



CRYSTAL POLICE DEPARTMENT

TITLE: HANDLING OF INTOXICATED JUVENILES

APPROVED:

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DATE:

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PURPOSE

To formulate department policy and prescribe specific procedures regarding intoxicated juveniles other than DWI cases.

POLICY

Minnesota Statutes are clear on the following points:

- 1) Drunkenness is not a crime.
- 2) An intoxicated juvenile may be arrested for offenses other than drunkenness.
- 3) A peace officer may take an intoxicated juvenile into custody for transport to a detoxification facility if he has reason to believe that juvenile is chemically dependent or is intoxicated in public.
- 4) A peace officer may take a juvenile into custody for transport to his home if the officer has reason to believe the juvenile is chemically dependent and not endangering himself or other person or property, or is intoxicated in public. A parent, guardian, custodian or other suitable person must be present and willing to accept the juvenile.
- 5) A peace officer may take a juvenile, intoxicated in public, into custody solely as a result of that juvenile's state of intoxication.

The procedures for handling intoxicated juveniles shall be as follows:

- Police Officers coming into contact with juveniles intoxicated in public, may at the Police Officer's discretion:
 - a) take the party to detox;
 - b) take the juvenile home if the Police Officer has no reason to believe the juvenile is a danger to himself or other persons or

- property. A parent, guardian, custodian or other suitable person must be present and willing to accept the juvenile.
- c) issue a citation for Under 21 Alcohol Consumption.

Officers should check with the Shift Commander in questionable cases.

Parents or guardians will be notified by the police officer of their child's consumption of alcohol at the time the police officer takes action. If a parent or guardian cannot be contacted, this will be noted in the police officer's report so an appropriate follow-up may take place.