

**TERMS AND CONDITIONS OF PROBATION - JUVENILE
(INDOCTRINATION)**

- AUTHORITY:** Sections 654, 725, 727, 730, 731, 775, 776, and 778 Welfare and Institutions Code
Juvenile Court Rules
- RESCINDS:** Procedure Manual Item 2-6-001, dated 07/07/16
- FORMS:**
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| Terms and Conditions of Probation-Juvenile | (F057-5030) |
| Gang Terms and Conditions of Probation-Juvenile | (F057-5083) |
| Court Disposition Sheet | (F057-4158) |
| Petition for Modification | (F057-5120AF) |
| Sex Offender Additional Terms and Conditions of Probation | (CR029) |
| Computer and Electronic Storage Device Use and Agreement for Juvenile Sex Offender Cases | (CR030) |
- PURPOSE:** To outline the philosophy and use of the Standard Terms and Conditions of Probation, as well as Gang Terms and Conditions of Probation

I. GENERAL INFORMATION

- A. The terms and conditions of probation are an integral part of the Juvenile Court Order and serve as verification of a **youth's** understanding of, and agreement to adhere to all terms and conditions of probation/court orders.
- B. There is an expectation that all youth supervised by the Department comply with their terms and conditions of probation. This includes, not only **602 WIC** cases (wards), but also **725(a) WIC** (non-ward supervision), **654 WIC** (informal supervision), and **790 WIC** Deferred Entry of Judgment (DEJ) cases.
- C. If a **youth** is not placed under Gang Terms and Conditions by the Court, the assigned Deputy Probation Officer has some discretion in modifying certain Standard Terms and Conditions of Probation (items 1, 4, 8, and 9) to fit the individual needs of each case. The Deputy Probation Officer may not normally modify orders imposed directly upon the **youth** by the Juvenile Court. Orders of the Juvenile Court may only be modified through use of the Petition for Modification, which is routed to the Court for consideration and approval. Items 11-20 on the Standard Terms and Conditions form may only be utilized when specifically ordered by the Court.
- D. The parent and **youth's** green colored copy of the Court Officer's Disposition Sheet contains the Standard Terms and Conditions of Probation on the reverse side. The Court Officer delivers this to them immediately after the hearing.

II. PROCEDURE

- A. After placement under the jurisdiction of the Probation Department, each **youth** is required to complete an indoctrination interview with his or her assigned Deputy Probation Officer.
1. This interview should be accomplished at the Probation Department office as soon as possible after receipt of the case, in keeping with the performance standards established for the particular function or unit to which the Deputy is assigned.
 2. Both parents should be present, if possible, and at that time the Deputy Probation Officer should begin developing a probation supervision and **case plan**.
- B. As a part of the indoctrination, the **youth** and parents shall be furnished with copies of the Terms and Conditions of Probation, with the signed original being retained for filing in the case file. When indoctrinating a **youth** to Gang Terms and Conditions, the **youth** and parents are given the canary colored copy, with the pink copy being retained for the case file. When indoctrinating a minor to Sex Offender additional terms and/or Computer and Electronic Storage Device Use Agreement for Juvenile Sex Offender Cases, the minor and parents are provided a photocopy of the signed terms and conditions and a copy is placed in the **youths** file.

It is necessary to include in the Standard Terms and Conditions, the specific orders of the Court (items 11-20). If a **youth** is placed under Gang Terms and Conditions or Sex Offender Terms and Conditions, item 24 will be utilized for specific court orders.

- C. The assigned Deputy Probation Officer should be aware that this initial indoctrination interview with the **youth** and the parents is one that may have continuing impact upon the supervision program. This interview should be approached with planning and purpose and is an opportunity to build rapport and begin to form an alliance. Research has shown that confrontational relationships are less effective than supportive ones.
- D. During the supervision period, it may be necessary to modify, delete, or add conditions, via a Petition for Modification. The **youth** should be re-indoctrinated following any modifications to the terms and conditions of probation and any time a case is transferred from one officer to another.

An explanation of any change in previous court orders or additional orders made by the court following approval of a Petition for Modification, should be entered into the **youth's** case history record by the unit clerk, via the Electronic Contact Reporting (ECR) process.

REFERENCES:

Procedures:	2-4-001	Non-Custody Intake*
	2-4-101	Custody Intake Referrals*
	2-6-002	Juvenile Risk/Needs Assessment and Reassessment Packet

2-6-104 Petition to Change, Modify or Set Aside Order or Terminate
Jurisdiction of the Court

(*For information regarding informal probation agreements under 654 WIC)

S. Mathieson

APPROVED BY: