

TITLE 6: CRIMES AND CRIMINAL PROCEDURE
DIVISION 5: JUVENILE JUSTICE

§ 5154. Release from Custody of DYS.

(a) DYS may recommend that the juvenile court order the early release of a juvenile who has been committed to the detention facility.

(b) Juvenile offenders may be released to their own home, to a residential community based program, to a nonresidential community based treatment program, to an approved independent living setting, or to other appropriate residences, but shall remain on probation until the probation is terminated by the court. Following the release of a juvenile offender the court shall conduct a hearing to determine the appropriate conditions of probation.

(c) Juvenile probation officers shall enforce probation conditions and supervise juvenile offenders while on probation. As authorized by court order, probation officers may establish additional reasonable conditions of probation with which the juvenile offender must comply. The juvenile may move for a hearing before the court to contest any conditions imposed by the probation officer. If the probation officer establishes additional conditions of probation, the probation officer shall advise the juvenile at the time such additional conditions are imposed of the juvenile's right to move the court for a hearing to contest those conditions.

(d) When DYS recommends the release of a juvenile offender committed to DYS for confinement, DYS shall notify:

- (1) The Office of the Attorney General;
- (2) The juvenile court;
- (3) The parents or guardian of the juvenile; and
- (4) The victim(s) of the juvenile offender's unlawful conduct.

Source: PL 16-47, § 28.

Commission Comment: For information regarding the transfer of the Juvenile Detention Unit from DYS to the Department of Corrections and the responsibilities of DYS, see Commission Comment to 6 CMC §§ 5111-12.