

Chapter: Rules for State-Operated Programs and Facilities	Effective Date: 5/19/23 Page: 1 of 1 Replaces: GAP.380.9729, 2/15/16
Subchapter: Security and Control	
Rule: Directives to Apprehend	
Statutes: Human Resources Code §243.051 Texas Code of Criminal Procedure, Chapter 63	

RULE

(a) **Purpose.**

This rule acknowledges a relationship between the Texas Juvenile Justice Department (TJJD), law enforcement, and the Texas/National Crime Information Center (TCIC/NCIC) with regard to reporting and apprehending youth in TJJD jurisdiction who escape, are absent without authorization, or violate the conditions of release under supervision. This rule also establishes criteria for the issuance of a directive to apprehend.

(b) **Applicability.**

This rule applies to all youth under TJJD jurisdiction, whether supervised by TJJD staff or contract staff.

(c) **Issuance of a Directive to Apprehend.**

- (1) TJJD may issue a directive to apprehend pursuant to the authority granted under [Texas Human Resources Code §243.051](#) if a youth in TJJD custody:
 - (A) has escaped or has an unauthorized absence, as defined by [§380.9503 of this chapter](#); or
 - (B) has failed to comply with the written conditions of release under supervision (i.e., conditions of parole or conditions of placement).
- (2) Directives to apprehend are entered by the Office of Inspector General Incident Reporting Center according to TCIC/NCIC procedures and the Department of Public Safety/Federal Bureau of Investigation guidelines.
- (3) Upon issuance of a directive to apprehend, TJJD may notify the Texas Missing Persons Clearinghouse and the National Center for Missing and Exploited Children. The notifications shall be made if it is determined the youth is at a high risk of victimization due to human trafficking, sexual assault, exploitation, abuse, or neglectful supervision.

(d) **Cancellation of a Directive to Apprehend.**

A directive to apprehend is cancelled when:

- (1) a youth is arrested or apprehended;
- (2) a youth is discharged from commitment to TJJD; or
- (3) TJJD staff determines the directive to apprehend is no longer needed.