

DEPARTMENT OF THE ARMY  
US Army Installation Management Command  
United States Army Garrison Fort Lee  
3312 A Avenue  
Fort Lee, Virginia 23801  
10 February 2018

\* Fort Lee Regulation 190-1

## Army Law Enforcement

### JUVENILE OFFENDER PROGRAM

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**Summary.** This regulation applies to all individuals assigned to or physically residing within the jurisdictional limits of Fort Lee. Violations of law or regulation, or other misconduct, committed on Fort Lee by a juvenile whose parent or legal guardian is not an active duty soldier, will be referred to the appropriate local or state civilian authorities and/or handled through federal juvenile proceedings. All drug and domestic assault related offenses, regardless of sponsor or legal guardian status, will be referred to the appropriate local or state civilian authorities and/or handled through federal juvenile proceedings. Any misconduct by more than one juvenile that requires a juvenile to be referred to local or state civilian authorities will require all other juvenile offenders to be referred to local or state civilian authorities, regardless of sponsor or legal guardian status. Additionally, any misconduct that falls under the purview of CID, IAW AR 195-2, Appendix B, will be reported to the local CID office.

**Applicability.** This regulation applies to any juvenile, that is, any person who has not yet attained their eighteenth birthday, excluding Soldiers or the spouse of a service member, who commits or aids in committing a delinquent act on Fort Lee. This regulation does not apply to juveniles with no military affiliation.

**Supplementation.** Supplementation of this regulation by subordinate commanders is prohibited without prior approval from the Garrison Commander (GC), US Army Installation Management Command (IMCOM), Fort Lee, 3312 A Avenue, Fort Lee, VA 23801.

**Suggested Improvements.** The proponent of this regulation is the Directorate of Emergency Services. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms) directly to the Commander, USAG Fort Lee, ATTN: IMLE-ES, 3312 A Avenue, Fort Lee, VA 23801.

**Distribution.** LEEKEY

This regulation can also be found on the Fort Lee Web site under the Services tab at: <http://www.lee.army.mil/#>

## Table of Contents

<b>Chapter 1</b>		
<b>General</b>	<b>Paragraph</b>	<b>Page</b>
Purpose .....	1-1 .....	1
Authority .....	1-2 .....	1
References .....	1-3 .....	1
Explanation of Abbreviations and Terms .....	1-4 .....	1
Punitive Action .....	1-5 .....	1
<b>Chapter 2</b>		
<b>Juvenile Hearing Board</b>		
Juvenile Hearing Board .....	2-1 .....	2
Responsibilities .....	2-2 .....	2
<b>Chapter 3</b>		
<b>Procedures</b>		
Board Notification .....	3-1 .....	3
Warning Letter .....	3-2 .....	4
JHB Agreement .....	3-3 .....	4
First Time Offenders .....	3-4 .....	4
Serious Misconduct .....	3-5 .....	4
<b>Chapter 4</b>		
<b>Board Proceedings</b>		
Proceedings .....	4-1 .....	4
Failure to Comply .....	4-2 .....	5
Suspension of Sanctions .....	4-3 .....	6
Final Action .....	4-4 .....	6
Appeal of Sanctions .....	4-5 .....	6
<b>Chapter 5</b>		
<b>Special Instructions</b>		
Apprehension of Juvenile .....	5-1 .....	7
Waiver of the Juvenile Hearing Board .....	5-2 .....	7
Confidentiality .....	5-3 .....	7
Actions by the President of the Board .....	5-4 .....	7
JHB Participation .....	5-5 .....	8
<b>Chapter 6</b>		
<b>Proponent</b>		
Proponent .....	6-1 .....	8

## Appendixes

A. Juvenile Sanctions/Punishments .....	9
B. Offenses .....	11
C. Financial Restitution .....	13
D. References .....	15
<b>Section I</b>	
Publications .....	15
<b>Section II</b>	
Abbreviations .....	15
<b>Section III</b>	
Terms .....	15

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\* This regulation supersedes Fort Lee Policy 28-03, dated 01 September 2013

## **Chapter 1 General**

### **1-1. Purpose.**

To establish policies and procedures to prevent and reduce juvenile delinquency on Fort Lee by providing a means to divert youthful offenders from the criminal justice system, maintain and strengthen the military Family unit, and rehabilitate juveniles in a supportive, non-punitive community environment. The policies and procedures outlined in this regulation include the juvenile hearing board procedures, maintenance of records, proper disposition of juvenile files, rehabilitative methods, and role of sponsors and units.

