

Defined terms: "Court" § 9-303

"Residence" § 9-303

"State" § 9-303

9-305. AMENDMENTS TO COMPACT.

(A) INTERSTATE RENDITION OF JUVENILES ALLEGED TO BE DELINQUENT.

(I) THIS AMENDMENT SHALL PROVIDE ADDITIONAL REMEDIES, AND SHALL BE BINDING ONLY AS AMONG AND BETWEEN THOSE PARTY STATES WHICH SPECIFICALLY EXECUTE THE SAME.

(II) ALL PROVISIONS AND PROCEDURES OF ARTICLES V AND VI OF THE INTERSTATE COMPACT ON JUVENILES SHALL BE CONSTRUED TO APPLY TO ANY JUVENILE CHARGED WITH BEING A DELINQUENT BY REASON OF A VIOLATION OF ANY CRIMINAL LAW. ANY JUVENILE CHARGED WITH BEING A DELINQUENT BY REASON OF VIOLATING ANY CRIMINAL LAW, SHALL BE RETURNED TO THE REQUESTING STATE UPON A REQUISITION TO THE STATE WHERE THE JUVENILE MAY BE FOUND. A PETITION IN SUCH CASE SHALL BE FILED IN A COURT OF COMPETENT JURISDICTION IN THE REQUESTING STATE WHERE THE VIOLATION OF CRIMINAL LAW IS ALLEGED TO HAVE BEEN COMMITTED. THE PETITION MAY BE FILED REGARDLESS OF WHETHER THE JUVENILE HAS LEFT THE STATE BEFORE OR AFTER THE FILING OF THE PETITION. THE REQUISITION DESCRIBED IN ARTICLE V OF THE COMPACT SHALL BE FORWARDED BY THE JUDGE OF THE COURT IN WHICH THE PETITION HAS BEEN FILED.

(B) OUT-OF-STATE CONFINEMENT OF JUVENILES.

(I) WHENEVER THE DULY CONSTITUTED JUDICIAL OR ADMINISTRATIVE AUTHORITIES IN A SENDING STATE SHALL DETERMINE THAT CONFINEMENT OF A PROBATIONER OR RECONFINEMENT OF A PAROLEE IS NECESSARY OR DESIRABLE, SAID OFFICIALS MAY DIRECT THAT THE CONFINEMENT OR RECONFINEMENT BE IN AN APPROPRIATE INSTITUTION FOR DELINQUENT JUVENILES WITHIN THE TERRITORY OF THE RECEIVING STATE, SUCH RECEIVING STATE TO ACT IN THAT REGARD SOLELY AS AGENT FOR THE SENDING STATE.

(II) ESCAPEES AND ABSCONDBERS WHO WOULD OTHERWISE BE RETURNED PURSUANT TO ARTICLE V OF THE COMPACT MAY BE CONFINED OR RECONFINED IN THE RECEIVING STATE PURSUANT TO THIS AMENDMENT. IN ANY SUCH CASE THE INFORMATION AND ALLEGATIONS REQUIRED TO BE MADE AND FURNISHED IN A REQUISITION PURSUANT TO SUCH ARTICLE SHALL BE MADE AND FURNISHED, BUT IN PLACE OF THE DEMAND PURSUANT TO ARTICLE V, THE SENDING STATE SHALL REQUEST CONFINEMENT OR RECONFINEMENT IN THE RECEIVING STATE. WHENEVER APPLICABLE, DETENTION ORDERS AS PROVIDED IN ARTICLE V MAY BE EMPLOYED PURSUANT TO THIS PARAGRAPH PRELIMINARY TO DISPOSITION OF THE ESCAPEE OR ABSCONDBER.

(III) THE CONFINEMENT OR RECONFINEMENT OF A PAROLEE, PROBATIONER, ESCAPEE, OR ABSCONDBER PURSUANT TO THIS AMENDMENT SHALL REQUIRE THE CONCURRENCE OF THE APPROPRIATE JUDICIAL OR ADMINISTRATIVE AUTHORITIES OF THE RECEIVING STATE.