

# **Interstate Compact for Juveniles Rules Training**

**Daryl Liedecke, Commissioner/Deputy Compact  
Administrator**

**TJJD**

# Interstate Compact for Juveniles

## Your ICJ Staff

- **Daryl Liedecke**, Commissioner/DCA, Parole, Runaways/Absconders, (512)490-7253
  - Daryl.liedecke@tjjd.texas.gov
  - **David Hensley**, Probation Coordinator, Cases A-L, (512)490-7152
  - David.Hensley@tjjd.texas.gov
  - **Richard Mann**, Probation Coordinator, Cases M-Z, (512)490-7151
  - Richard.mann@tjjd.texas.gov
- 
- We work from home. Please do not use regular mail or fax
  - ICJ page on TJJJ public Website: [www.tjjd.texas.gov/index.php/ici](http://www.tjjd.texas.gov/index.php/ici)

# Interstate Compact for Juveniles

- ICJ Law is found in Texas Family Code, Title 3, Chapter 60, Section 60.010
- ICJ statute provides for the creation of the ICJ Rules that cover the day to day business of the Compact
- All ICJ Rules also have force and effect of law- they must be followed, per the statute.
- Where there is a conflict between state law and Compact law, the Compact takes precedence.
- All 50 states are party to the Compact, as are Virgin Islands and Washington DC.

# Interstate Compact for Juveniles

- ICJ Rules Sections (available on ICJ website)
  - Section 100- Definitions used in the ICJ
  - Section 200- General Provisions
  - Section 300- ICJ Forms
  - Section 400- Transfer of Supervision
  - Section 500- Supervision in Receiving State
  - Section 600- Return of Juveniles
  - Section 700-Additional Return Requirements for 500 and 600
  - Section 800- Travel Permits

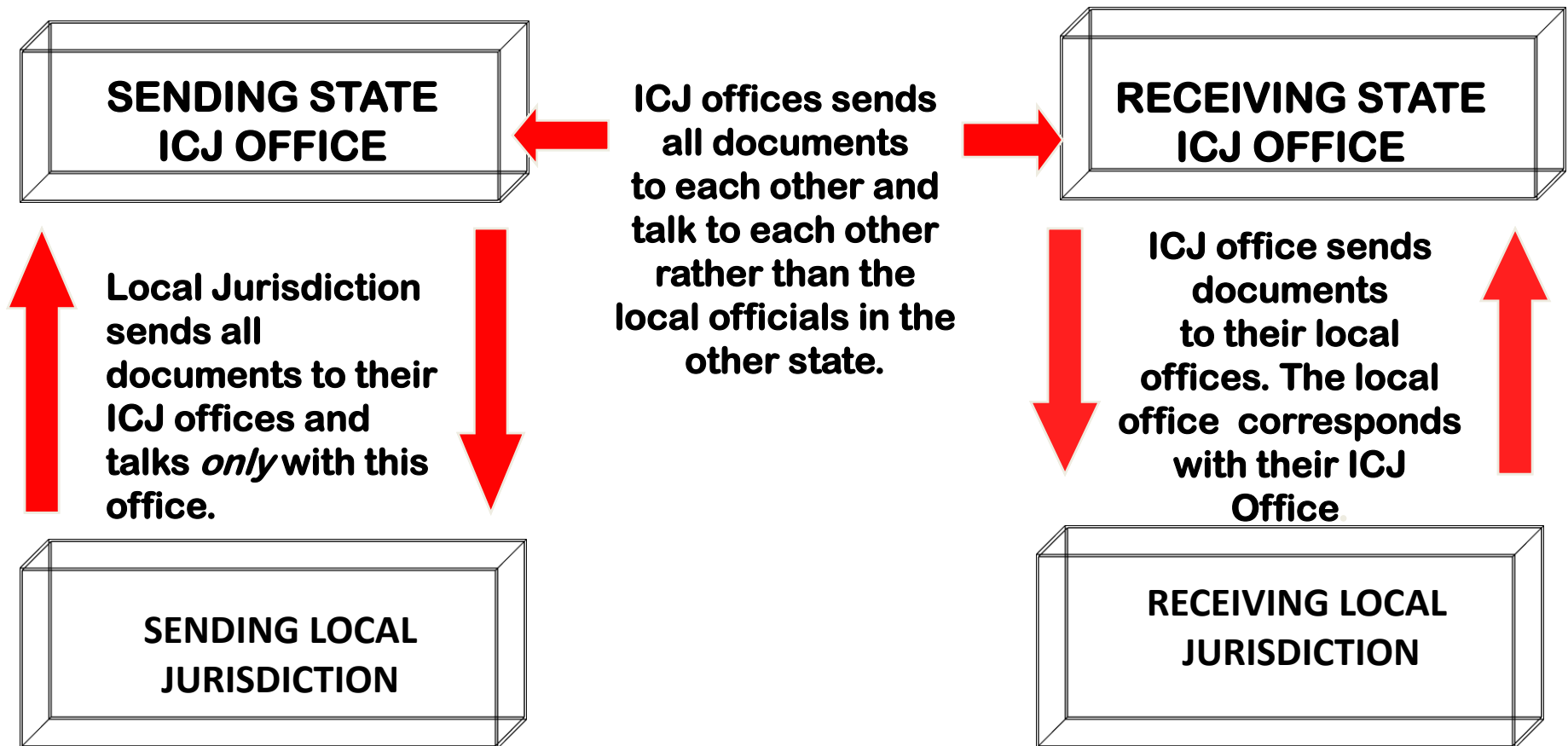
# Interstate Compact for Juveniles

**As of 8/5/2024, Texas has**

- **166 Probation juveniles being supervised in Texas from other states**
- **187 Texas probation juveniles being supervised in other states**

# Interstate Compact for Juveniles

**ICJ Rule 2-104: The *CORRECT* communication lines are illustrated below:**



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## ICJ Rule 2-104: Communication Between States

- **Direct communication with JPO in the other state is limited to the issue that needs to be resolved and is done with approval of both ICJ offices. It ends when directed by ICJ.**
- **Direct communication between TXPO and youth should be very limited in both scope and duration. Please let us know if you need to have direct contact with youth or family on any ongoing basis, so we can advise the receiving state.**
- **We don't supervise from a distance and we want to discourage anything that might undermine the receiving state providing supervision or the relationships in the receiving state.**

# ICJ UNITY System

- ICJ offices transfer documents between states with UNITY transfer system
- PDFs are main document format
- E-signatures using Adobe are allowed for PO signatures



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## Cooperative Supervision:

- Transfer of Supervision only
- Jurisdiction remains with sending state/county of adjudication
- Disposition of new charges cannot be transferred under ICJ. There is no mechanism that allows this.
- As long as a youth is on supervision, the sending state and jurisdiction does have responsibility to work to resolve placement issues as much as possible.

