

Subject Prohibiting certain inspections of delinquent children and the use of isolation for punishment

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Overview

This bill prohibits juvenile detention facilities from performing strip searches on juveniles and from using isolation as punishment for juveniles.

Summary

Section	Description
1	Affected municipality; notice. Makes a conforming change to use consistent terms in section 241.021.
2	Licensing; facilities; juveniles from outside state. Makes a conforming change to use consistent terms in section 241.021.
3	Juvenile detention facilities; restrictions on strip searches and discipline. Defines “strip searches” and “health care professional” as used in the new section of law. Restricts the use of strip searches to situations where there is an immediate concern about contraband, other techniques cannot be used, and the chief administrator of the facility (or that person’s designee) approves the specific search. Requires such a search to be conducted by a health care professional or a staff person with appropriate training, and requires a report on searches to be made to the commissioner of corrections. Prohibits the use of isolation of juveniles for punishment of a juvenile, but permits isolation to be used for the safety of a juvenile or others. Authorizes the commissioner of corrections to take action to address violations and requires a report.
4	Revised facility plans. Requires the commissioner of corrections to direct juvenile facilities to update their plans on searches and isolation to be consistent with the new requirements in law.

Section	Description
5	<p data-bbox="316 262 1429 294">Rulemaking.</p> <p data-bbox="316 304 1429 497">Directs the commissioner of corrections to establish new rules regarding strip searches and the use of isolation. Requires the use of the exempt rulemaking process. Provides that the joint rulemaking authority with the commissioner of human services does not apply to amendments applicable only to the Department of Corrections.</p>



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