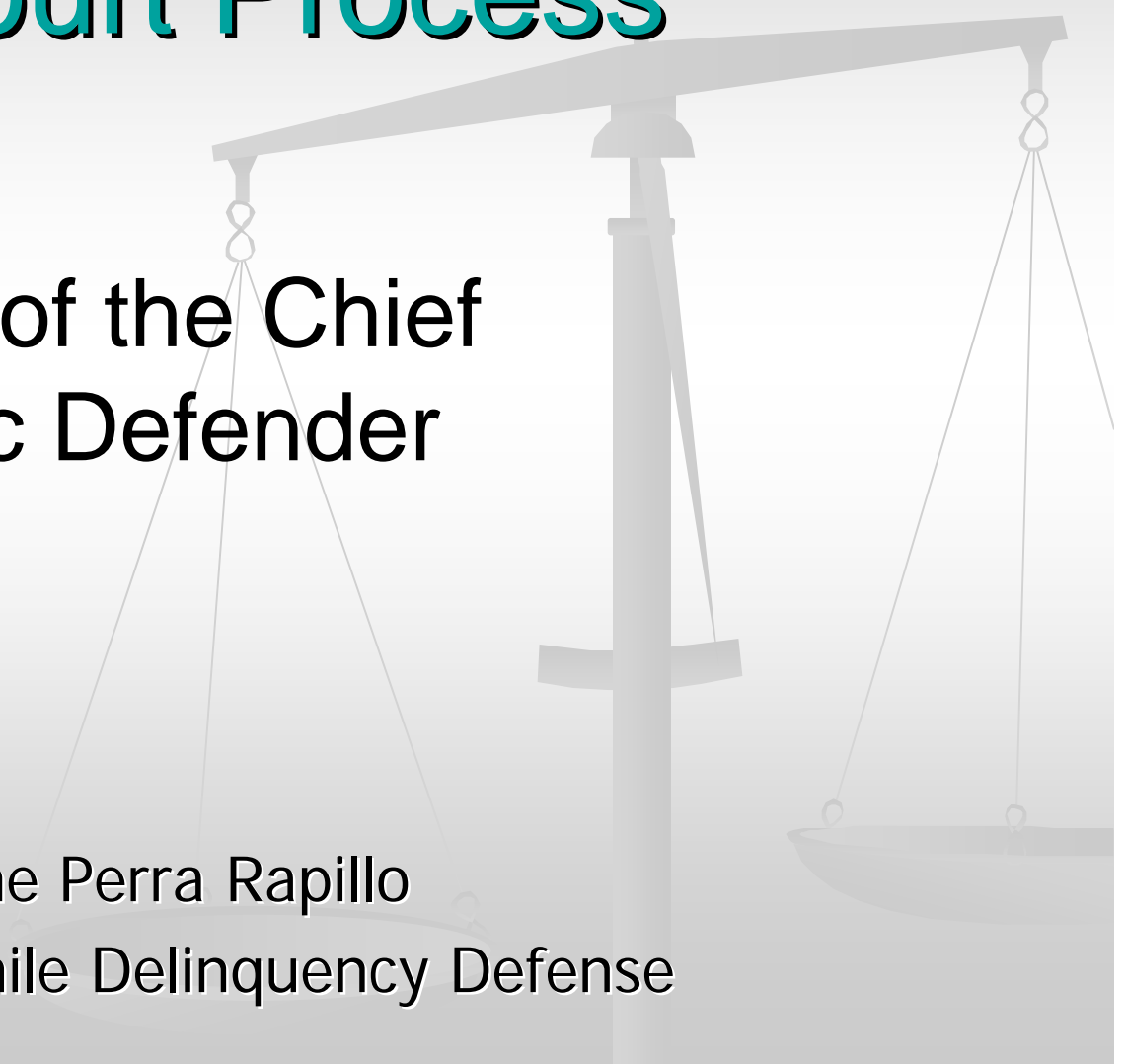


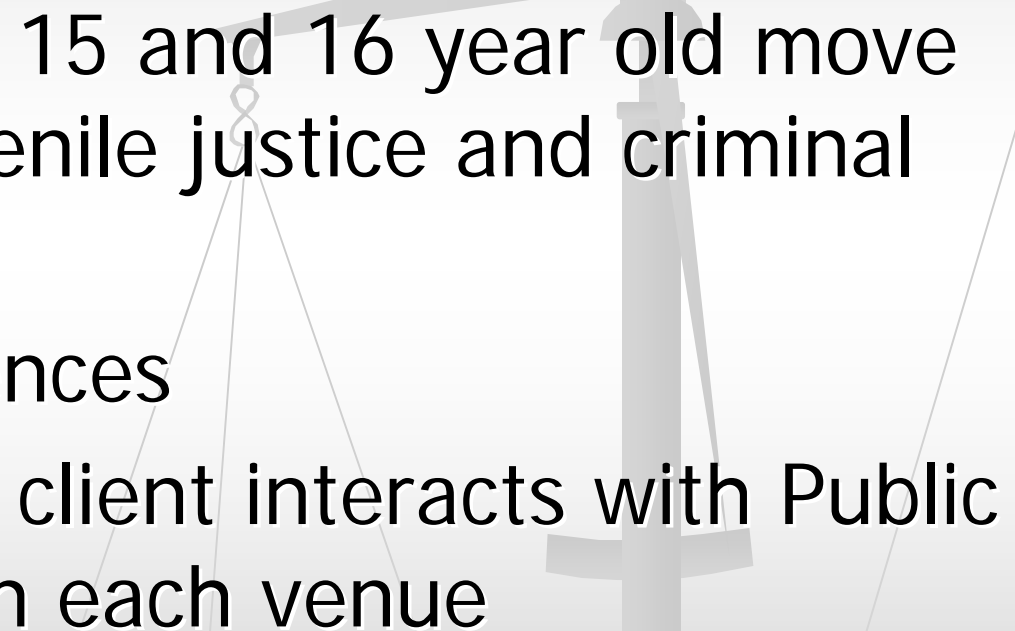
Comparison of Juvenile and Adult Court Process

