SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
TEMPORARY CUSTODY DIRECTIVE

NAME: _____

ADDRESS: _____

MOTHER: _____ FATHER: _____

Other custodian or guardian information: _____

AGE: _____ DOB: _____ SEX: ☐ Male ☐ Female RACE: ☐ White ☐ Indian ☐ Other

DATE: _____ TIME: _____ COUNTY: _____

CALLER: _____ AGENCY: _____ TITLE: _____ PHONE: _____

Mother Available: ☐ Yes ☐ No Suitable: ☐ Yes ☐ No

Father Available: ☐ Yes ☐ No Suitable: ☐ Yes ☐ No

ALLEGATION(S): _____

CONSIDERATIONS (check as appropriate):
Apparent, alleged or adjudicated

ABUSED OR NEGLECTED CHILD

☐ Child is abandoned or is seriously endangered by the child's environment, and/or there exists imminent danger to the child's life or safety. Immediate removal of the child from the child's parents, guardian, or custodian appears to be necessary for the child's protection. Continuation in the home would be contrary to the child's welfare

CHILD IN NEED OF SUPERVISION – CHINS

☐ The child has failed to comply with court services or a court-ordered Department of Corrections program;

☐ The child is being held for another jurisdiction as a parole or probation violator, as violator, as a runaway or as a person under court-ordered detention;

☐ The child has a demonstrated propensity to run away from the child's home, from court-ordered placement outside the child's home or from agencies charged with providing temporary care for the child;

☐ The child is under court-ordered home detention in this jurisdiction;

☐ There are specific, articulated circumstances which justify the detention for the protection of the child from potentially immediate harm to the child or others; or

☐ The child is accused of or has been found in violation of a valid court order.

DELINQUENT CHILD

☐ The child has failed to comply with court services or a court-ordered Department of Corrections program;

☐ The child is a fugitive from another jurisdiction;

☐ The child is charged with sexual contact (22-22-7), a crime of violence (22-1-2(9)) or a serious property crime (felony); or

☐ The child is already held in detention or on conditional release in connection with another juvenile delinquency proceeding.

The child has a demonstrable recent record of:

☐ Willful failures to appear for juvenile court;

☐ Violent conduct;

☐ Adjudications for serious property offenses; or

☐ The child is under the influence and detention is the least restrictive alternative in view of the gravity of the alleged offense and is necessary for the physical safety of the child, public or others.

DECISION
(Least restrictive alternative)

☐ Released to:
☐ Parent:
☐ Other:
☐ Restrictions:

_____

_____

☐ Bond: $ _____

☐ Dept. of Social Services Custody (A&N only)

☐ Foster Care at: _____

_____

☐ Shelter at: _____

_____

_____

(Abused or neglected children may not be detained or jailed.)

(CHINS may NOT be held more than 24 hours in secure detention but may be placed in shelter longer than 24 hours. CHINS who have violated a valid court order may be held longer if a temporary custody hearing is held by a circuit judge within 24 hours.)

☐ Detained at: _____

_____

_____

(Jail may ONLY be used for children who have been transferred to adult court and who are 15, 16 or 17 AND if the offense is sexual contact or a crime of violence.)

Comments: _____

SIGNED: _____

INTAKE OFFICER

Form UJS-481
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