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- **ICJ Rule 4-101**
- **Who is eligible for ICJ Supervision:** Juveniles adjudicated to probation or parole; Deferred adjudication juvenile for which supervision and conditions are part of the deferred agreement; sex offenders; students moving to attend a college or school program; juveniles that will live independently in the receiving state
- Must have at least 90 days of required supervision remaining at the time of the referral.
- Must be residing in the “community”
- “Juvenile” or “Juvenile Probation” is defined by the laws of the home or sending state. It varies widely.

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- **Deferred Adjudication:**
- Still eligible for ICJ and required to send a packet
- Must still have at least 90 days remaining and have conditions to be met, including supervision.
- Judge must still sign ICJ Form VI.
- Packet would include deferred agreement and similar documentation to a regular probation case (ICJ Forms, offense information, social history, etc)

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- **Determinate Sentence Probation:**
- Treated same as standard probation
- Must still have at least 90 days remaining and have conditions to be met, including supervision.
- ICJ supervision will continue until youth reaches age 19 and whatever termination or transfer proceedings are carried out.
- ICJ would not be involved in any transfer proceedings. Your jurisdiction completes all court or transfer proceedings.

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- **ICJ Forms (Current versions available on our website, or we can send to you. Please use most current versions. Last major update was May 2021 but a few forms updated March 2022):**
  - **Supervision Request Forms:**
    - **ICJ Form IV- Parole or Probation Investigation Request**
    - **ICJ Form VI- Application for Services and Waiver-MUST be signed by youth and judge for probation/Texas ICJ for parole**
    - **ICJ Form V- Report of Sending State of Parole/Probationer Sent to Another Jurisdiction**
    - **ICJ Form VII- Out of State Travel Permit**

**Form VI and Form VII can be sent without youth signature when youth is already in other state. Please don't delay sending something because you were trying to mail or fax over for a youth to sign.**

# Interstate Compact for Juveniles

- **ICJ Forms** (Current versions available on our website, or we can send to you. Please use most current versions. Last major update was May 2021. Some forms updated March 2022):
  - **Supervision Forms:**
    - ICJ Form VIII- Home Evaluation Report
    - ICJ Form IX- Now in four different versions for possible report types:
      - Form IX- Quarterly Progress Report
      - Form IX- Violation Report
      - Form IX- Absconder Report
      - Form IX-Failed Supervision Report

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- **ICJ Forms** (available on our website. Also updated May 2021):
  - **Voluntary Return Forms:**
    - ICJ Form III- Consent for Voluntary Return
    - ICJ Juvenile Rights Form (optional)
    - ICJ Form VI acts as a “pre-signed waiver” for return of failed ICJ placement cases
  - **Non-Voluntary Return Forms:**
    - ICJ Form I- Requisition for Runaway Juvenile
    - ICJ Form II- Requisition for Escapee or Absconder/Accused Delinquent

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- **ICJ Rule 4-102**
- **What MUST be in an ICJ Referral packet?**
  - Cover Letter
  - Summary of adjustment for youth already on supervision for 30 days
  - Completed ICJ Form IV
  - Completed VI (signed by juvenile and your judge)
  - Form VII Travel Permit if youth already travelled to other state
  - All Court paperwork: adjudication order, probation conditions, petitions, affidavits, etc.
  - Offense information
  - Social and case history
  - School/Medical records if available
  - Sex offender registration/victim notification where applicable
  - Anything else the other state might need to supervise



# Interstate Compact for Juveniles

- ICJ Rule 4-102
- What MUST be in an ICJ Referral packet?
  - The FULL packet is mandatory.
  - “Requests” that are just emails will NOT be accepted.
  - Remember, the receiving state knows **NOTHING** about this youth or family and needs the full packet to accurately assess.
  - HE’s are done to assess supervision for ICJ. Not just to confirm the condition of the home, who lives there, etc.

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- Pre-adjudication ICJ Requests
  - Not required by ICJ Rules. States can choose to do them anyway. Some states will go ahead and do them, some will NOT.
  - STILL requires a “FULL” ICJ packet to be sent-as many of the same documents as available at the time.
  - If no adjudication orders, at least include all petitions, affidavits and other offense information so the state understands the offense history.

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- **The Cover Letter/Supervision Summary:**
  - Describes juvenile's history
  - Advises why the request is being made
  - Advises why the request should be considered
  - Briefly provides all other relevant case information
  - Summary of conditions already met and those that may be outstanding

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- **The ICJ Form IV:**
  - **When completed properly, provides all relevant juvenile and placement information.**
    - **Reason for Adjudication: Need actual offense**
    - **Sending State File#: Court cause #for probation**
    - **Legal Status: Probation or Parole only**
  - **Provides checklist for the referring PO to remind what other documents ICJ needs.**

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**INTERSTATE COMPACT FOR JUVENILES**

**PAROLE OR PROBATION INVESTIGATION REQUEST**

**FORM IV**

TO: \_\_\_\_\_ (Receiving State) FROM: \_\_\_\_\_ (Sending State)

Name of Juvenile: \_\_\_\_\_ DOB: \_\_\_\_\_

Race: \_\_\_\_\_ Sex: \_\_\_\_\_ \*If Known: \*Ht: \_\_\_\_\_ \*Wt: \_\_\_\_\_ Hair: \_\_\_\_\_ Eyes: \_\_\_\_\_

\*If Available, attach photograph

We desire to transfer this juvenile on \_\_\_\_\_ to your state:  
(Parole/Probation)

Because his/her legal guardian resides in your state.

