

**STATE OF RHODE ISLAND  
DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES**

**PUBLIC NOTICE OF PROPOSED RULE-MAKING**

In accordance with Rhode Island General Law (RIGL) 42-35 and 42-72-5, notice is hereby given that the Department of Children, Youth and Families proposes to adopt the following DCYF rule:

**JUVENILE AND ADULT OFFENDER INTERACTION**

This new rule, in compliance with the federal court order relating to RI Training School residents and the accreditation standards of the American Correctional Association for Juvenile Training Schools and Juvenile Detention Facilities, provides that residents of the RI Training School are protected from unnecessary contact with adult prisoners.

In the development of this rule, consideration was given to the following: (1) alternative approaches and (2) overlap or duplication with other statutory and regulatory provisions. No alternative approach or duplication or overlap was identified based upon available information.

This proposed rule is accessible on the R.I. Secretary of State's website (<http://www.sec.state.ri.us/ProposedRules/>) and the DCYF website (<http://www.dcyf.ri.gov>) or available in hard copy upon request (401 528-3685). Interested persons should submit data, views or written comments by April 5, 2010 Susan Bowler, Administrator for Families and Children, Department of Children, Youth and Families, 101 Friendship Street, Providence, RI 02903 ([Susan.Bowler@dcyf.ri.gov](mailto:Susan.Bowler@dcyf.ri.gov)).

In accordance with RIGL 42-35-3, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

# **Juvenile and Adult Offender Interaction**

**Rhode Island Department of Children, Youth, and Families**  
**Division of Juvenile Correctional Services: RI Training School**

**Policy: 1200.0011**

**Effective Date:**

**Version: 1**

RI General Law (RIGL) 14-1-36 provides that only youth under the jurisdiction of the Family Court are detained in or sentenced to the Training School. RIGL 14-1-26 provides that youth detained or confined at the Training School are not conveyed to or from the institution with adult offenders. The Division prohibits interaction between juvenile and adult offenders.

When an adult offender is the parent of a resident, the Superintendent or designee reviews and assesses each case to determine if interaction with that parent is in the best interest of the resident. If the Superintendent or designee determines that the interaction is in the best interest of the resident, contact is arranged to ensure that interaction between the adult and unrelated residents does not occur.

## **Related Procedure**

Juvenile and Adult Offender Interaction

## **Related Policies**

Juvenile Rights and Responsibilities

Visitation

Telephone Calls

## Juvenile and Adult Offender Interaction

### Procedure from Policy 1200.0007: Juvenile and Adult Offender Interaction

- A. Only juveniles under the jurisdiction of the Family Court reside at the Training School.
- B. In the event that any contact or visitation is sought between a resident and a parent who is an adult offender, the permission of the Superintendent or designee is required.
1. The unit Clinical Social Worker and Manager outlines the reasons why such contact and/or visitation is in the resident's best interest, the nature of the adult's offenses and his or her institutional adult record.
  2. If visitation is requested, the Manager and Clinical Social Worker include, if available, the names and titles of the Adult Correctional Institution (ACI) staff who will supervise the adult offender and the names of the Training School staff who will supervise the resident.
  3. If the Superintendent or designee approves contact and/or visitation, it is conducted in a setting that precludes interaction with Training School residents unrelated to the adult offender and in which supervision necessary to assure the resident's safety and well being is continuously provided.
- C. Under certain circumstances, the Training School may request work crews from the ACI. The Superintendent or designee approves requests for adult inmate work projects. The requests include the following information:
1. Names of inmates
  2. Nature of their offenses
  3. Institutional adult record
  4. Names of supervising staff from the Adult Correctional Institution
  5. Plan to prevent interaction between adult offenders and residents
  6. Names of the RITS staff supervising the residents
  7. Area(s) in which the adult inmates will be located
  8. Nature of the work
- D. Paragraphs A through C are consistent with American Correctional Association Standards 3-JDF-1A-07 and 3-JTS-1A-05.