Office of the Chief
Public Defender

Christine Perra Rapillo
Director of Juvenile Delinquency Defense



Today's Goal

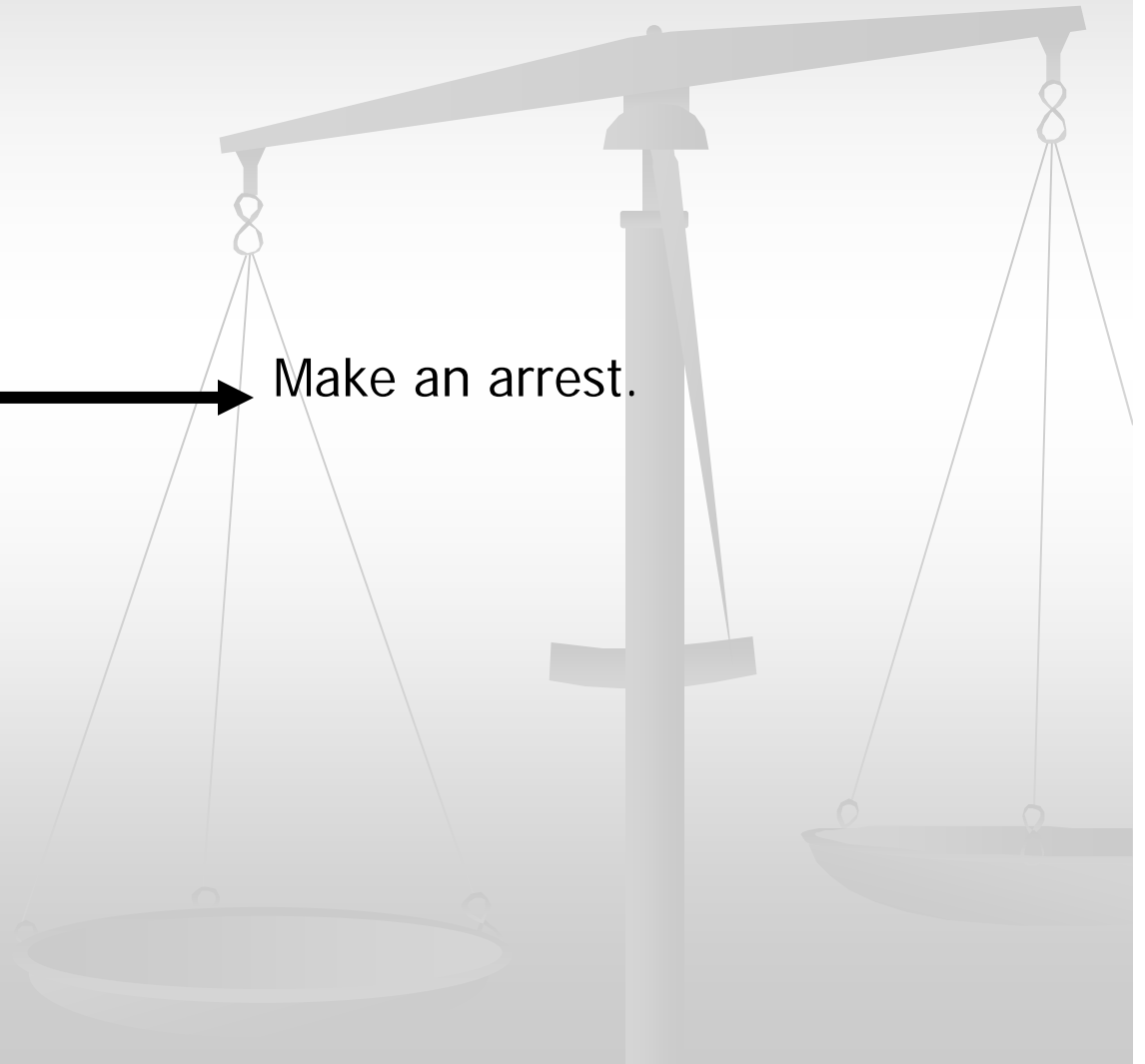
- Compare how a 15 and 16 year old move through the juvenile justice and criminal justice systems
 - Highlight differences
 - Illustrate where client interacts with Public Defender staff in each venue
- 

