.R. prepared. The juveniles shall be transferred to the Youth Administration Unit after processing. The Youth Administration Unit shall be responsible for the notification of the juvenile's parent, legal guardian or custodian. The Youth Administration Unit shall release juveniles in accordance with Section 8, "Releasing Juveniles".

- 17.2 Article III. Curfew. Section 36-3-1. Public streets, playgrounds, etc. It shall be unlawful for a minor to be on the public streets, playgrounds, vacant lots or other unsupervised places.

- * a. If such minor is under eighteen years of age, between the hours of 10:00 P.M. and 6:00 A.M., except Fridays and Saturdays when the time for minors, sixteen and seventeen years of age shall be between 11:00 P.M. and 6:00 A.M.

Section 36-3-2. Theatres, bowling alleys and other places of amusement. It shall be unlawful for a minor to be in a theatre, moving picture show, bowling room or other places of amusement:

- a. If such minor is under twelve years of age, between the hours of 7:00 P.M. and 6:00 A.M.
- b. If such minor is twelve years of age and under eighteen years of age, between the hours of 9:30 P.M. and 6:00 A.M., except Fridays and Saturdays when the time for minors sixteen and seventeen years of age shall be between 10:30 P.M. and 6:00 A.M.

Section 36-3-3. Persons under seventeen years of age prohibited in pool halls, etc. It shall be unlawful for any minor under seventeen years of age to remain in or play billiards or pool in a billiard or pool hall; provided, that the provisions of this section do not apply to private residences, private clubs, schools, churches, duly licensed family hobby and recreation centers, fraternal organizations or any other civic agency, organization or institution.

Section 36-3-4. Presence of minors in restaurants, theatres, bowling alleys, etc., during school hours. It shall be unlawful for any child under sixteen years of age or enrolled in a day school program other than a college or university, to remain in any restaurant, lunchroom, candy store, confectionery, bowling room, ice parlor, in any theatre or other public place unless it is part of an organized school program, during the school hours of such child.

- * Section 36-3-5. The provisions of this article do not apply to:
 - a. A minor accompanied by his or her parent, legal guardian or other adult person having the care or custody of the minor; or
 - b. A minor going to or returning from work, provided that the minor's hours of employment do not violate state law, provided further that the minor possesses a signed statement issued by his or her employer within the previous ninety (90) days setting forth the minor's hours of employment, and provided further that such minor shall be exempt from the requirements of this article for not more than one hour before the minor's work day begins and for not more than one hour after the minor's work day ends.

Section 36-3-6. Responsibility of owners, operators and licensees for compliance with article. It shall be unlawful for any theatre owner, moving picture operator, theatre licensee, bowling room, poolroom, billiard room, restaurant, lunchroom, candy store, confectionery or ice cream parlor proprietor or the operator manager, or employee of such establishment to permit a minor to remain in any such establishment contrary to the provisions of this article. It shall be unlawful for the proprietor, manager or employee of any theatre, bowling room, restaurant, lunchroom, candy store, confectionery, or ice cream parlor any other place to permit a minor to remain in any such establishment during the

respective school hours of the child after due notification of the school hours of the child by school authorities, the police or the parents of the child.

Section 36-3-7. Responsibility of parents, guardians, etc., for compliance with article. It shall be unlawful for the parent, legal guardian, or other adult person having the care or custody of a minor under eighteen years of age to knowingly permit such minor to violate any provision of this article.

Section 36-3-8. Aiding and abetting violations of article. It shall be unlawful for any person to assist, aid, abet, or encourage any minor to violate any of the provisions of this article.

18. PARENTAL RESPONSIBILITY

18.1 Second Offense Curfew Violations. In cases of apprehension of juveniles for second offenses of curfew violation, officers may issue ordinance violation notices to parents of offending juveniles under City Ordinance, Chapter 36, Article 5, Section 1. The following city ordinance provides the authority for the enforcement of specified cases of parental neglect with regard to curfew violations.

