

## **JUVENILE DETENTION REFORM**

### **FACT SHEET**

#### **Who Ends Up in Detention?**

Despite a decline in juvenile offending over the past decade, the population of youth confined in pre-trial secure detention has steadily grown. An alarmingly high number of youth who pose no risk to community safety are behind locked doors awaiting court hearings.

On an average day, more than 27,000 youth are estimated to reside in locked detention centers—a number that has grown 72 percent since the early 1990s. Most are young, nonviolent, relatively minor offenders—some of whom will be acquitted of all charges—most of whom do not need to be there at all.

#### **There are Only Two Legal Reasons for Pretrial Detention:**

- The child is deemed a risk to the safety of others unless detained.
- The child is deemed a risk not to show up in court for his hearing.

#### **Facts Show that Over-Reliance on Detention Exacts High Human and Financial Costs:**

- A one-day snapshot of juvenile offenders in detention found that roughly 5% were status offenders—youth whose actions are considered delinquent because of their minor (usually under age 18) status.<sup>1</sup>
- Only 22% of detained youth are being detained for violent offenses.<sup>2</sup>
- Overcrowding in juvenile detention centers leads to increased levels of violence and suicides.<sup>3</sup>
- Nearly 70% of children in public detention centers are in facilities operating above their design capacity.<sup>4</sup>
- The cost to taxpayers of operating one detention bed over a twenty year period is \$1.25 - \$1.5 million dollars.<sup>5</sup>
- African-American youth are 1.4 times more likely to be detained than their white peers; among all racial groups, whites are the least likely to be detained.<sup>6</sup>
- African-Americans comprise 15.4% of the general population under age 18, yet make up 29% of juvenile cases formally processed through the juvenile court system and 38% of youth detained prior to trial.<sup>7</sup>

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<sup>1</sup> Office of Juvenile Justice and Delinquency Prevention, *Juvenile Offenders and Victims: 2006 National Report*, Washington, DC, 2006.

<sup>2</sup> Ibid.

<sup>3</sup> S. Burrell, P. DeMuro, E. Dunlap, C. Sanniti and L. Warboys, *Crowding in Juvenile Detention Facilities: A Problem Solving Manual*. Richmond, KY: National Juvenile Detention Association and Youth Law Center, 1998.

<sup>4</sup> B. Rust, "Documenting Programs that Work for Kids and Families," *AdvoCasey*. Baltimore, MD: Annie E. Casey Foundation, Fall/Winter, 1999.

<sup>5</sup> Annie E. Casey Foundation, *Juvenile Detention Alternatives Initiative: About JDAI*. <http://www.aecf.org/initiatives/jdai/about.htm>, Baltimore, MD.

<sup>6</sup> Office of Juvenile Justice and Delinquency Prevention, *Juvenile Offenders and Victims: 2006 National Report*, Washington, DC, 2006.

- In every state in the country (except Vermont) the rate of arrest and custody arrests for minority youth exceeds the rates for white youth.<sup>8</sup>

**Benefits of Reducing Pre-Adjudication Detention:**

Detention reform efforts create positive changes in state and local juvenile justice systems—including greater and stronger connections with family, school and community supports, decreased re-offense rates and a reduction of harsher, more punitive treatment of youth of color as compared with their white counterparts. Detention reform also saves scarce public dollars and redirects resources toward more cost-effective home- and community-based alternatives to confinement.

**For more than a decade, the Annie E. Casey Foundation has led the detention reform movement with a data-driven approach to reducing over-reliance on detention known as the Juvenile Detention Alternatives Initiative (JDAI). JDAI has four basic objectives:**

- To eliminate the inappropriate or unnecessary use of secure detention;
- To minimize rearrest and failure-to-appear rates pending adjudication;
- To ensure appropriate conditions of confinement in secure facilities; and
- To redirect public finances to sustain successful reforms.

**More than 70 JDAI sites throughout the United States pursue eight interrelated strategies to accomplish these objectives:**

1. Collaboration
2. Use of accurate and comprehensive data
3. Objective admissions criteria and instruments
4. New or enhanced non-secure alternatives to detention
5. Case processing reforms
6. Special detention cases
7. Reducing racial disparities
8. Improving conditions of confinement

**For more information:**

Coalition for Juvenile Justice: 202-467-0864 and [www.juvjustice.org](http://www.juvjustice.org)

Annie E. Casey Foundation's Juvenile Detention Alternatives Initiative (JDAI):

[www.jdaihelpdesk.org](http://www.jdaihelpdesk.org)

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[www.juvjustice.org](http://www.juvjustice.org)

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<sup>7</sup> Ibid.

<sup>8</sup> Office of Juvenile Justice and Delinquency Prevention, *Juvenile Offenders and Victims: 2006 National Report*, Washington, DC, 2006.