

2014

Statutory Responses to Domestic Minor Sex Trafficking Victims

Missouri



The information and links provided in this document are solely for educational and informational purposes, and do not constitute legal advice. Shared Hope International grants permission for copies of the information in this document to be made, in whole or in part, by not-for-profit organizations and individuals, provided that the use is for educational, informational, noncommercial purposes only, and provided that each copy includes this statement in its entirety and the legend, "Reprinted by permission of Shared Hope International."

Identification

Initial Custody

Process Following Initial Custody

Abused-Neglected Child

Authority for Initial Custody:

Temporary custody may be taken by law enforcement or a physician if the child is in imminent danger of harm because of abuse or neglect

Placement:

- Release to parent/guardian
- Shelter care
- Other suitable custody

Where is child referred after initial custody?

The parents/guardian of the child must be notified, and the child may be referred to the Division for investigation of abuse allegations

When and how does court assume jurisdiction?

When the court receives a report alleging abuse, they will investigate and may order the filing of a petition

Child in Need of Care and Treatment

Authority for Initial Custody:

Law enforcement may take a child into custody when the child's behavior, associations, or environment are injurious to the child's welfare, or the welfare of others

Placement:

- Release to parent/guardian
- Placement in shelter care
- Placement in detention facility
- Placement in other suitable custody

Where is child referred after initial custody?

The juvenile officer of the court will make a risks and needs assessment of the child, and report the assessment to the court

When and how does court assume jurisdiction?

Jurisdiction of the court attaches when a child is taken into custody

Child Identified as Delinquent

Authority for Initial Custody:

Law enforcement may take a child into custody for violating any law or ordinance

Placement:

- Release to parent/guardian
- Placement in detention facility, including shelter care or juvenile detention facility
- Placement in other suitable custody

Where is child referred after initial custody?

The juvenile officer of the court will make a risks and needs assessment of the child, and report the assessment to the court

When and how does court assume jurisdiction?

Jurisdiction of the court attaches when a child is taken into custody

Trafficking Victims in Missouri

Placement Process Pending Adjudication/ Investigation

→ When must placement hearing be held after initial custody?

A protective custody hearing must be held within 3 days of a request for a hearing

What are the placement options?

- Release to parent/guardian
- Placement with grandparents or other relatives
- Foster care
- Shelter care

Adjudication or Referral to Alternate Process

→ Adjudication:

Adjudication hearing will occur no later than 60 days after the child is taken into custody

Or Alternate Process

A child may be identified as a victim of human trafficking, in which case law enforcement must notify the department of social services, which will determine whether the child is eligible for trafficking-specific programs and services

Placement Following Adjudication

→ Dispositional Outcomes

- Release to the parent/guardian, relative, or other suitable person with supervision
- Placement in a family home
- Commitment to child services

→ Dispositional Outcomes

A child identified as a victim of human trafficking may be provided with a wide variety of services, including counseling and training

→ When must placement hearing be held after initial custody?

A detention hearing must be held within 3 days

What are the placement options?

- Release to parent/guardian
- Placement in juvenile detention facility
- Placement in shelter care facility
- Other suitable custody, as ordered by court

→ Adjudication:

The court will determine whether the child is in need of care and treatment as alleged

Or Alternate Process

- A child may be identified as a victim of human trafficking, in which case law enforcement must notify the department of social services, which will determine if child is eligible for trafficking-specific programs
-A child may also be offered an informal adjustment

→ Dispositional Outcomes

- Release to parent/guardian
- Placement with relative, other suitable adult
- Commitment of child to public agency
- Placement of child in a family home

→ Dispositional Outcomes

A child identified as a victim of human trafficking, or offered an informal adjustment may avoid adjudication and be provided with a wide variety of services

→ When must placement hearing be held after initial custody?

A hearing must be held within 3 days of initial custody

What are the placement options?

- Release to parent/guardian
- Placement or continued placement in a detention facility
- Placement or continued placement in shelter care facility
- Other suitable custody, as ordered by court

→ Adjudication:

The court will determine whether the child is delinquent as alleged

Or Alternate Process

- A child may be identified as a victim of human trafficking, in which case law enforcement must notify the department of social services, which will determine if child is eligible for trafficking-specific programs
- A child may also be offered an informal adjustment

→ Dispositional Outcomes

- Release to parent/guardian
- Placement with relative, other suitable adult
- Commitment to public agency
- Placement of child in detention

→ Dispositional Outcomes

A child identified as a victim of human trafficking, or offered an informal adjustment may avoid adjudication and be provided with a variety of services