

Community Supervision Standards Kansas Department of Corrections- Division of Juvenile Services State of Kansas	CHAPTER: SUPERVISION	STANDARD NO. CSS-04-110
	SUBJECT: ABSCONDERS	PAGE: 1 of 2
REFERENCES: K.S.A. 38-2330, K.S.A. 38-2342, K.S.A. 38-2368, K.S.A. 38-2392	DATE ADOPTED: 7-1-2006 DATE AMENDED: 2-16-2023 DATE REVIEWED: 2-16-2023	

STANDARD: Written policy, procedure and practice shall require the Community Supervision Agency upon notification/determination that a juvenile has absconded from supervision to make reasonable efforts to locate the youth. Reasonable efforts shall include, at a minimum, checking the youth's: residence; family/guardian's residence; friend's residence; place of employment; school; Department for Children and Families (DCF)/child placing agency worker for crossover youth; any other known location that the youth may frequent. For youth in out of home placement, these efforts may be completed by the placement staff and/or supervision officer. All efforts shall be documented in the Kansas Department of Corrections (KDOC) case management system as the relevant chrono type and sub-type.

Absconding shall not be considered a technical violation of supervision or be considered a violation for the response grid. A third or subsequent violation is not required for absconding and a warrant may be requested when reasonable efforts to locate the youth have been met.

If the Community Supervision Officer's reasonable efforts to locate the youth are unsuccessful, the Officer shall request the Court issue a warrant for the youth. All requests for warrants shall include:

- All documented efforts to locate the youth
- That the juvenile be entered into the National Crime Information Center (NCIC)

For crossover and/or dually adjudicated youth the controlling custodial agency, Department for Children and Families (DCF) or Kansas Department of Corrections (KDOC), shall be the responsible agency for entry into NCIC. In circumstances where DCF is the controlling custodial agency, KDOC staff shall ensure the NCIC entry is made.

Notification shall be given to law enforcement, the DCF/child placing agency worker for crossover youth, within twenty-four (24) hours upon a juvenile returning or has been located. Notification should at a minimum be documented in the KDOC case management system chrono, and include the date, time, individual and agency the notification was given to.

NOTE: The standards and procedures set forth herein are intended to establish operational guidelines for community supervision agencies operating through the board of county commissioners and their employees/contractors and the juvenile offenders under supervision. They are not intended to establish state created liberty interests for community supervision agencies, or the board of county commissioners, or their employees/contractors, or juvenile offenders, or an independent duty owed by the Kansas Department of Corrections- Division of Juvenile Services to community supervision agencies operating through the board of county commissioners or their employees/contractors, supervised juvenile offenders or third parties. This standard and procedure is not intended to establish or create new constitutional rights or to enlarge or expand upon existing constitutional rights or duties.

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DISCUSSION: Kansas Statute does not specify how notification should be given to law enforcement, however local practice needs to ensure the Community Supervision Agency can provide documentation that notification was provided.

Crossover youth is defined as any youth aged 10 or older with any level of concurrent involvement with the child welfare system (i.e., out of home placement, an assigned investigation of alleged abuse or neglect with a young person named as the alleged perpetrator, and/or participating in voluntary/preventive services cases that are open for services) system and juvenile justice (i.e., court ordered community supervision, and Immediate Intervention Programs).

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