

Chapter 342. Housing Non-Texas Juveniles in Texas Detention and Correctional Facilities

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§342.1. Authority To House Out-of-State Juvenile Inmates.

The only entities other than the state authorized to operate a correctional facility in this state to house juvenile inmates convicted of offenses committed against the laws of another state or the United States are:

- (1) a county juvenile board; or
- (2) a private vendor operating a correctional facility under a contract with a county juvenile board.

§342.2. Registration and Standards Compliance.

(a) Prior to receiving out-of-state juvenile inmates, each facility shall:

- (1) be registered with TJPC; and
- (2) be in compliance with applicable TJPC standards.

(b) A facility housing out-of-state juvenile inmates shall identify the out-of-state populations served when registering the facility with the Texas Juvenile Probation Commission.

(c) The applicable TJPC standards apply to out-of-state inmates housed in either a pre-adjudication secure detention facility, or a post-adjudication secure correctional facility.

§342.3. Contracts with Other States for Housing Non-Texas Juvenile Inmates.

The facility administrator shall ensure that there is an annual contract with each out-of-state entity that sends juvenile inmates to the Texas facility. At a minimum, all contracts shall:

- (1) require that all juvenile inmates confined pursuant to the contract be released within the jurisdiction of the sending entity;
- (2) require that all juvenile inmate records concerning classification
 - (A) to include conduct records of:
 - (i) escape;
 - (ii) attempted escape; and
 - (iii) institutional violence

(B) be reviewed by the receiving entity prior to transfer of the offender;

(3) require that all appropriate medical information of juvenile inmates be provided by the sending entity prior to transfer, to include certification of tuberculosis screening or treatment;

(4) require the receiving entity to determine juvenile inmate custody level in accordance with comparable levels of custody for Texas juvenile inmates, and that custody level assignments do not exceed the construction security level availability.