For the following reasons, with your consent:

Additional Investigation Info:

Juvenile \_\_\_\_\_ have a legal guardian remaining in Sending State  
(does / does not)

To reside with: **OR** Is residing with: \_\_\_\_\_ (Name) \_\_\_\_\_ (Relationship)

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Primary Phone #: \_\_\_\_\_ Secondary Phone #: \_\_\_\_\_ E-mail: \_\_\_\_\_

If juvenile has not relocated:

Anticipated Relocation Date: \_\_\_\_\_ Present Location: \_\_\_\_\_

Sending State Court/Case #(s): \_\_\_\_\_

Adjudicated Offense(s) resulting in supervision: \_\_\_\_\_

Date of Adjudication: \_\_\_\_\_ Date of Commitment: \_\_\_\_\_

Minimum Supervision Expiration Date: \_\_\_\_\_ Maximum Supervision Expiration Date: \_\_\_\_\_

- |                                                                  |                                                          |
|------------------------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> VI Application for Services and Waiver  | <input type="checkbox"/> Cover letter                    |
| <input type="checkbox"/> Petition(s)                             | <input type="checkbox"/> Supervision Summary             |
| <input type="checkbox"/> Order of Adjudication and Disposition   | <input type="checkbox"/> Legal and Social History        |
| <input type="checkbox"/> Parole/Probation Conditions (Agreement) | <input type="checkbox"/> School Transcript/Records       |
|                                                                  | <input type="checkbox"/> Immunization Records            |
|                                                                  | <input type="checkbox"/> Any other Pertinent Information |

**FOR ICJ USE ONLY:**

Approved by: \_\_\_\_\_  
(Compact Official)

\_\_\_\_\_  
(Title)

Prepared by: \_\_\_\_\_ (Name)

Agency: \_\_\_\_\_

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- **The ICJ Form VI:**
  - **In Application, Juvenile:**
    - **Understands ICJ a Privilege – Not a Right.**
    - **Acknowledges There May Be Differences in Supervision.**
    - **Accept Differences In Supervision to Take Advantage of Opportunities in the Receiving State.**
  - **In Memorandum, Juvenile:**
    - **Agrees to Obey and Live Up to the Terms of Both Sending and Receiving States.**
    - **Agrees to Return If Asked to Do So.**

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- **The ICJ Form VI:**
  - **Adjudicating Judge / Compact Administrator, by Signing:**
    - **Approves the Application and Memorandum by the juvenile.**
    - **Judge must sign Form VI at time of sending referral. Required for referral to be “complete” under ICJ Rules. Many states will not accept a packet without judge’s signature on VI.**
    - **We do generally accept that a VI may not have youth signature due to lack of availability but please try to have youth sign upfront.**
    - **Not a blanket approval of anything by judge/court; ICJ rules still apply**

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>APPLICATION FOR SERVICES AND WAIVER</b>	<b>FORM VI</b>
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**APPLICATION FOR COMPACT SERVICES**

TO: \_\_\_\_\_ (Receiving State) FROM: \_\_\_\_\_ (Sending State)

I, \_\_\_\_\_ (Name of Juvenile), hereby apply for supervision as a parolee or probationer to the Interstate

Compact for Juveniles. I understand that supervision in the receiving state makes it likely that there will be certain differences between the supervision that I would receive in this state and supervision that I will receive in the state to which I am applying to relocate or reside. In order to receive the advantages of supervision under the Interstate Compact for Juveniles, I hereby acknowledge and accept such differences in the standards of supervision as may be provided by the receiving state.

In view of the above, I do hereby apply for permission to be supervised on \_\_\_\_\_ (Parole / Probation) in \_\_\_\_\_ (Receiving State)

**MEMORANDUM OF UNDERSTANDING AND WAIVER**

I, \_\_\_\_\_ (Name of Juvenile), realize that the grant of \_\_\_\_\_ (Parole / Probation) and especially the privilege to leave the State of \_\_\_\_\_ (Sending State) to go to the State of \_\_\_\_\_ (Receiving State) is a benefit to me.

Therefore, I promise

1. That I will reside with \_\_\_\_\_ (Name) \_\_\_\_\_ (Relationship) until a change of residence is authorized by the proper authorities in the receiving state.
2. That I will obey the terms and conditions of \_\_\_\_\_ (Parole / Probation) as set by both the sending and receiving states.
3. That I will return at any time to the sending state if asked to do so by the \_\_\_\_\_ (Parole / Probation) authorities in that state.

I further understand that if I fail to keep these promises, I may be returned to the sending state, and I hereby waive any right that I may have to contest my return to the sending state. I have read the above, or have had the above read and explained to me, and I understand its meaning and agree thereto. I understand and accept that a failure to comply with these terms and conditions may result in sanctions in both the sending and/or receiving state.

\_\_\_\_\_  
 (Juvenile's Signature) (Date) (Witness' Signature) (Date)

Pursuant to the Interstate Compact for Juveniles and the ICJ Rules, permission is hereby granted to the above named juvenile to apply for a transfer of supervision to the State of \_\_\_\_\_ (Receiving State)

\_\_\_\_\_  
 (Date) SIGNED: \_\_\_\_\_ (if probation, sending state's JUDGE/COURT; if parole, sending state's COMPACT OFFICIAL)



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- ICJ Rule 4-102
- Home Evaluations:
  - Due from the receiving state within 45 calendar days
  - We ask that you complete them in 30 days so we have lead time in the event of any issues.
  - Must be completed, even if you have already begun supervision or youth is already here.
  - You will receive a home evaluation from the receiving state for your juvenile.

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- **ICJ Rule 4-102**
- **ICJ Form V**
  - Sent when home evaluation is completed prior to youth arrival in the receiving state.
  - Not common with probation cases
  - Reporting instructions are to include the PO that youth actually reports to.
  - If your youth relocates prior to the ICJ home evaluation, and you choose to complete this form, the youth should be instructed to report back to YOU until supervision is accepted.
  - Never list the parent/guardian as the person to report to, only a PO.

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	<b>INTERSTATE COMPACT FOR JUVENILES</b>	<b>FORM V</b>
<b>NOTIFICATION FROM SENDING STATE OF PAROLEE OR PROBATIONER PROCEEDING TO THE RECEIVING STATE</b>		

TO: \_\_\_\_\_ (Receiving State) FROM: \_\_\_\_\_ (Sending State)

RE: \_\_\_\_\_ (Name of Juvenile) DOB: \_\_\_\_\_ (Date of Birth) Race: \_\_\_\_\_ (Race) Sex: \_\_\_\_\_ (Sex)

The above-named juvenile will depart OR has departed from sending state by \_\_\_\_\_ (Mode of Transportation)

on \_\_\_\_\_ (Departure Date) and was instructed to report in person OR by phone, within 48 hours of arrival

in the receiving state to:

Name: \_\_\_\_\_ (Receiving State Caseworker or Probation/Parole Officer) Phone #: \_\_\_\_\_

Address: \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

Enclosed please find: (please check applicable items)

Parole or probation sanctions

Other material as follows:

Prepared by: \_\_\_\_\_

Title: \_\_\_\_\_

Agency: \_\_\_\_\_

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## Sex Offender Transfers- Rule 4-103

- Please notify us ASAP when sex offenders need to move.