Possession with Intent to Sell/Assault 2 16 year old

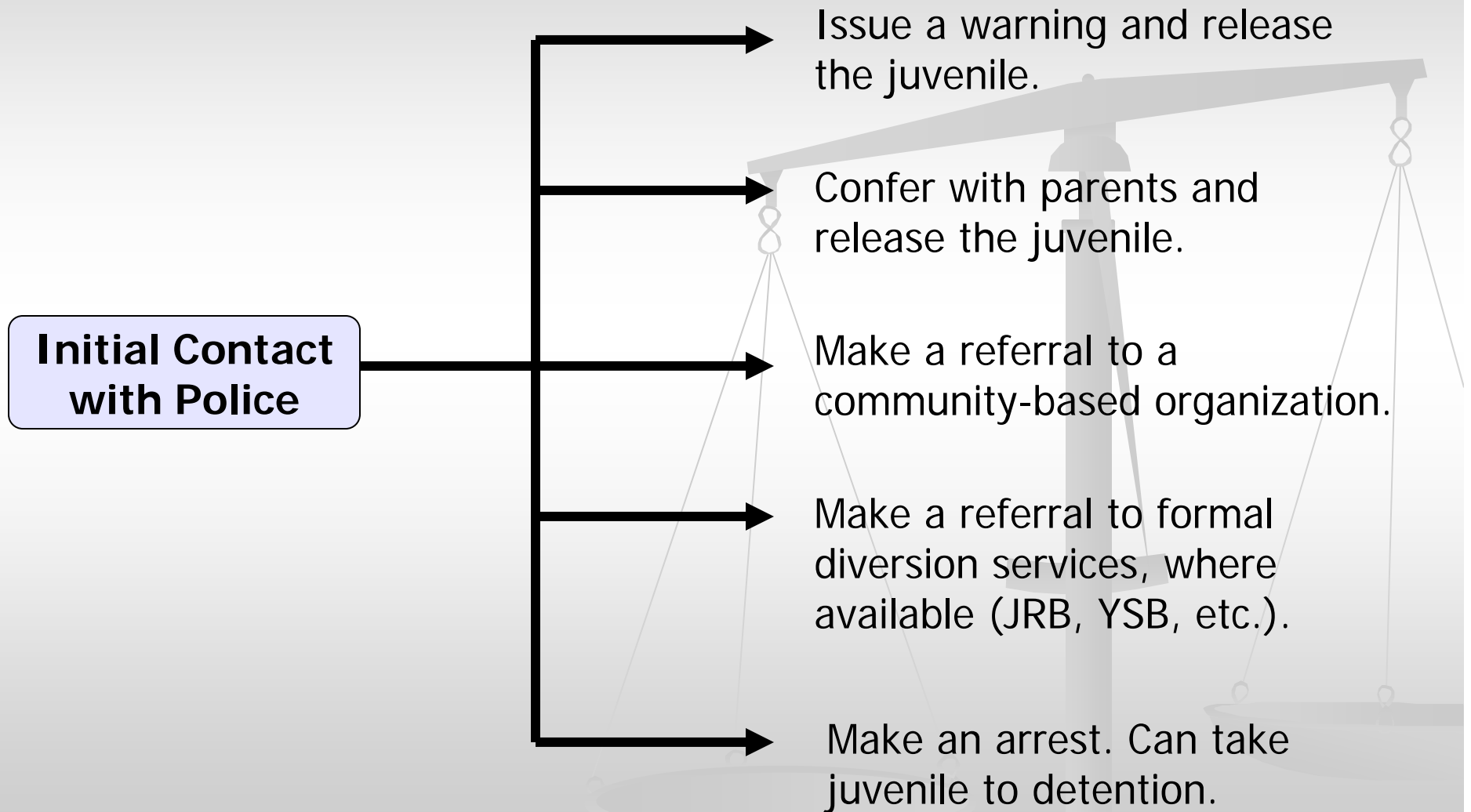
**Initial Contact
with Police**



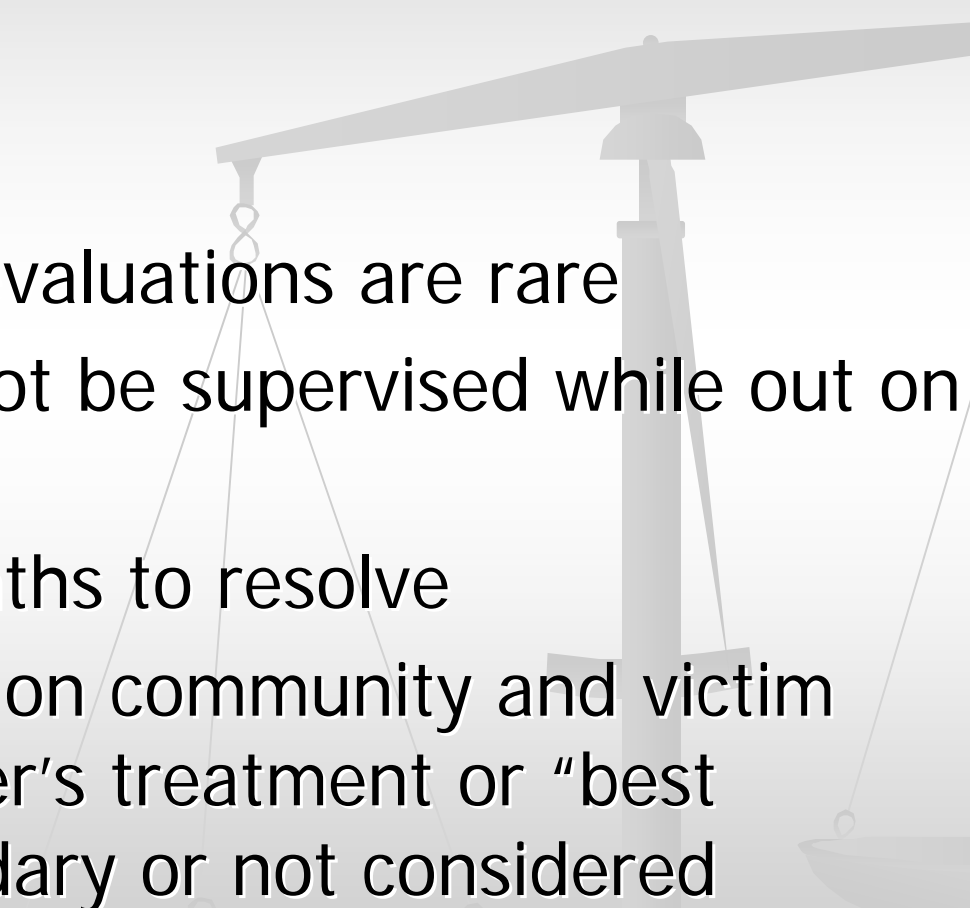
Make an arrest.



