

	PARADISE VALLEY POLICE GENERAL ORDER Arrests and Temporary Custody of Delinquent or Incorrigible Juveniles	Order Number 44.1
		Date 01-12-17

44.1 Arrests and Temporary Custody of Delinquent or Incorrigible Juveniles

44.1.1 Temporary Custody for Delinquency or Incorrigibility ([A.R.S. §8-303](#))

- A. A peace officer shall take a child into temporary custody for delinquency or incorrigibility when:
1. there is *probable cause* to believe that the child has committed a criminal or delinquent act, which if committed by an adult could be a felony or breach of the peace, or
 2. the child has been apprehended in commission of the criminal or delinquent act, which if committed by an adult could be a felony, or in fresh pursuit, or
 3. pursuant to an order of the juvenile court, or
 4. pursuant to a warrant
- B. A peace officer may take a child into temporary custody
1. when the officer has *probable cause* to believe that the juvenile has committed a delinquent act, or
 2. the child is incorrigible (which includes a child who is habitually truant or who is a runaway, [A.R.S. 8-201](#))
- C. The decision whether to *arrest* a juvenile will generally follow the usual practice when dealing with an adult *arrested* for a similar crime, with additional consideration of the circumstances related to the age and experience of the offender. Pursuant to state law, officers may release juveniles only to a parent, guardian or custodian of the juvenile, or to the juvenile court. Officers must also comply with statutorily mandated sight and sound restrictions for the holding of juveniles who have been *arrested*.



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- D. Depending on the situation and the offense, juveniles who are *arrested may* be cited for the offense using an Arizona Traffic Ticket and Complaint citation (ATTC) (if included in G.O. #44.5 below) and *may* be released on a paper referral to a parent or guardian, or *may* be taken to the *County Juvenile Center*.
- E. The requirements for taking a juvenile into custody as a suspected victim of abuse or neglect is set forth in G.O. 44.9.