### **1-2. Authority.**

Per Army Regulation 600-20 Chapter 2-5 Section (4(b)), the Garrison Commander, United States Army Garrison Fort Lee, has inherent and regulatory authority to take those actions necessary to maintain morale, welfare, and safety on Fort Lee. That authority includes the power to restrict or deny on-post access and privileges to juveniles who commit misconduct on Fort Lee. The Garrison Commander assumes overall supervision of the installation Juvenile Offender Program (JOP) and Juvenile Hearing Board (JHB) that are established in this regulation. The Military Police Investigation Section of the Provost Marshal Office will assist the Garrison Commander and the JHB in implementing the installation JOP.

### **1-3. References**

Referenced publications are listed in Appendix D.

### **1-4. Explanation of Abbreviations and Terms**

Abbreviations and terms used in this regulation are explained in Appendix D.

### **1-5. Punitive Action.**

a. Violation of this regulation by a member of the military is a violation of a Lawful Order. Judicial or Non-Judicial action under the Uniform Code of Military Justice (UCMJ), Article 92 (1); Title 10 U.S.C., Section 892 (1); or other appropriate adverse administrative action may be taken against violators.

b. Fort Lee is subject to exclusive federal jurisdiction. The Federal Juvenile Delinquency Act of 1974 (Title 18, United States Code, Sections 5031-5042) applies to Fort Lee. The provisions of Virginia state law are also applicable to Fort Lee pursuant to the Assimilative Crimes Act (Title 18, United States Code, Section 13).

c. This regulation provides an administrative method of adjudicating offenses committed by juveniles under the age of 18. The procedures within the regulation are

designed to complement local, state, and federal court proceedings. In appropriate cases, action may be taken pursuant to this regulation in addition to formal local, state, or federal court proceedings.

## **Chapter 2 Juvenile Hearing Board**

### **2-1. Description**

The Juvenile Hearing Board will be established with members appointed on orders by the Garrison Commander. The JHB will consist of the Garrison CSM (President of the Board); a representative from each of the following: Juvenile Investigator, School Liaison, the Office of the Staff Judge Advocate, Family Advocacy, the Provost Marshal Office, and the Installation Chaplain's Office; and a representative from the Sponsors unit.

### **2-2. Responsibilities**

#### **President of the Board**

(1) The President of the Board will take final action on all findings and recommendations of the Juvenile Hearing Board.

(2) Ensure all juvenile actions are referred through the Juvenile Hearing Board for adjudication prior to final removal actions.

(3) Review dispositions of juvenile matters, pursuant to this regulation, to ensure they are handled in a fair, just, and consistent manner.

#### **Juvenile Investigator**

Attends the board as a voting member. A representative of the Fort Lee Military Police Investigations, Juvenile Investigation Section who monitors the progress of juvenile offenders and ensures compliance with all directed or agreed to administrative sanctions. The Juvenile Investigator is also responsible for preparing the Board's findings and recommendations. Additionally, the Juvenile Investigator will maintain the Juvenile Offenders original case file.

#### **School Liaison**

Attends the board as a voting member. A representative who is identified by the Fort Lee school system or by Department of Defense Education Activity (DODEA), to serve as a liaison between local schools and the Juvenile Offender Program.

#### **Staff Judge Advocate**

Attends the board as a voting member. Provide a representative to serve as legal advisor to the Juvenile Hearing Board. Assist in the collection of financial restitution (Government Property) through the Claims Office.

**Family Advocacy/Behavioral Health**

Attends the board as a voting member. Oversee the counseling of juvenile offenders before the JHB takes place, to determine wither the juvenile is fit to attend the Board.

**PMO Representative**

Attends the board as a voting member. Provides feedback and recommendations to the President of the Board.

**Chaplain**

Attends the board as a voting member. Provided recommendations to the president of the Board and provided religious support to the family and juvenile offender.

**Command Representative**

Attend Juvenile Hearing Board as a non-voting member. The Commander may send a representative to the Board if they cannot attend. Command representatives, including substitute representatives, must be senior to the juvenile's sponsor and at least an E-6/SSG or above. Monitors sponsor's involvement in JOP to ensure compliance with the board's findings.

**Sponsor**

The active duty soldier, parent, or legal guardian of a juvenile. Attend Juvenile Hearing Board, meetings and supervise and ensure the completion of all sanctions/rehabilitation measures imposed by the JHB.

**Juvenile Offender**

A juvenile who commits or aids another juvenile or adult in committing an act which constitutes criminal conduct under local, state, or federal law, or endangers the health, welfare, safety, or morale of any individual on Fort Lee and is in need of treatment, rehabilitation, and/or corrective measures.