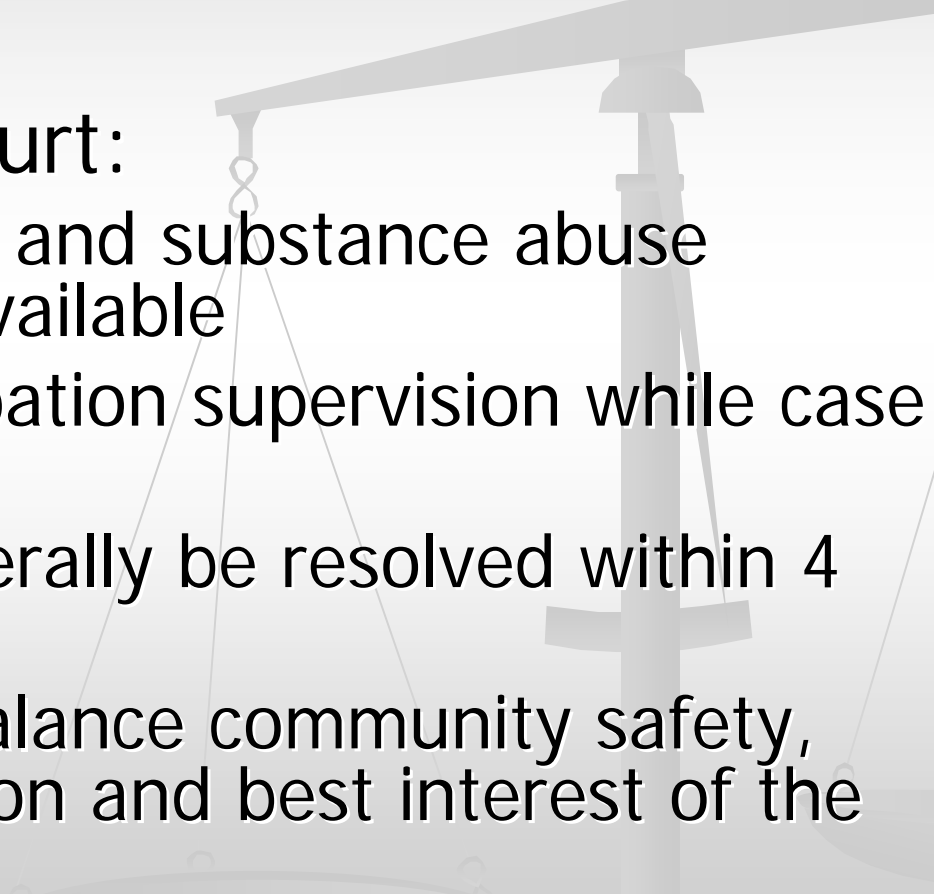
Possession with Intent to Sell/Assault 2 15 year old



Possession with Intent to Sell Assault 2

- 16 year old
 - In Adult Court
 - Court ordered evaluations are rare
 - Will generally not be supervised while out on bond
 - Cases take months to resolve
 - Court's focus is on community and victim safety. Offender's treatment or "best interest" secondary or not considered
- 

Possession with Intent to Sell Assault 2

- 15 year old
 - In Juvenile Court:
 - Mental health and substance abuse evaluations available
 - Probable probation supervision while case is pending
 - Case will generally be resolved within 4 months
 - Court must balance community safety, victim's position and best interest of the accused
- 

