

15A.200 Definitions for KRS 15A.210 to 15A.240 and KRS 15A.990.

As used in KRS 15A.210 to 15A.240 and KRS 15A.990:

- (1) "Certified juvenile facility staff" means individuals who meet the qualifications of, and who have completed a course of education and training developed and approved by, the Department of Juvenile Justice;
- (2) "Intermittent holding facility" means a physically secure setting, approved by the Department of Juvenile Justice, which is entirely separated from sight and sound from all other portions of a jail containing adult prisoners in which a child accused of a public offense may be detained for a period not to exceed twenty-four (24) hours, exclusive of weekends and holidays, prior to a detention hearing as provided in KRS 610.265, and in which children are supervised and observed on a regular basis by certified juvenile facility staff. Employees of jails who meet the qualifications of the Department of Juvenile Justice may supervise juvenile as well as adult prisoners;
- (3) "Juvenile holding facility" means a physically secure setting, approved by the Department of Juvenile Justice, which is an entirely separate facility or portion or wing of a building containing an adult jail, which provides total separation between juvenile and adult facility spatial areas, and which is staffed exclusively by sufficient certified juvenile facility staff to provide twenty-four (24) hours-per-day, supervision. Employees of jails who meet the qualifications of the Department of Juvenile Justice may supervise juvenile as well as adult prisoners;
- (4) "Secure juvenile detention facility" means any facility used for the secure detention of children other than a jail, police station, lockup, intermittent holding facility, or any building which is a part of or attached to any facility in which adult prisoners are confined or which shares staff with a facility in which adult prisoners are confined;
- (5) "Youth alternative center" means a nonsecure facility, approved by the Department of Juvenile Justice, for the nonsecure detention of juveniles; and
- (6) The term "facility" or "facilities" as used in KRS 15A.210 to 15A.240 shall mean the facilities defined in this section.

Effective: July 15, 2002

History: Amended 2002 Ky. Acts ch. 257, sec. 2, effective July 15, 2002. -- Amended 2000 Ky. Acts ch. 534, sec. 4, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 426, sec. 72, effective July 15, 1998; and ch. 443, sec. 1, effective July 15, 1998. -- Amended 1988 Ky. Acts ch. 350, sec. 130, effective April 10, 1988. -- Created 1986 Ky. Acts ch. 423, sec. 172, effective July 1, 1987.

Legislative Research Commission Note (7/15/98). This statute has been amended by 1998 Ky. Acts ch. 443 (making a substantive nonrevisory change) and ch. 426 (which made a name change due to reorganization and is revisory in nature). The nonrevisory change prevails. KRS 7.136(3).

Legislative Research Commission Note. Acts 1986, ch. 423, § 199 provides: "KRS 446.250 to 446.320 to the contrary notwithstanding, Acts 1986, ch. 423 shall prevail in the event of a conflict between Acts 1986, ch. 423 and other Acts passed by the 1986 Regular Session of the General Assembly."