

JUVENILES PERMITTED TO BE SECURELY DETAINED IN THE GENERAL POPULATION IN ADULT JAILS

1. Juveniles who are age sixteen or older who commit or are alleged to have committed the following **felony** direct file crimes:

Attempted Murder (IC 35-41-5-1);

Murder (IC 35-42-1-1);

Kidnapping (IC 35-42-3-2);

Rape (IC 35-42-4-1);

Criminal deviate conduct (IC 35-42-4-2);

Robbery -- if committed while armed with a deadly weapon; or resulting in bodily injury or serious bodily injury -- (IC 35-42-5-1);

Carjacking (IC 35-42-5-2);

Criminal gang activity (IC 35-45-9-3);

Criminal gang intimidation (IC 35-45-9-4);

Children and firearms – **if the offense is a felony** (IC 35-47-10);

Dealing in a sawed-off shotgun (IC 35-47-5-4.1); or

Manufacturing or dealing in cocaine or a narcotic drug, dealing in methamphetamine, dealing in a schedule I, II, or III controlled substance, or dealing in a schedule IV controlled substance, if -- the individual has a prior unrelated conviction or prior unrelated juvenile adjudication (for IC 35-48-4-1; IC 35-48-4-1.1, IC 35-48-4-2, IC 35-48-4-3) and the individual was at least sixteen (16) years of age at the time of the alleged violation—(IC 35-48-4-1; IC 35-48-4-1.1, IC 35-48-4-2, IC 35-48-4-3).

3. Juveniles who have been waived to the adult court who have committed a **felony** offense.

**JUVENILES PERMITTED TO BE SECURELY DETAINED IN AN ADULT JAIL
FOR 6 HOURS UPON ARREST AND WHO MUST BE SIGHT AND SOUND
SEPARATED FROM ADULT OFFENDERS**

1. Juveniles who are age sixteen or older who commit the direct file crime of children carrying/possessing handguns (IC 35-47-10) who do not have an accompanying felony charge.
2. Juveniles who have been waived to the adult court who have committed a **misdemeanor** offense.
3. Juveniles who are under adult court jurisdiction for a **misdemeanor** offense.
4. Juveniles who have been arrested for allegedly committing a **crime-type** delinquent act (an act that would be a crime if committed by an adult-- IC 31-37-1-1).

**JUVENILES WHO MAY NEVER BE SECURELY DETAINED
IN AN ADULT JAIL**

1. Juveniles who have been arrested for allegedly committing a **status offense** (runaway, truancy, incorrigibility, curfew violation, minors and fireworks, and minor in consumption or possession of alcohol—IC 31-37-2-1).
2. Juveniles who are **nonoffenders** or children in need of services (CHINS).