If Sex Offender must move with legal guardian prior to formal request being approved:

- Make us one of your first calls in these cases.
- Complete ICJ Travel Permit and forwards to ICJ office PRIOR to travel.
- Forward complete ICJ packet to our office within 10 business days of sending permit.
- Packet must include all pertinent information regarding offense, registration, treatment, etc.
- Sending state maintains contact with youth until receiving state provides reporting instructions.

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## Sex Offender Transfers- Rule 4-103

- Registration in other states is dictated by laws of that state
- Other states may not honor Texas waivers/deferments
- Some states require registration even if just on a travel permit, due to their laws. Some states WILL contact a youth who is visiting to complete registration.
- Contact us about SOR requirements in other state. It may not be possible to determine until the state has a chance to review all adjudication documents.

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## Sex Offender Transfers- Rule 4-103

- **Within five days of receiving the travel permit and/or packet, the receiving state may issue reporting instructions prior to the HE being completed.**
- **If we get those we will notify you and you MUST notify the family of what they are supposed to do.**
- **We may ask you if you can give us reporting instructions for a youth that comes to Texas prior to a home evaluation. Youth may start reporting but remember the home evaluation would still be required.**

# Interstate Compact for Juveniles

## Sex Offender Transfers- Rule 4-103

- If the sex offender is not relocating with one of their legal guardians, the youth is **NOT** supposed to relocate prior to approval, under the rules.
- Remember, if the youth is not going to reside with their only legal guardian, the receiving state can deny supervision, based on their home evaluation, and the youth has to return.
- That the youth “cannot” live in the home with the legal guardian because the victims reside there is not necessarily a viable consideration for the ICJ rule. We can let the receiving state know the issue but may or may not matter if home is unacceptable for other reasons.

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## – Victim Notification:

- Include all victim notification documents in referral when required for a juvenile.
- Please mention it in cover letter or somewhere ICJ will see it.



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## Youth in Receiving State Prior to Acceptance

- **When a Juvenile Probationer Notifies His/Her JPO That S/He and Family are Moving to Another State and There is Not Sufficient Time For a Request to be Submitted to the Receiving State, the JPO Notifies the Texas ICJ Office and forwards a completed, signed ICJ Travel permit PRIOR to travel.**
- **Remember-youth reports back to you until other state assumes supervision. Please keep in touch with your juvenile in the transition period.**
- **Full ICJ Packet must be forwarded within 10 business days of travel permit being issued.**

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## Non-Legal Guardian ICJ Cases

- **The relative in the receiving state MUST have some sort of guardianship for school, medical decisions, etc. Power of attorney is often the minimum that is required.**
- **Probation orders that “place” a youth with a relative for the probationary period are only sometimes sufficient for this purpose.**
- **Completion of this will ultimately fall on the parent and/or JPD to see that is in effect.**
- **If this can't be completed, the case may be denied or the youth may be a failed placement and MUST return to sending state.**
- **Probation orders do NOT make someone a full legal guardian, nor do they remove legal guardianship from a parent.**

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- **ICJ Referrals- Acceptance of Supervision Key Points:**
  - ICJ Home Evaluations due back to sending state within 45 days (Rule 4-102)
  - ICJ supervision may not be denied when juvenile is residing in receiving state with legal guardian or custodial parent and no legal guardian/parent remains in sending state. (Rule 4-104);
  - Supervision cannot be denied based solely on juvenile's age or offense (Rule 4-104);
  - Decision to approve/deny home can only be made by ICJ office based on home evaluation report provided by JPO (Rule 4-104).
  - Be detailed on home evaluation. The various sections need explanation so we understand what you see.
  - Please include reporting instructions on form where indicated.
  - Let us know **RIGHT AWAY** if you cannot complete the evaluation or locate the family.

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	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>HOME EVALUATION REPORT</b>	<b>FORM VIII</b>
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TO: \_\_\_\_\_ (Sending State) FROM: \_\_\_\_\_ (Receiving State)

Sending State Court/Case #(s): \_\_\_\_\_

Name of Juvenile: \_\_\_\_\_ DOB: \_\_\_\_\_

Supervision recommended      Supervision not recommended

**PROPOSED RESIDENCE EVALUATED:**

Name: \_\_\_\_\_ Relationship: \_\_\_\_\_

Address: \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code)

Primary Phone #: \_\_\_\_\_ Secondary Phone #: \_\_\_\_\_

**HOME/NEIGHBORHOOD/PEERS (physical description, criminal/gang activity, etc.):**

**FAMILY STATUS (composition, interactions, at-risk family members, attitude, support capabilities, etc.):**

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- **ICJ Supervision Requirements Key Points (Section 500):**
  - The Receiving State determines the type and quality of supervision. This determination is governed by the same standards of visitation and supervision that prevail for its own delinquent juveniles on Probation / Parole.
  - The ICJ Form IX-Quarterly Progress Form is due **EVERY 90 DAYS**. Don't wait for us to ask- send it in.
  - Form IX Violation Report and Absconder Report forms should be sent in as soon as the violations occur-**especially** absconding or moving away.
  - Documentation is key-violations/problems **MUST** be documented on the Form IX and we will need all supporting documents you can give us. We **MUST** have the Form IX to report to the other state and the supporting documents will help them devise a plan.

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- **ICJ Supervision Requirements Key Points (Section 500):**
  - Treatment requirements imposed by the sending state must be funded by the sending state if cannot be obtained by any other means in receiving state.
  - If the receiving state wants to offer treatment, they may do so at receiving state's cost.
  - No supervision fees may be imposed on any juvenile by sending or receiving state.
  - Restitution: not a justifiable reason to extend a supervision case or open a case when restitution is the only real condition left to meet.
  - Restitution is not collected by the receiving state. Juvenile sends directly to home state. We can help get payment info when needed.

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- **ICJ Supervision Requirements Key Points:**
  - **ICJ Rule 5-101:**
    - Both sending and receiving states may impose sanctions for violations, if those sanctions are similar to sanctions imposed on own juveniles.
    - State that imposes the sanctions bears the cost of sanctions. Sanctions imposed by receiving state do not obligate sending state to return the juvenile.
    - When juvenile resides with Legal Guardian and new charges are incurred, it is often more productive to pursue new charges in receiving state.