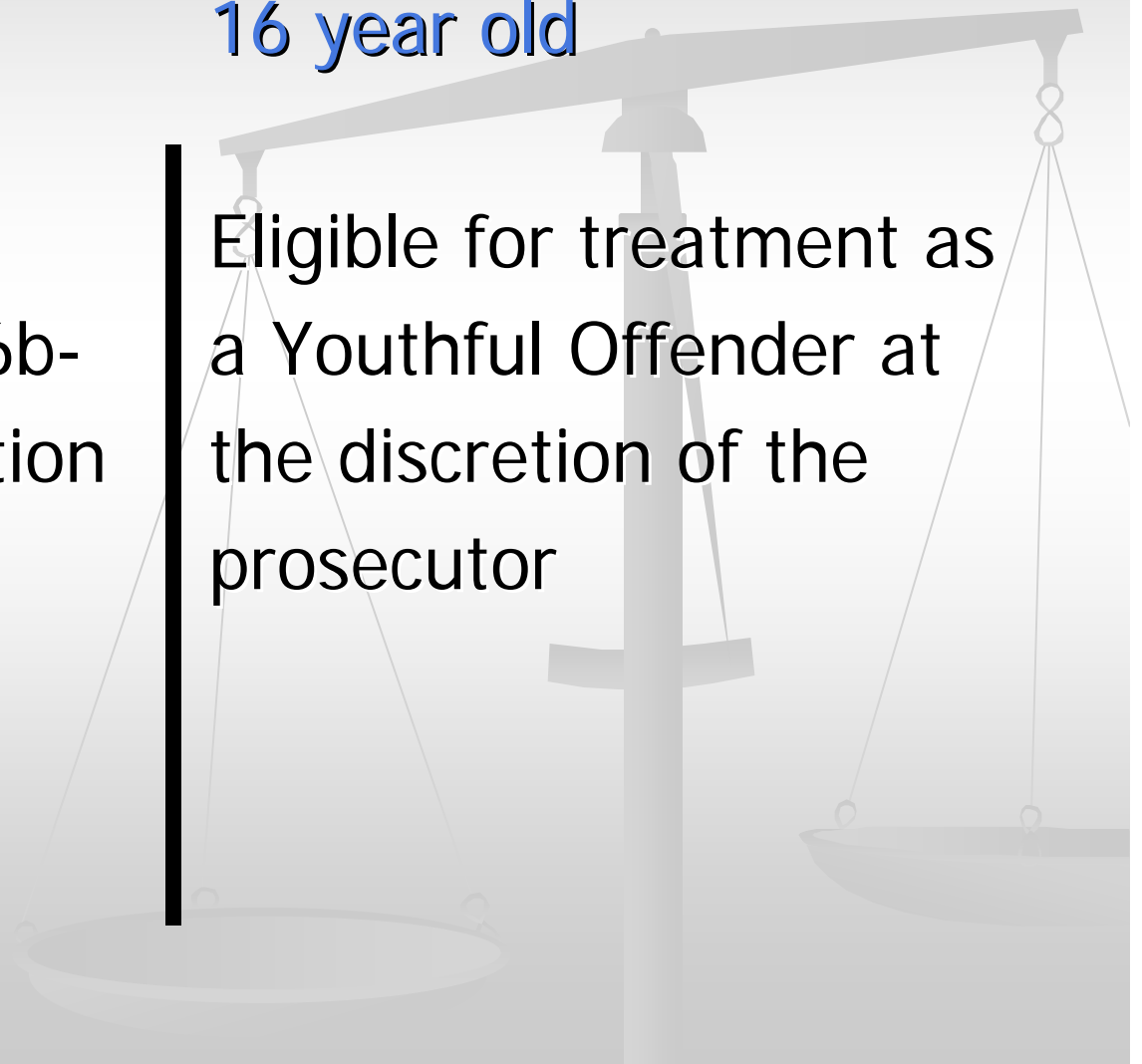
Possession with Intent to Sell/Assault2

- 15 year old

Eligible for transfer under C.G.S. Sec. 46b-127(b) at the discretion of the prosecutor

- 16 year old

Eligible for treatment as a Youthful Offender at the discretion of the prosecutor



Possession with Intent to Sell

15 YEAR OLD

MAXIMUM PENALTY

- SJO OFFENSE
- 4 year commitment to DCF plus 18 month extension=

5 ½ years at CJTS or other residential facility

16 YEAR OLD

MAXIMUM PENALTY

Ranges from **7 years to life in prison** for a repeat, non drug dependent offender.

Fines up to \$250,00

Assault 2

- 15 year old

MAXIMUM PENALTY

SJO OFFENSE- **4 Year**
Commitment to DCF

18 month extension=
5½ years

Placement at CJTS or
other residential facility

- 16 year old

MAXIMUM PENALTY

Class D Felony

5 years in prison

Possession with Intent to Sell/Assault 2 Differences Prior to Arraignment

■ 15 year old

- CAN BE DETAINED WITHOUT A COURT ORDER
- HELD WITHOUT BOND UNTIL NEXT BUSINESS DAY
- MUST WAIT FOR ARRAIGNMENT IN HOME VENUE COURT IF NOT FROM JURISDICTION OF A JDC