**Chapter 3****Juvenile Hearing Board Procedures****3-1. Board Notification**

The juvenile offender will be notified at least ten business days, excluding federal holidays, prior to the hearing. The Juvenile Investigator will also notify the sponsor and the command representative of the date, time, and location of the hearing in writing. A memorandum will be personally served to the sponsor or legal guardian and provide instructions for the sponsor to contact Family Advocacy for an interview within 24 hours after signing. A command representative is required to be present at the hearing if they agree to participate. If, after proper notification, the juvenile and/or sponsor fail to appear, the Board will review the case and make findings and recommendations.

### **3-2. Warning Letter**

In the case of first-time juvenile offenders involved as an accessory to minor offenses, the Juvenile investigator may determine to issue a warning letter in lieu of conducting a formal JHB hearing. This warning letter will be delivered in person at a meeting with the juvenile and his parents/sponsors. A copy of the warning letter will be maintained in the investigation file maintained by the Juvenile Investigator.

### **3-3. JHB Agreement**

Upon completion of any investigation into an act of juvenile misconduct on Fort Lee, the Juvenile Investigator will coordinate the case with the SJA office representative and the JHB Chairperson as needed. If the juvenile offender's sponsor has agreed to participate in the JOP, the Juvenile Investigator will have the sponsor sign the appropriate paperwork. The Juvenile Investigator will then inform the sponsor to contact Family Advocacy for an interview within 24 hours after signing the JHB paper work.

### **3-4. First time Offenders**

In the case of first-time juvenile offenders involved in minor incidents, the juvenile Investigator may determine to issue a warning letter in lieu of conducting a formal JHB hearing. This warning letter will be delivered in person at a meeting with the juvenile and his parents/sponsors. The meeting will be attended by the military sponsor's company commander and 1SG. A copy of the warning letter will be maintained in the investigation file maintained by the Juvenile Investigator.

### **3-5. Serious Misconduct**

In the case of juvenile offenders involved in serious misconduct (e.g. drug distribution; assault resulting in injury; car theft) all cases will be investigated accordingly and possibly forwarded to SJA and/or CID for further processing.

## **Chapter 4 Juvenile Hearing Board Proceedings**

### **4-1. Proceedings**

a. The board is civil/administrative proceeding, not a legal proceeding. The board is voluntary up until the sponsor signs the JHB agreement paperwork. The board must have a quorum before conducting a hearing and making findings and recommendations on any case. The President of the Board will have the right to properly excuse members from the hearing. Hearings will be informal and the President will ensure that the hearing is conducted in a dignified, orderly, and fair manner. The President will establish the guidelines for the presentation of the case and explain them in advance to all

participants. The President, for good cause, may at any time grant a delay of board proceedings if requested by the sponsor or any member of the Board.

b. The JHB will convene at the time/date/location specified by the Juvenile Investigator. The juvenile and their parents/sponsors will wait in a separate room until called in by the Juvenile Investigator to allow the board members an opportunity to review and discuss each case.

c. When the JHB is ready, the juvenile and their parents/sponsors will join the hearing. The JHB Chairperson will first discuss and review the rules of participation in the JOP, possible consequences for refusal to participate after signing the JHB agreement paperwork, and appeals of recommendation and decisions made by the JHB.

d. Upon agreement by the juvenile and their parents/sponsors to continue with the JOP, the JHB will review and discuss the incident with all parties.

e. All evidence presented to the Board should be relevant and material to the conduct under review or to the fair and just disposition of the case. The rules of evidence, except those pertaining to privileges, do not apply. The Juvenile Investigator will provide a non-adversarial presentation of the case to the Board. Any member of the Board may ask questions relevant to the offender's behavior or past conduct.

f. After receiving the evidence and all other matters presented to the Board, the President will excuse the family for deliberation by the board members. Deliberations of the Board will be closed. After the JHB has completed its deliberations, the juvenile and their parents/ sponsors will be recalled to the room and the JHB Chairperson will inform them of the findings recommendations, and decisions. The JHB Chairperson will inform them again of their appeal rights.

g. There is no requirement that the Board prepares or retains a verbatim transcript of Board proceedings.

h. The Board may impose immediate sanctions and rehabilitation measures on the juvenile in order to protect the community. If the board elects to impose immediate sanctions and rehabilitation measures, the juvenile and his sponsor will be advised that they must comply with the sanctions and rehabilitation measures immediately. Any violation of these measures may result in more severe action.