# Interstate Compact for Juveniles

- **ICJ Supervision Requirements Key Points:**
  - **ICJ Rule 5-101:**
    - **Juveniles who are already accepted on supervision and change residences, receiving state can just approve the change.**
    - **If sending state wants more info on new residence, we must provide.**
    - **If sending state does not want youth to live at new residence with a new individual or guardian, they would have to take action**
    - **When youth moves with same family, just send us update on address change**



# Interstate Compact for Juveniles

- **ICJ Supervision Requirements Key Points:**
- **Rule 5-102: Absconder Under ICJ Supervision**
  - If juvenile is believed to have absconded, receiving state will make efforts to locate juvenile;
  - Violation report will detail last known address, last date of contact, efforts to locate and verify abscond; must be on ICJ Form IX-Absconder Report form
  - ICJ cases with juvenile abscond may be closed upon receipt of warrant from sending state or 10 business days after notification of abscond sent to sending state.
  - Should absconded juvenile be located, sending state shall determine course of action.

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- **ICJ Supervision Requirements Key Points:**
- **ICJ Rule 5-103:Reporting Non-Compliance, Failed Supervision and Retaking:**
  - Receiving state must send notice of violations to sending state as soon as possible upon discovery of violations;
  - Document violations in ICJ Form IX Violation Report(required); include description, dates, outcomes, sanctions, recommendations, etc.
  - Sending state must respond to violation report with plan of action within 10 business days of receipt;
  - Should sending state determine that they will return a juvenile, that decision is solely up to sending state, unless new charges in receiving state that need to be satisfied prior to return.

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- **ICJ Supervision Requirements Key Points:**
  - **Failed Supervision ICJ Rule 5-103A:**
    - The receiving state may determine supervision has failed when a juvenile is not detained and one of the following circumstances applies:
      - a. A legal guardian remains in the sending state, the receiving state has documented efforts or interventions to redirect the behavior, and:
        - i. The juvenile no longer resides in the residence approved by the receiving state due to documented instances of violation of conditions of supervision; or
        - ii. An alternative residence is determined to be in the best interest of the juvenile due to documented instances of violation of conditions of supervision and no viable alternatives have been located in the receiving state; or
        - iii. An immediate, serious threat to the health and safety of the juvenile and/or others in the residence or community is identified.
      - b. The juvenile does not reside with a legal guardian and the person with whom the juvenile resides requests the juvenile be removed from his/her home.
      - c. The juvenile is a student or resides independently in the receiving state and the transfer of supervision fails due to documented instances of violations of conditions of supervision, and the receiving state has documented efforts or interventions to redirect the behavior.


# Interstate Compact for Juveniles

- **ICJ Supervision Requirements Key Points:**
  - **Failed Supervision ICJ Rule 5-103A (cont'd):**
    - **Upon a determination of failed supervision, the receiving state shall notify the sending state using Form IX, Failed Supervision Report, which shall contain the following information:**
      - **a. Details regarding how the supervising agent determined supervision in the receiving state failed; and**
      - **b. Description of efforts or interventions to redirect behavior or maintain current residence; and**
      - **c. Any pending charges in the receiving state.**
    - **The sending state shall respond to the Form IX, Failed Supervision Report, no later than ten (10) business days following receipt by the sending state.**
    - **a. The response shall provide details of an alternative living arrangement secured by the sending state or provide notice that a decision has been made to return the juvenile.**
    - **b. If an alternative living arrangement is not secured, the juvenile shall be returned no later than ten (10) business days following receipt of the Form IX, Failed Supervision Report, by the sending state. This time period may be extended up to an additional five (5) business days with the approval from both ICJ Offices.**

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- **ICJ Supervision Requirements Key Points:**
- **ICJ Rule 5-104:**
  - **Sending state has sole authority to terminate supervision/ close ICJ cases except when:**
    - Court action in receiving state that exceeds jurisdiction of sending state. Documentation **MUST** be sent to sending state prior to closing case.
    - Maximum date of parole/probation is reached, unless extended by order of sending state.
  - **Receiving state may recommend termination for positive progress when completing progress report. Must note on progress report and document positive adjustment. (Be realistic) Sending state must respond to request within 60 days of receipt.**
  - **ICJ office will authorize closure of incoming cases and notify you. Do not close until you hear from us.**
  - **Please notify us when you terminate probation on your own juvenile.**

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>QUARTERLY PROGRESS REPORT</b>	<b>FORM IX</b>
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TO: \_\_\_\_\_ (Sending State) FROM: \_\_\_\_\_ (Receiving State)

Sending State Court/Case #(s): \_\_\_\_\_

Name of Juvenile: \_\_\_\_\_ DOB: \_\_\_\_\_

Address: \_\_\_\_\_ (Street address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

Primary Phone #: \_\_\_\_\_ Supervision Level: \_\_\_\_\_ Maximum Exp. Date: \_\_\_\_\_

Supervising Agent's last personal contact with juvenile: \_\_\_\_\_ (Date)

### QUARTERLY PROGRESS REPORT

SUMMARY OF ADJUSTMENT IN THE HOME (including family relationships, compliance with home rules, and overall general attitude towards current living arrangement):

SUMMARY OF SCHOOL AND/OR EMPLOYMENT PERFORMANCE (including any attendance, behavioral and/or disciplinary concerns):

STATUS OF COURT-ORDERED CONDITIONS OF SUPERVISION (treatment/counseling, community service, etc.):

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES VIOLATION REPORT</b>	<b>FORM IX</b>
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TO: \_\_\_\_\_ (Sending State) FROM: \_\_\_\_\_ (Receiving State)

Sending State Court/Case #(s): \_\_\_\_\_

Name of Juvenile: \_\_\_\_\_ DOB: \_\_\_\_\_

Address: \_\_\_\_\_ (Street address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

Primary Phone #: \_\_\_\_\_ Supervision Level: \_\_\_\_\_ Maximum Exp. Date: \_\_\_\_\_

Supervising Agent's last personal contact with juvenile: \_\_\_\_\_ (Date)

#### VIOLATION REPORT

DETAILS OF NON-COMPLIANCE (including specific dates of technical violation(s)):


DESCRIPTION OF SUPPORTING DOCUMENTATION PROVIDED, if available (police reports, drug testing results, etc.):

