

2014

**Statutory Responses to Domestic
Minor Sex Trafficking Victims**

Arizona



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Identification

Initial Custody

Process Following Initial Custody

Dependent Child

→ Authority for Initial Custody:

Peace officer or child safety worker may take a child into custody to protect him or her from:

- Imminent risk of abuse or neglect
- Serious physical or emotional injury

Placement:

- Return home or place with relative
- Foster care
- Temporary custody, child may not be detained in a police station or lock up

→ Where is child referred after initial custody?

Immediate examination by a doctor or psychologist

When and how does court assume jurisdiction?

Any interested party may file a petition to commence proceedings

Incorrigible Child

→ Authority for Initial Custody:

Law enforcement may take custody if there is:

- A court order or a warrant
- Reasonable grounds to believe the child ran away or is incorrigible

Placement:

- A juvenile detention center
- Child may not be detained in a police station or lock up

→ Where is child referred after initial custody?

To the parent or the juvenile court

When and how does court assume jurisdiction?

Proceedings are commenced when the county attorney files a petition

Delinquent Child

→ Authority for Initial Custody:

Law enforcement may take custody if there is:

- A court order or a warrant
- Reasonable grounds to believe the child committed a delinquent act

Placement:

- A juvenile detention center
- Child may not be detained in a police station or lock up

→ Where is child referred after initial custody?

To the parent or the juvenile court

When and how does court assume jurisdiction?

Proceedings are commenced when the county attorney files a petition

Trafficking Victims in Arizona

Placement Process Pending Adjudication/ Investigation

→ When must placement hearing be held after initial custody?

Not fewer than five days nor more than seven days after the child is taken into custody

What are the placement options?

- Return home or placed with relative
- Placed in the custody of the department
- Child may not be detained in a police station or lock up

Adjudication or Referral to Alternate Process

→ Adjudication:

The adjudication hearing shall be completed within 90 days after service of the petition

Or Alternate Process

Before a contested dependency case proceeds to adjudication, the court shall hold a settlement conference or pretrial conference or shall order mediation

Placement Following Adjudication

→ Dispositional Outcomes

- Return home, with court supervision
- Placement with a family member or other suitable person
- Placement in an institution or with a public or private agency

→ Dispositional Outcomes

Not specified

→ When must placement hearing be held after initial custody?

Within 48 hours

What are the placement options?

- Continued detention
- Return home

→ Adjudication:

Must occur within 45 days if the child is detained, or within 60 days if not detained

Or Alternate Process

The county attorney may divert the child to either:

- A community based alternative program, or
- A diversion program administered by the juvenile court

→ Dispositional Outcomes

- Placement with parent, relative, or other person with probation supervision
- Placement with a private agency or institution

→ Dispositional Outcomes

- The child enters a contract for reasonable consequences
- The county attorney shall not file a petition if child completes program

→ When must placement hearing be held after initial custody?

Within 48 hours

What are the placement options?

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- Return home

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Must occur within 45 days if the child is detained, or within 60 days if not detained

Or Alternate Process

The county attorney may divert the child to either:

- A community based alternative program, or
- A diversion program administered by the juvenile court

→ Dispositional Outcomes

- Placement
- With a parent, relative, or other person with probation supervision
 - With a private agency or institution
 - In a juvenile detention facility

→ Dispositional Outcomes

- The child enters a contract for reasonable consequences
- The county attorney shall not file a petition if child completes program