18.2 Article V. Parental Responsibility. Section 36-5-1 Parental neglect; definitions. It shall be unlawful for the parent of any minor to fail to exercise reasonable parental control which results in the minor committing any criminal act or to allow or encourage any minor to commit any criminal act or become delinquent in accordance with the Probate Code as it pertains to juveniles. Failure to exercise reasonable parental control shall include, but not be limited to the following:

- a. Knowingly permit the minor to violate the city's curfew laws.
- b. Knowingly permit the minor to keep stolen property.
- c. Knowingly permit the minor to associate with known juvenile delinquents.
- d. Knowingly permit the minor to be absent without cause from regular school sessions.

- e. Knowingly permit the minor to possess unlawful drugs and narcotics.
- f. Knowingly permit the minor to be without supervision in the absence of the parents.

For the purpose of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

- a. Parent. Mother, father, legal guardian and any other person having the care or custody of a minor or such other adult with whom a minor may be found residing.
- b. Minor. Any juvenile under the age of seventeen years residing with the parent as defined in this section.
- c. Criminal Acts. Those acts which violate the statutes of the state or the ordinances of the city and shall not include traffic violations.
- d. Juvenile Delinquent. Any person who has been determined by the Probate Court to be a Juvenile Delinquent.

19. NO OPERATOR'S LICENSE

19.1 Conveyance to Precinct Station. When a juvenile is found driving without a valid operator's license on his person he shall be taken to the precinct station desk where the officer in charge of the station desk will give the juvenile an opportunity to contact any party who may be in a position to bring the juvenile's license to the station.

19.2 Valid License Produced at Station. If a valid license is produced, the Youth Administration Unit shall be called for a record clearance before the juvenile is released. In these cases, no ticket shall be issued for failing to have a valid license in his immediate possession. However, a violation notice may be issued to the juvenile for any other violation he may have committed.

19.3 Valid License Not Produced at Station. If a valid license cannot be produced, the officer in charge of the station desk shall direct the apprehending member to issue the juvenile the court copy of a violation notice for not having a valid license in his immediate possession. The Youth Administration Unit shall be

called for a record clearance and the juvenile shall be released to a parent, legal guardian or custodian.

- * In the event the parent, legal guardian or custodian cannot be contacted or in other aggravated circumstances, an application for petition shall be prepared in addition to the ordinance violation notice. The application for petition and juvenile defendant shall be conveyed to the Wayne County Youth Home.

20. JUVENILES OPERATING A MOTOR VEHICLE UNDER THE INFLUENCE OF ALCOHOL OR NARCOTICS

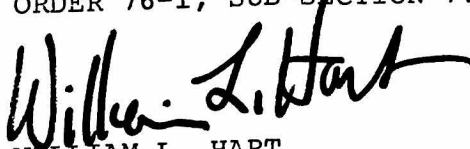
Juveniles are subject to the same rights and obligations regarding the taking of blood or breath samples as adults. Therefore, the same procedures followed with respect to the taking of blood or breath samples from adults shall be followed for juveniles. Juveniles found to be driving while under the influence of alcohol or drugs shall be processed in accordance with the procedures set forth in Section 13, "Misdemeanor Violations".

21. RELEASING NAMES OF JUVENILES

Michigan law provides that any person may recover up to \$1,500 in a civil action against the parents of an unemancipated minor who has willfully or maliciously destroyed property, or who has willfully or maliciously caused bodily harm or injury to a person.

Complainants who request the names of juvenile offenders shall be directed to make such requests in writing to the commanding officer of the Youth Administration Unit. If the request appears to be legitimate the citizen may be furnished with the requested information.

BY AUTHORITY OF THE BOARD OF POLICE
COMMISSIONERS AS GRANTED BY GENERAL
ORDER 76-1, SUB-SECTION 7.2


WILLIAM L. HART
Chief of Police

WLH:tb/an

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