PENDING CHARGES IN THE RECEIVING STATE? YES NO COURT APPEARANCES? YES NO

If YES, please provide court documents and a brief explanation of the current legal situation and/or a description of charges below:

Date of New Charges: \_\_\_\_\_ Status/Disposition of New Charges: \_\_\_\_\_

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>ABSCONDER REPORT</b>	<b>FORM IX</b>
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TO: \_\_\_\_\_ (Sending State) FROM: \_\_\_\_\_ (Receiving State)

Sending State Court/Case #(s): \_\_\_\_\_

Name of Juvenile: \_\_\_\_\_ DOB: \_\_\_\_\_

Address: \_\_\_\_\_ (Street address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

Primary Phone #: \_\_\_\_\_ Supervision Level: \_\_\_\_\_ Maximum Exp. Date: \_\_\_\_\_

Supervising Agent's last personal contact with juvenile: \_\_\_\_\_ (Date)

**ABSCONDER REPORT**

Date of Last Attempted Home Visit: \_\_\_\_\_ (Date)

Date of Last Attempted Contact with School/Employer (if applicable): \_\_\_\_\_ (Date)

Date of Last Attempted Contact with Known Family Members/Collateral Contact: \_\_\_\_\_ (Date)

DETAILS REGARDING HOW JUVENILE DETERMINED TO BE ABSCONDER (including what occurred with each attempted contact):

Juvenile reported to law enforcement as missing person

Name of Law Enforcement Agency: \_\_\_\_\_

Incident Report # (if available): \_\_\_\_\_


PENDING CHARGES IN THE RECEIVING STATE?    YES    NO

RECOMMENDATION:                      Request Discharge                      Request Revocation

REASONING FOR RECOMMENDATION:



# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES FAILED SUPERVISION REPORT</b>	<b>FORM IX</b>
TO: _____ <small>(Sending State)</small>	FROM: _____ <small>(Receiving State)</small>	
Sending State Court/Case #(s): _____		
Name of Juvenile: _____	DOB: _____	
Address: _____ <small>(Street Address) (City) (State) (Zip)</small>		
Primary Phone #: _____	Supervision Level: _____	
Maximum Exp. Date: _____		
Supervising Agent's last personal contact with juvenile: _____ <small>(Date)</small>		

**FAILED SUPERVISION REPORT**

DETAILS OF THE FAILED SUPERVISION (including how the supervising agent determined supervision in the receiving state failed):

DESCRIPTION OF SUPPORTING DOCUMENTATION PROVIDED, if available:

PENDING CHARGES IN THE RECEIVING STATE?  YES  NO      COURT APPEARANCES?  YES  NO

If YES, please provide court documents and a brief explanation of the current legal situation and/or a description of charges below:

Date of New Charges: \_\_\_\_\_      Status/Disposition of New Charges: \_\_\_\_\_

# Interstate Compact for Juveniles

- **ICJ Supervision Requirements Key Points:**
  - **Sex Offender Registration in Texas:**
    - Required by Chapter 62 of the Texas Code of Criminal Procedure.
    - Juvenile with offense substantially similar to registerable Texas offense must register.
    - Texas DPS has already provided determinations for most states. We will advise you of the equivalent offense as provided by DPS.
    - Youth may petition Texas court to de-register or have registration waived but is supposed to register first.
    - 10-year post discharge registration requirement applies

# Interstate Compact for Juveniles

- **ICJ Supervision Requirements Key Points:**
  - **DNA Submission in Texas:**
    - **Amended Section 411.148(k), Government Code requires DNA samples to be collected from youth residing in Texas on cooperative supervision through the Texas Interstate Compact for Juveniles (ICJ) with specific adjudications. Offenses are equivalent to offenses that require DNA in Texas. We will do our best to notify you if we believe it requires.**

# Interstate Compact for Juveniles

## ICJ Travel Permit (Rules Section 800)

### Used:

- for Vacation / Visit
- Visit for Testing Placement
- Can be used to notify state that juvenile is there at RTC program not covered by ICJ

### IN ORDER TO BE VALID:

- must be filled out completely
- signed and dated by youth and JPO
- If youth not available to sign at time it needs to go out, send signed by JPO. We will advise other state.

### • AGREEMENT TO RETURN PROVISION

**JUVENILE IS TO KEEP ON HIS/HER PERSON AT ALL TIMES DURING TRAVEL.**

# Interstate Compact for Juveniles

## Travel Permits for Vacation/Visits- Rule 8-101 (cont'd)

- **Permits shall not exceed 90 days;**
- **Sending state shall provide reporting instructions for juvenile;**
- **Juveniles will still be responsible to follow sex offender registration laws of state they are visiting;**
- **Some states may contact or “check in” with juvenile on long term visit in that state.**
- **Permit should be completed and signed by juvenile and JPO**

# Interstate Compact for Juveniles

## Travel Permits for Vacation/Visits- Rule 8-101 (cont'd)

- Youth that you are supervising for other states need a travel permit for all travel. That includes returning to their sending state for any reason.
- If you want us to ask you for approval for your youth, please let us know when you send the referral.
- Some states want the right to approve all travel of their youth on ICJ supervision. If so, we will try to alert you. Otherwise if you approve travel, the youth can travel on a permit.

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>OUT OF STATE TRAVEL PERMIT AND AGREEMENT TO RETURN</b>	<b>FORM VII</b>
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TO: \_\_\_\_\_ (Receiving State) FROM: \_\_\_\_\_ (Sending State)

FROM: \_\_\_\_\_ (Name) \_\_\_\_\_ (Title) \_\_\_\_\_ (Phone #)  
 \_\_\_\_\_ (Agency) \_\_\_\_\_ (Department)

RE: \_\_\_\_\_ (Name of Juvenile) \_\_\_\_\_ (DOB) \_\_\_\_\_ (Race) \_\_\_\_\_ (Sex)

\*If known: \*Ht: \_\_\_\_\_ \*Wt: \_\_\_\_\_ \*Eye Color: \_\_\_\_\_ \*Hair Color: \_\_\_\_\_  
 \_\_\_\_\_ (Parole/Probation) \_\_\_\_\_ (Sending State Court/Case #(s))

\_\_\_\_\_ (Adjudicated Offense(s) Resulting in Supervision)

Current Residence: Name: \_\_\_\_\_ Relationship: \_\_\_\_\_  
 \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code) \_\_\_\_\_ (Primary Phone #)

Permission is granted to the above-named juvenile to visit the State of \_\_\_\_\_ (Receiving State)  
 from \_\_\_\_\_ (Arrival Date) until \_\_\_\_\_ (Departure Date)

During which time the juvenile will be staying with/at:  
 \_\_\_\_\_ (Name/Facility) \_\_\_\_\_ (Relationship)  
 \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip code) \_\_\_\_\_ (Primary Phone #)

Reason for Travel:

Special Instructions/  
 Contact Instructions:

Juvenile's Statement of Understanding

I \_\_\_\_\_ (Name of Juvenile) recognize I am under the legal custody/jurisdiction or supervision of the State of \_\_\_\_\_ (Sending State). I hereby agree to comply with the rules and regulations of the Interstate Compact for Juveniles and the laws of the sending and receiving state including the above conditions and instructions. I understand my failure to comply with these conditions may result in a warrant or requisition being issued for my arrest or return.