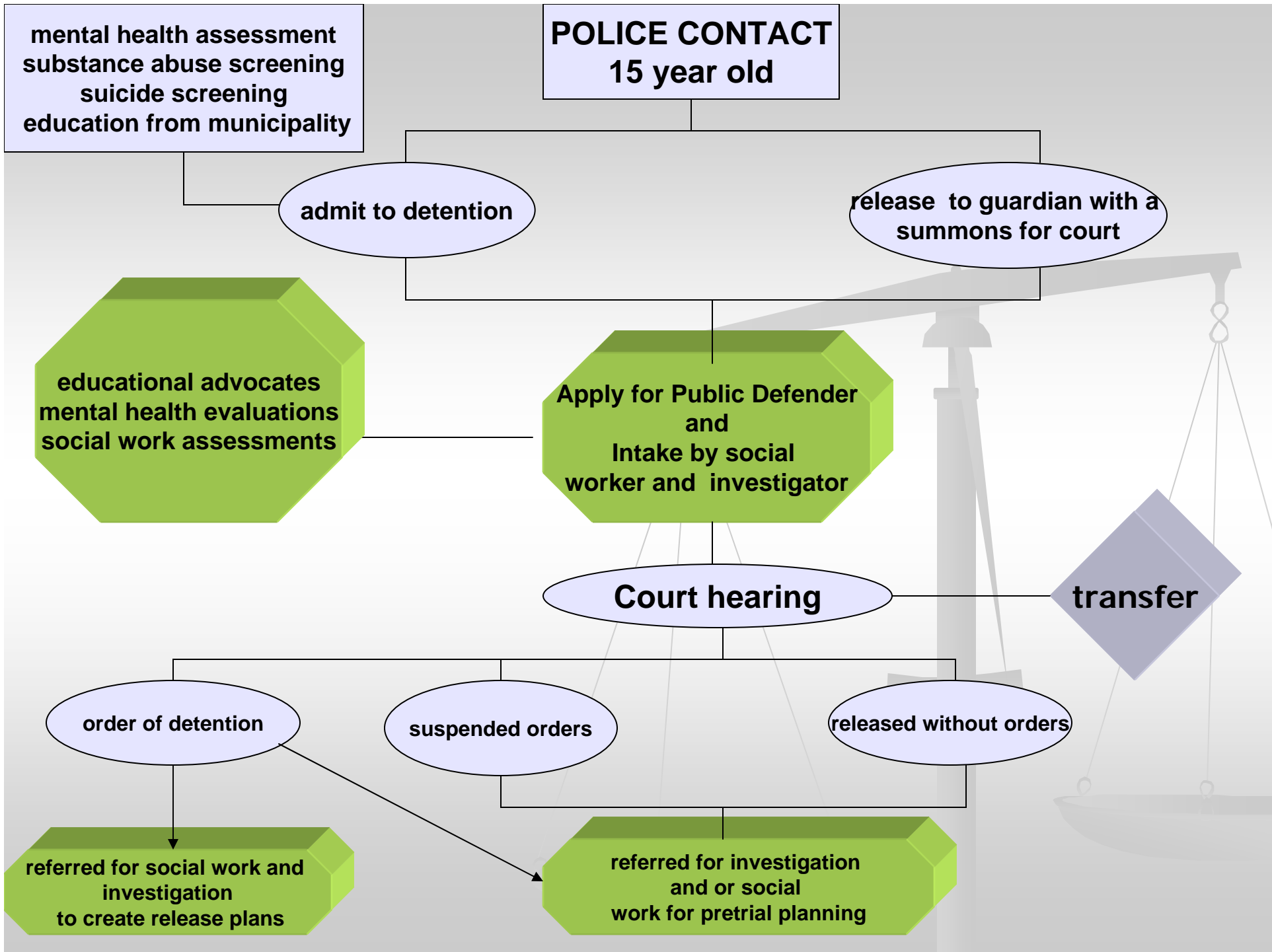
■ 16 year old

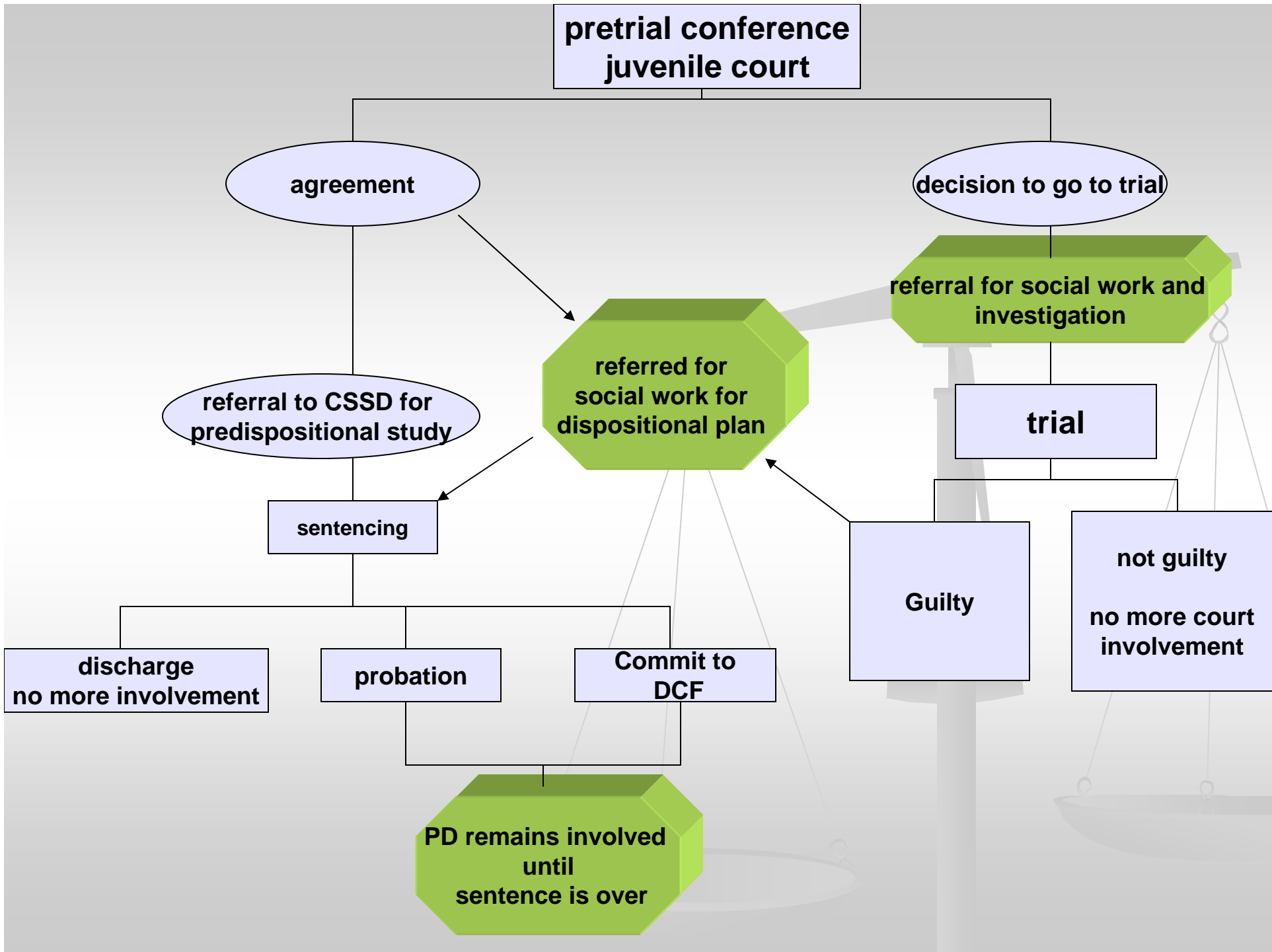
- BOND SET AT POLICE STATION
- BOND REVIEWED BY BAIL COMMISSIONER AT THE POLICE STATION
- ACCUSED CAN POST BOND AND BE RELEASED

