

Statutory Guidelines for Youth Parole Bureau Peace Officers

Division of Child and Family Services (DCFS)
Juvenile Justice Services (JJS)
Statewide Policy

POLICY NUMBER:	DCFS/JJS 600.06
EFFECTIVE DATE:	January 15, 2024
APPROVED BY:	Sharon Anderson, Deputy Administrator – DCFS 
DATE:	12/26/2023
SUPERSEDES:	New Policy
REFERENCES:	NRS 62D.030 , NRS 169.125 , NRS 171.104 , NRS 171.123 , NRS 289.180 , NRS 289.470 ; United States Code; Documentation Standards (DCFS/JJS 100.13); Performance-based Standards (PbS) (DCFS/JJS 100.14); Safety – Use of Force (DCFS/JJS 600.03)
ATTACHMENTS:	None

I. SUMMARY

Youth Parole Bureau (YPB) peace officers in the Division of Child and Family Services (DCFS) shall promote and ensure a safe and transparent atmosphere in the course of their duties.

II. PURPOSE

To provide statutory guidelines for YPB peace officers for when they are on duty.

III. DEFINITIONS

As used in this document, the following definitions shall apply:

- A. **Arrest and Control:** Pursuant to [NRS 171.104](#), an arrest is the taking of a person into custody in a case and in a manner authorized by law. An arrest may be made by a YPB peace officer.
- B. **Copyrighted Work:** Any work protected under Title 17 of the United States Code. It is a type of intellectual property and protects the original works of authorship and other artistic works.
- C. **Custodial Interrogation:** Any interrogation of a person who is required to be advised of their rights pursuant to *Miranda v. Arizona*, 384 U.S. 436 (1996).
- D. **Medical Restricted Status:** A limited physical activity restriction designated by a licensed medical professional due to a medical condition which would create a risk to the youth's safety

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or health by performing in moderate to vigorous activity.

1. Juvenile Right to an Attorney: Juveniles must be informed of their rights to an attorney pursuant to [NRS 62D.030](#).
- E. Peace Officer: A peace officer is defined in [NRS 169.125](#). Additional definitions include: an employee of DCFS pursuant to [NRS 289.180](#) (Chief and parole officers of Youth Parole Bureau (YPB)), and [NRS 289.470](#) (Category II peace officer defined, as applicable). For the purposes of this policy, the Nevada Youth Parole Bureau Chief, Unit Managers, and Youth Parole Counselors are the identified peace officers for DCFS, referred to as YPB peace officers.

IV. ARREST AND CONTROL

- A. Pursuant to [NRS 171.104](#), a YPB peace officer may make an arrest in the community. Generally, this right and responsibility shall only be used for youth on community supervision, also referred to as supervised release.
- B. An arrest may be made by a YPB peace officer in accordance with [NRS 171.123](#) if:
 1. There is reasonable indication the person has committed, is committing, or is about to commit a crime or civil infraction.
 2. There is reasonable indication the person has violated or is violating the conditions of the person's parole or probation.
 3. Suspicious circumstances surround a person's presence abroad and the person's identity needs to be ascertained.
- C. YPB peace officers shall ensure the safety and security of the youth, staff, and any bystanders during an arrest pursuant to Safety – Use of Force, DCFS/JJS 600.03.
- D. An individual is considered in custody when they are under arrest.
 1. In custody status remains until individual is placed in a secure holding facility or released.
- E. Transportation of an individual in custody shall be done only in a state issued vehicle.
- F. YPB peace officers may transport a youth in custody to the nearest, most appropriate juvenile detention facility for booking.
- G. If a youth is arrested for a new crime, not a violation of parole, and they are at least 18 years of age, they may be transferred to the adult system.
- H. A person must not be detained longer than is reasonably necessary, and in no event longer than 60 minutes, without an official arrest.
- I. YPB peace officers shall be trained in arrest and control through a Police Officer Standards and Training (P.O.S.T.) Academy upon hire and receive annual refresher training.

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V. CUSTODIAL INTERROGATIONS

- A. A custodial interrogation of a youth under the age of majority may be conducted by a YPB peace officer or other authorized persons once a youth is taken into custody. During a custodial interrogation, a YPB peace officer or other authorized person shall not:
 - 1. Knowingly make a materially false statement about evidence which is reasonably likely to elicit an incriminating response from the child; or
 - 2. Make any expressed or implied promise to the child of leniency or advantage for the child that the YPB peace officer or other person conducting the investigation lacks the authority to make, including, without limitation, any promise about the filing of charges or prosecution of the child.
- B. All youths have a right to an attorney pursuant to [NRS 62D.030](#), prior to a custodial interrogation.
- C. Letter A of this Section does not apply to a custodial interrogation of a child if:
 - 1. The YPB peace officer or other person conducting the interrogation reasonably believes the information sought is necessary to protect life or property from an imminent threat; and
 - 2. The questions asked by the YPB peace officer or other person are limited to those reasonably necessary to obtain information related to an imminent threat.

VI. COPYRIGHTED WORK

- A. The YPB shall prohibit a YPB peace officer from performing, or causing the performance of, a copyrighted work for the purpose of preventing or interfering with the dissemination or sharing of a recording of the YPB peace officer performing their official duties, including, without limitation, the dissemination or sharing of a recording through the Internet.
- B. The YPB shall authorize a YPB peace officer to perform, or cause the performance of, a copyrighted work while:
 - 1. Engaged in an undercover investigation;
 - 2. The YPB peace officer is not publicly performing official duties; or
 - 3. As necessary to ensure the safety of the YPB peace officer at the time the copyrighted work is performed.
- C. No retaliatory or punitive action may be taken against a YPB peace officer who discloses information concerning the performance of a copyrighted work in violation of this policy.

VII. STANDARD OPERATING PROCEDURES

- A. No standard operating procedure is required for this policy.
- B. This policy shall be reviewed every two years or sooner if deemed necessary.