I have read, or have had read and explained to me, the Statement of Understanding.

# Interstate Compact for Juveniles

- Ends the transfer of supervision and travel section. We will now talk about extraditions and returns



# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns:**
  - **Who can be extradited to home/demanding states under ICJ:**
    - **Non-delinquent runaways in the custody of family or DFPS;**
    - **Parole and probation absconders or escapees;**
    - **Accused Delinquents- Juveniles charged for offenses but not yet adjudicated**
    - **Failed ICJ placements;**
    - **“Cold Cases”- adults with pending offenses committed at the time they were still classified as juveniles.**

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns:**
  - Juvenile runaways can be held in secure detention until returned through ICJ. This is for their own safety and to ease the ICJ process.
  - Secure detention of non-delinquent runaways is recommended and sanctioned by the ICJ Rules (Rule 6-103) and is supported by Texas Family Code Chapter 54.011.
  - The ICJ National Office has worked closely with OJJDP to set exclusion guidelines for the detention of non-delinquent juveniles without penalty to your departments.
  - 17 year olds: barring local adult charges, they can and should be held in JDC for extradition as opposed to county jail. This includes runaways.

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns-Due Process:**
  - **Due Process Forms:**
    - **ICJ Form III- Voluntary Consent to Return form (Rule 6-102)**
      - Signed by Juvenile, Judge, Guardian ad litem if appointed.
    - **Form I (Rule 6-103)**
      - Addressed to court in holding state
      - Signed by Judge in home state
      - Supported by documents of guardianship/custody
      - Still responsibility of parents/guardians-NOT the county
    - **ICJ Form II (Rule 6-103A)**
      - Addressed to court in holding state
      - Signed by Judge in home state
      - Signed by Requisitioner and notarized
      - Supported by copies of warrants, probation orders, etc.

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns- Due Process:**
  - **Optional Extradition Forms**
    - **Juvenile Rights Form**
      - Signed by Judge only
      - Acknowledges juvenile is aware of rights
    - **Form A**
      - Used with Requisition for non-delinquent juveniles

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns- Due Process:**
  - **Rule 6-101:**
    - Non-delinquent runaways can be released to parent/legal guardian within first 24 hours of detention without Form III
      - If they agree to return and don't claim abuse
      - Please contact me and provide information about juvenile
  - **Rule 6-102:**
    - Form III is due process for return for all return types. Please complete and send to us ASAP.
    - Can be signed by any Judge/Referee/JP available
    - Hearing can be held by “electronic” means
    - Can be signed by local Judge if juvenile is in contract detention
    - Upon notification that Form III is complete, home state has five business days to effect return of juvenile. May be extended five more days with consent of both ICJ offices.

# Interstate Compact for Juveniles



**INTERSTATE COMPACT FOR JUVENILES      FORM III**  
**CONSENT FOR VOLUNTARY RETURN OF OUT OF STATE JUVENILE**

I, \_\_\_\_\_, acknowledge that I legally belong with  
(Name of Juvenile)  
 \_\_\_\_\_ in \_\_\_\_\_  
(Legal Guardian, Custodial Agency, or Demanding Court/Agency seeking return) (City) (State)  
 and I voluntarily consent to return without further legal proceedings, either by myself or in the company of such person(s) as the appropriate authority may appoint for that purpose.

\_\_\_\_\_  
(Date) (Juvenile's Signature)

I, \_\_\_\_\_, of \_\_\_\_\_  
(Judge / Court Name) (Court or Jurisdiction in Holding State)  
 having informed the juvenile named above of his her rights under the Interstate Compact for Juveniles prior to the execution of the foregoing consent, do hereby find that the voluntary return of said juvenile to:

\_\_\_\_\_  
(Legal Guardian, Custodial Agency, or Demanding Court/Agency seeking return)  
 \_\_\_\_\_  
(Contact Name) (Phone #) (City) (State)  
 is appropriate and in the best interest of said juvenile, and do so order such return.

\_\_\_\_\_  
(Date) (Judge / Court Signature)

**TO BE COMPLETED ONLY IF COUNSEL OR GUARDIAN AD LITEM IS APPOINTED (Optional):**

I, \_\_\_\_\_ being the Counsel Guardian Ad Litem of \_\_\_\_\_  
(Name of Attorney) (Name of Juvenile)  
 attest that I have consulted with the juvenile regarding his/her decision to voluntarily consent to return to:  
 \_\_\_\_\_ in \_\_\_\_\_  
(Legal Guardian, Custodial Agency, or Demanding Court/Agency seeking return) (City) (State)

\_\_\_\_\_  
(Date) (Signed - Counsel or Guardian Ad Litem)  
(Form will be certified or authenticated in accordance with practice of the court.)

**DETAILED PHYSICAL AND CLOTHING DESCRIPTION OF JUVENILE**  
 DOB: \_\_\_\_\_ Race: \_\_\_\_\_ Sex: \_\_\_\_\_ Ht.: \_\_\_\_\_ Wt.: \_\_\_\_\_ Eye color: \_\_\_\_\_ Hair color: \_\_\_\_\_

Tattoos, scars, identifying marks: \_\_\_\_\_

Clothing (including shoes): \_\_\_\_\_


Juvenile's Physical Location in Holding State: \_\_\_\_\_  
(Facility Name) (Phone #)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code)

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns- Due Process:**
  - **Rule 6-103:**
    - Requisition process (Form I/Form A) used for non-delinquent runaways
    - This office will seek your assistance in completing paperwork.
    - Again, does not mean county takes any responsibility for runaway. But we need a Texas judge to sign the Form I.

