

Bill Summary
1st Session of the 58th Legislature

Bill No.:	HB 2311
Version:	CS
Request No.:	2020
Author:	Sen. Haste
Date:	04/19/2021

Bill Analysis

HB 2311 modifies the time s for a child serving time in an adult jail. The measure provides that a juvenile may be, upon conviction, incarcerated in an adult facility if it is licensed by the Office of Juvenile Affairs (OJA) to detain children under 18 years of age. Prior to conviction, the juvenile must be housed in a facility that is licensed by the State Department of Health to detain children under 18 years of age while awaiting housing. Juvenile facilities shall be the initial placement for all persons under 18 years of age. Any child who is at least 15 years of age who is charged with murder in the first degree may be detained in an adult jail, adult lockup, adult detention facility or other adult facility only after a hearing in which the child is provided representation and the court makes a written finding that it is in the interest of justice that the child be placed in an adult jail, adult lockup, adult detention facility or other adult facility. The court is directed to hold a hearing making certain determinations outlined in the measure and must hold such a hearing once every 30 days in a metropolitan area and once every 45 days in a rural area to review whether it is still in the interest of justice to permit the juvenile to be so held.

Prepared by: Kalen Taylor