Possession with Intent to Sell

**PROCESS FOR A 15 YEAR OLD
SHOWING PUBLIC DEFENDER
CONTACT POINTS**



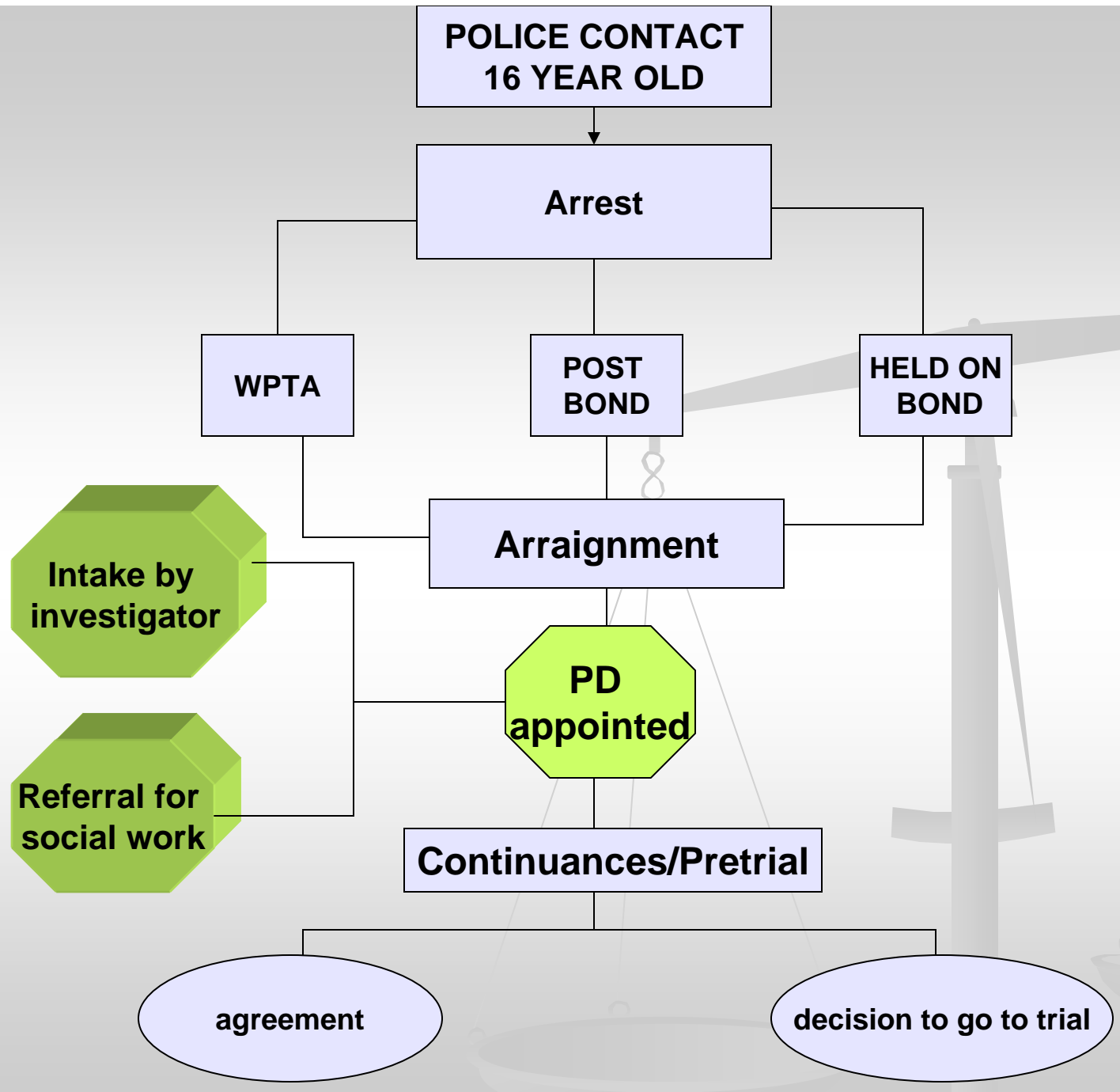


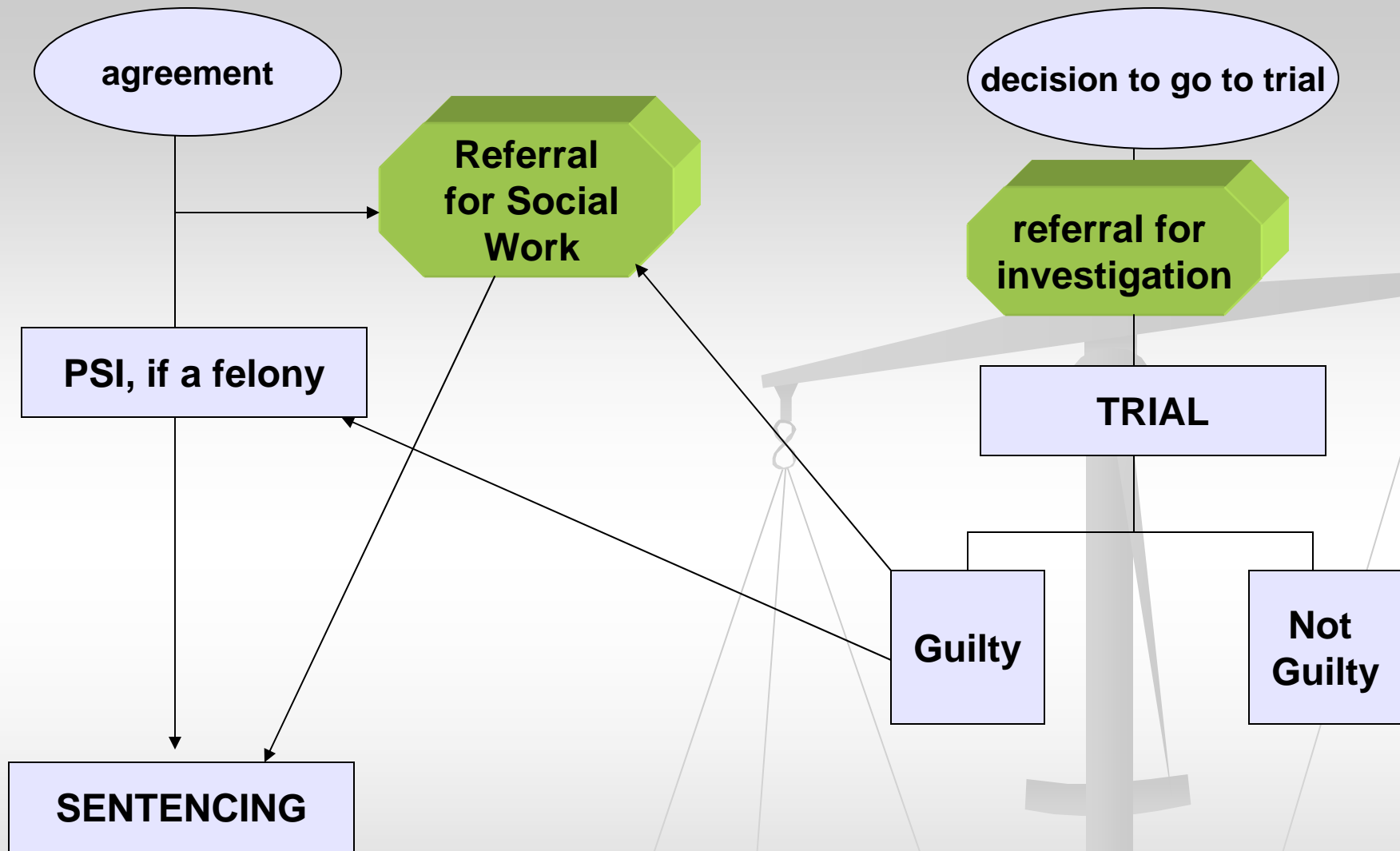


Possession With Intent to Sell/Assault 2

**PROCESS FOR A 16 YEAR OLD
SHOWING PUBLIC DEFENDER
CONTACT POINTS**







Possession with Intent to Sell

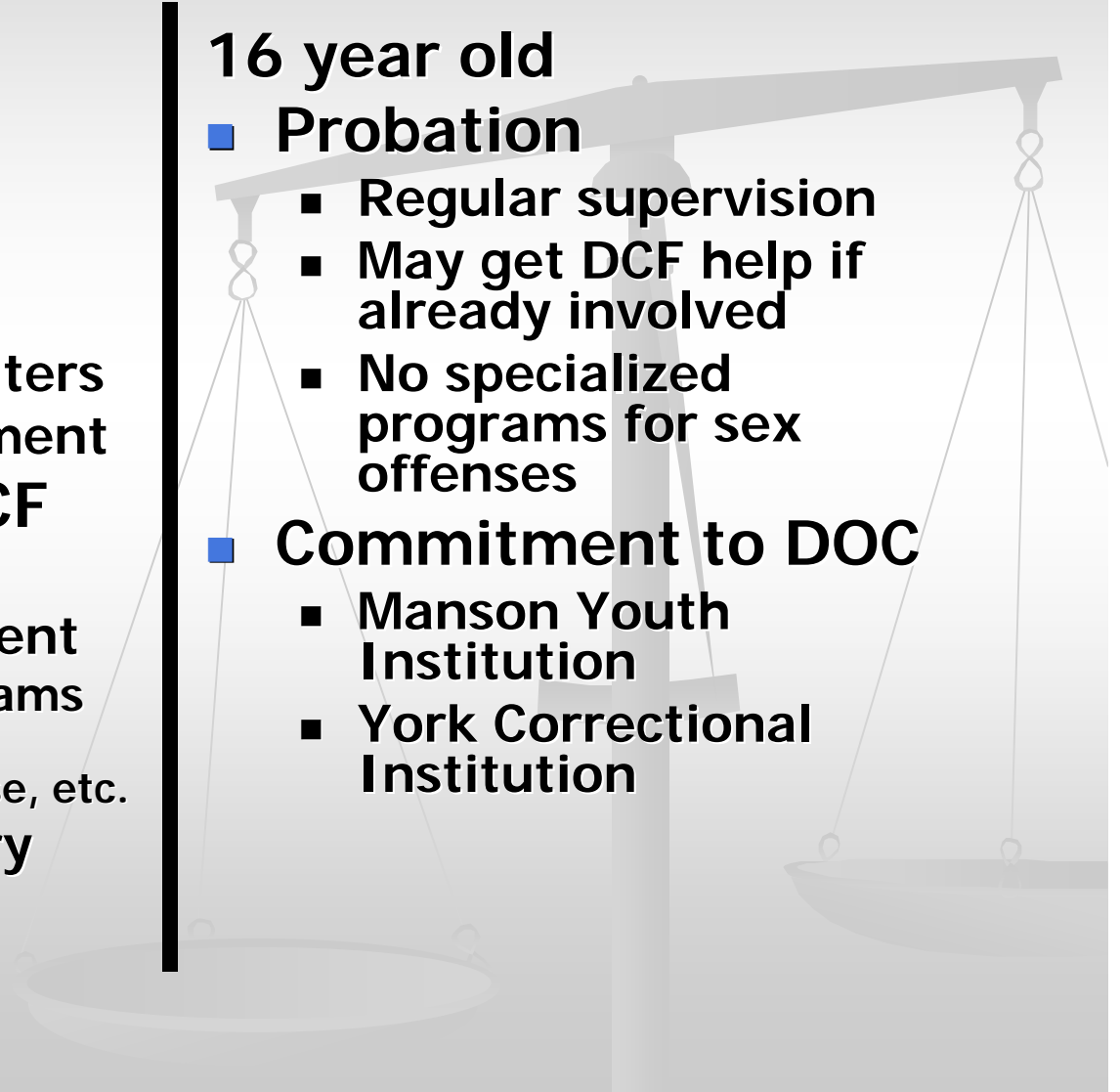
Sentencing Options

15 year old

- Probation
 - MST, MDFT, other programs
 - Emily J. Services
 - Risk Reduction Centers
 - Sex offender treatment
- Commitment to DCF
 - CJTS
 - Residential Placement
 - Specialized Programs
 - Sex offender, Substance abuse, etc.
 - Educational re-entry

16 year old

- Probation
 - Regular supervision
 - May get DCF help if already involved
 - No specialized programs for sex offenses
- Commitment to DOC
 - Manson Youth Institution
 - York Correctional Institution



Public Defender Costs

■ JUVENILE COURT

- More social workers
- More Attorneys
- Office space in areas where courts are not combined in one facility
- Training on legal and treatment needs of clients
- Educational Specialists

■ ADULT COURT

- Transfer some staff from large G.A. courts to juvenile
- Reallocate staff in combined courthouses
- Staffing needs dependant on structure of new system and number of clients served