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>REQUISITION FOR RUNAWAY JUVENILE</b>	<b>FORM I</b>
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TO: \_\_\_\_\_ FROM: \_\_\_\_\_  
(Court of Jurisdiction in Holding State) (Requisitioning Court or Agency in Home/Demanding State)

This court hereby requisitions the return of \_\_\_\_\_ in accordance with the provisions  
(Name of Juvenile)  
of the Interstate Compact for Juveniles. (Additional information to be attached if available.) On the basis of the  
evidence before it, this court finds said juvenile to be \_\_\_\_\_ years of age and to be of the following description:  
(Current Age)

DOB: \_\_\_\_\_ Race: \_\_\_\_\_ Sex: \_\_\_\_\_

Ht.: \_\_\_\_\_ Wt.: \_\_\_\_\_ Eyes: \_\_\_\_\_ Hair: \_\_\_\_\_

Tattoos, Scars, Identifying Marks: \_\_\_\_\_

Juvenile is believed to be in your jurisdiction with/at: \_\_\_\_\_  
(Name / Facility)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code)

This court further finds said juvenile should legally be in the custody of \_\_\_\_\_  
(Name of Individual or Agency)

who is/are \_\_\_\_\_ and who is/are located at:  
(Legal Guardian or Custodial Agency)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code)

within the territorial jurisdiction of this court; that said juvenile has run away; and that said juvenile's continued absence from  
legal custody and control is detrimental to the best interest of said juvenile and the public.

If Requisition is honored, please notify: \_\_\_\_\_  
(Name) (Title)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code) (Phone #)

advising when juvenile will be available for transporting to the state of jurisdiction.

Signed: \_\_\_\_\_  
(Judge / Court) (Date)




# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns- Due Process:**
  - **Rule 6-103A:**
    - Requisition process (Form II) used for all types of delinquent juveniles who refuse to voluntarily return;
    - Can also be initiated when juvenile location is known but not yet in custody.
    - Must be completed within 60 calendar days of detention and sent to holding state;
    - Holding state should hold hearing within 30 calendar days of receipt of Requisition.
    - Under ICJ, Judge really has no choice but to honor a valid Requisition
    - Five day timeframe for return begins when demanding state is notified that Requisition has been honored.
    - Delinquent juveniles returned by Requisition must be returned by escort.

# Interstate Compact for Juveniles

- **Extraditions (cont'd) (Section 600):**
  - Upon completion of due process rights, the home state has five business days to make a good faith effort to return their juveniles. This can be extended up to five more business days by agreement between both ICJ offices.
  - Juveniles who are a risk to themselves or others should be escorted back, by JPO, Sheriff, Prisoner Transport, etc. The majority of juveniles will be allowed to fly unaccompanied.
  - The holding agency will board them on the pre-arranged flight and they will be received by the home state on their arrival. For flights with layovers, the ICJ office arranges airport supervision to ensure connections.
  - Form III process is required under ICJ law for delinquent juveniles and runaway juveniles held over 24 hours.

# Interstate Compact for Juveniles

	<b>INTERSTATE COMPACT FOR JUVENILES</b> <b>REQUISITION FOR ESCAPEE OR ABSCONDER</b> <b>REQUISITION FOR ACCUSED DELINQUENT</b>	<b>FORM II</b>
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TO: \_\_\_\_\_ FROM: \_\_\_\_\_  
(Court of Jurisdiction in Holding State) (Requisitioning Court or Agency in Home/Demanding State)

I, \_\_\_\_\_ requisition the return of \_\_\_\_\_  
(Name of Requisitioner) (Name of Juvenile)

born on \_\_\_\_\_ in accordance with the Interstate Compact for Juveniles, ICJ Rules Section 600.  
(Date of Birth)

Said juvenile (check appropriate item):

was paroled to the custody of: \_\_\_\_\_  
(Name of Agency)

was placed on probation subject to the supervision of: \_\_\_\_\_  
(Name of Agency)

was committed to: \_\_\_\_\_  
(Institution or Custodial Agency)

OR

has fled to avoid prosecution and, despite applicable provisions of law, has:

\_\_\_\_\_ escaped \_\_\_\_\_ absconded \_\_\_\_\_ fled

and is now believed to be in your jurisdiction with/at: \_\_\_\_\_  
(Name / Facility)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code)

Juvenile's physical description: Race: \_\_\_\_\_ Sex: \_\_\_\_\_ Ht: \_\_\_\_\_ Wt: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_

Tattoos, Scars, Identifying Marks: \_\_\_\_\_

**Attached is a certified true copy of the judgment, formal adjudication, order of commitment, or petition alleging delinquency, verifying juvenile's legal status.**

1. Particulars of adjudication or allegations of delinquency:

2. Circumstances of breach of terms of probation, parole, escape from institution or fleeing to avoid prosecution:

Accordingly, the undersigned hereby requests the return of said juvenile as authorized by the Interstate Compact for Juveniles. If Requisition is honored, please notify:

\_\_\_\_\_  
(Name) (Title)

\_\_\_\_\_  
(Street Address) (City) (State) (Zip Code) (Phone #)

Signed: \_\_\_\_\_  
(Judge / Court) (Date)

# Interstate Compact for Juveniles

- **ICJ Extraditions and Returns- Due Process:**
  - **Rule Section 700: Additional Extradition Requirements**
    - Majority of juveniles returned unaccompanied via airline
    - Some states don't pay for non-delinquent runaways to return home- Greyhound Home Free program may be necessary
    - Holding jurisdiction responsible for transporting juvenile to the airport and getting them boarded onto return flights
    - Juvenile cannot be restrained inside the airport; airline will not board
    - Please provide accurate clothing and physical description on Form III to assist in identifying juvenile during returns and do NOT give juvenile extra clothes on flight
    - If escort is flying to another state to return a juvenile, assistance can usually be arranged to meet at airport
    - Counties are financially responsible for return of own juveniles

# Interstate Compact for Juveniles

- **ICPC versus ICJ**
- ICPC: Interstate Compact for Placement of Children
  - Placements at certain types of RTC programs in other states will fall under ICPC, not ICJ
  - Some placements may not fall under either Compact
  - ICPC is administered through Texas DFPS
  - They have their own standards, forms, etc.
  - Probably will NOT get any probation supervision at RTC.

# Interstate Compact for Juveniles

**Thank you!**