



**Youth Detention Facility
OPERATIONS ORDER**

**PREGNANT/POST-PARTUM YOUTH – TITLE XV SECTION
1417**

Purpose and Scope

Board of State and Community Corrections (BSCC) establishes minimum standards for state and local facilities, as per Federal and State law. Included in these standards are requirements that youth who are received by the facility while they are pregnant are provided prenatal and post-partum care and education. The Youth Detention Facility (YDF), in cooperation with Juvenile Medical Services and CHW Mental Health team members, shall adhere to the following guidelines when a pregnant youth in the care and custody of the YDF. Upon confirmation of pregnancy, the youth shall be advised verbally and in writing, of the standards and policies governing pregnant youth, including department policy.

Affected Personnel

All Sworn Personnel- YDF

Authority

Title XV 1361

Effective Date

08/30/2012

I. Guidelines

- A. As dictated by the California Penal Code Section 6030(e), BSCC standards shall require that pregnant youth are provided the following:
 - 1. A balanced, nutritious diet approved by a doctor or family Nurse Practitioner (FNP).
 - 2. Prenatal and postpartum information and health care, but not limited to, access to vitamins as recommended by a physician or FNP.
 - 3. Information pertaining to childbirth education and infant care.

4. A dental cleaning while detained in the facility.
 5. The standards shall provide that at no time shall a youth who is in labor be shackled by the wrists, ankles, or both including during transport to a hospital, during delivery, and while in recovery after giving birth, except as provided in Section 3407
- B. As dictated by the California Welfare and Institutions Code Section 222, pregnant youth shall be afforded the following rights:
1. Services of a Physician or Surgeon
 - a. Any female in the custody of a local juvenile facility shall have the right to summon and receive the services of any physician and surgeon of her choice in order to determine whether she is pregnant. If she is found to be pregnant, she is entitled to a determination of the extent of the medical services needed by her and to the receipt of those services from the physician and surgeon of her choice. Any expenses occurred by the services of a physician and surgeon whose services are not provided by the YDF shall be borne by the resident.
 2. Transportation of Pregnant Females
 - a. A youth shall not be shackled by the wrists, ankles, or both during labor, including during transport to a hospital, during delivery, and while in recovery after giving birth, subject to the security needs described in this section. Pregnant youth temporarily taken to a hospital outside the YDF for the purposes of childbirth shall be transported in the least restrictive way possible, consistent with the legitimate security needs of each resident. Upon arrival at the hospital, once the youth has been declared by the attending physician to be in active labor, the youth shall not be shackled by the wrists, ankles, or both, unless deemed necessary for the safety and security of the resident, the staff, and the public.
- C. The rights provided for females by this section shall be posted in at least one conspicuous place to which all female residents have.
- D. It is the policy of this department that the least restrictive interventions are to be used, including verbal interventions, in order to minimize the use force on any youth known to be pregnant. Staff shall use reasonable force when dealing with a pregnant youth, and physical/chemical restraint should only be used when the staff have attempted all other use of force options available to them. Facility policies and procedures shall address the limitations regarding use of force and the use of restraints on pregnant youth in accordance with

Penal Code 6030(f) and Welfare and Institutions Code Section 222.

(Pursuant to Minimum Standards for Juvenile Facilities Title 15 – 2007 Regulations, Section 1357)

- E. A mental health consultation shall be secured as soon as possible, but in case no longer than four hours from the time of placement, to assess the need for mental health treatment. However, the provisions of this section do not apply to the use of handcuffs, shackles or other restraint devices when used to restrain minors for movement or transportation reasons.

(Pursuant to the Minimum Standards for Juvenile Facilities Title 15 – 2007 Regulations, Section 1358)

- F. The health administrator for each juvenile facility, in cooperation with the facility administrator, shall develop written policies and procedures pertaining to pregnant and post-partum youth as required by Penal Code section 6030(e). Written policies and procedures shall include the following:

1. Pregnant youth will receive information regarding options for continuation of pregnancy, termination of pregnancy and adoption.
2. Pregnant youth receive prenatal care, including physical examination, nutrition guidance, childbirth, breast feeding and parenting education, counseling and provisions for follow up and post-partum care.
3. Availability of a breast pump and procedures of storage, delivery or disposal for lactating youth.
4. Qualified medical professionals develop a plan for pregnant youth that includes direct communication of medical information and transfer of medical records regarding prenatal care to the obstetrician who will be providing prenatal care and delivery in the community.

(Pursuant to the Minimum Standards for Juvenile Facilities Title 15 – 2007 Regulations, Section 1417 & 1461)

Attachments

Amends/Replaces Previous Order

Authorized By


Chief Deputy Dave Semon

Date

6/2019

Revised: 6/05/2019
Approved by: Dave Semon
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Authority: Title XV 1417