

*appears to the satisfaction of the court, or other person designated by the court, that public safety and protection reasonably require detention. No child shall ever be confined in jail or other facility for the detention of adults, unless in a room or ward entirely separated from adults. After January 1, 1972, no child shall ever be detained in a jail or other facility for the detention of adults or in a facility to which delinquents have been committed.*

*(b) The official in charge of a jail or other facility for the detention of adult offenders or persons charged with crime shall inform the court immediately when a child, who is or appears to be under the age of 18 years, is received at the facility, and shall deliver him to the court upon request or transfer him to the detention facility designated by the court.*

*(c) When a case is transferred to another court for criminal prosecution, the child shall promptly be transferred to the appropriate officer or detention facility in accordance with the law governing the detention of such person charged with crime.*

*(d) A child alleged to be in need of supervision shall not be detained in a jail or other facility intended or used for the detention of adults charged with criminal offense or for children adjudicated or alleged to be delinquent unless (1) adequate facilities have not been established, and (2) it appears to the satisfaction of the court or other person designated by the court that public safety and protection reasonably require such detention. No child shall ever be confined in a jail or other facility for the detention of adults, unless in a room or ward entirely separated from adults. After January 1, 1972, no child alleged to be in need of supervision shall ever be detained in a jail or other facility for the detention of adults or in a facility to which children alleged or adjudicated delinquent have been detained or committed.*

*(e) A child alleged to be neglected or dependent shall never be placed in detention, but only in shelter care facilities maintained by the Department of Social Services or any agency licensed by the Department of Social Services, or in such private home or shelter facility as approved by the court.*

*(f) A child alleged to be mentally handicapped shall never be placed in detention, but only in shelter care or institutional treatment facilities maintained by the Department of Mental Hygiene or any agency licensed by the Department of Mental Hygiene.*

*(g) In the event any of the provisions of this section should be inconsistent with any of the provisions of Section 82 of this Article, then provisions of this section shall be controlling.*

**SEC. 4.** *And be it further enacted, That this Act shall take effect on the first Monday in July, 1971.*

Approved May 28, 1971.