#### **4-2. Failure to Comply.**

a. If the Juvenile Investigator has determined that the juvenile has failed to comply with any sanction or rehabilitative measure (if the sponsor has not officially appealed) imposed by the President of the Board, or imposed by the Board, or by the Installation Provost Marshal or his designated representative, then he/she may take one of the following actions:



1) Order additional sanctions as prescribed by this regulation. The sponsor and juvenile offender will be notified of the additional action taken by the President of the Board.

2) Require the sponsor and juvenile offender to reappear before the President of the Board to show-cause why additional sanctions should not be ordered. The sponsor and juvenile offender will be notified of the nature, date, time, and location of such meeting, and the possible additional sanctions which could be imposed by the President of the Board. If the sponsor and/or juvenile offender fail to appear at the "show cause" meeting, the President of the Board may order additional sanctions as prescribed by this regulation. The sponsor and juvenile offender will be notified of the additional action taken by the President of the Board.

3) Refer the matter to the Juvenile Hearing Board for further review and recommendations.

4) Recommendation that the Juvenile is barred from the installation.

#### **4-3. Suspension of Sanctions.**

The Board may request that the President of the Board suspend and/or vacate all or any part of the action(s) recommended by the board. The Investigator should state the suggested length of such suspension and its reasons for recommending the suspension. The President of the Board may suspend and/or vacate all or any part of ordered administrative punishments for a period of not to exceed 12 months. The President of the Board may at any time during the period of suspension, and without a further hearing, vacate such suspension.

#### **4-4. Final Action.**

Upon completion of the official informal board proceedings, the sponsor and juvenile offender will be notified in writing of the action taken by the President of the Board. The memorandum, which sponsor and juvenile are required to sign, will inform the juvenile offender and sponsor of the possible consequences for failure to comply with any administrative sanctions.

#### **4-5. Appeal of Sanctions.**

All appeals must be in written/typed form, submitted to the President of the Board for review within 5 business days.

## **Chapter 5 Special Instructions**

### **5-1. Apprehension of Juvenile.**

Upon apprehending a juvenile for an offense, the apprehending Fort Lee Military Police or Desk personnel will immediately notify a member of the Investigations Section, who will take custody of the juvenile. The juvenile's sponsor will be notified as soon as possible. Unless absent due to unusual circumstances, the sponsor will be present when the juvenile is advised of their legal rights. A written report will be made of the incident by the Juvenile Investigator and be including in the Military Police Blotter. Such a report will be noted as a "Restricted." Additionally, the Juvenile Investigator will take a photo of the juvenile offender to be placed in the case file for review by the board during proceedings, and with sponsor permission fingerprints will be obtained and placed within the case file.

### **5-2. Waiver of the Juvenile Hearing Board.**

Upon the recommendation of the Juvenile Investigator and with concurrence of the Installation Provost Marshal or his/her representative and the sponsor, a suspected juvenile offender may waive a hearing before the Juvenile Hearing Board. This waiver authorizes the Installation Provost Marshal or his designated representative to take any corrective action deemed appropriate. A warning letter may be executed by the Fort Lee Military Police on first time offenses when no further action is being taken. The warning letter will be maintained in the juvenile's file. All actions taken by the Installation Provost Marshal or his designated representative pursuant to a waiver cannot exceed the administrative sanction guidelines.

### **5-3. Confidentiality.**

Proceedings conducted in accordance with this regulation are to be kept strictly confidential and will not be discussed outside official channels. Records and reports concerning juveniles are confidential in nature and will be used for official purposes only. Access to the record of board proceedings will be restricted to those with an official need to know.

### **5-4. Actions by the President of the Board.**

The President of the Board may accept or reject the recommendations of the Board. The President of the Board may take any action, consistent with this regulation, they deem appropriate. In appropriate cases, the President of the Board may deviate from the sanctions/punishments authorized in appendix A. The President of the Board will state the reason(s) for such deviation. Additionally, the President of the Board may suspend all or any part of the ordered administrative sanctions for a period not to exceed 12 months.

### **5-5. JHB Participation.**

Participation in the JHB process by juveniles and their military sponsor is voluntary. Although the JHB is voluntary, participation becomes mandatory once the sponsor signs the JHB memorandum agreeing to attend the board. In the event of a refusal to participate in the program at any point, the JHB will conduct a review of the case based upon all available information and will make appropriate determinations and recommendations IAW the rules within this Policy.

## **Chapter 6 Proponent**

### **6-1. Proponent.**

The proponent and point of contact for this regulation is the Installation Provost Marshal.



ADAM W. BUTLER  
COL, FI  
Commanding

## **Appendix A**

### **Juvenile Sanctions/Punishments**

#### **1. Applicability of Guidelines.**

The sanctions listed in this appendix are for guidance purposes and are not binding on the President of the Board. The President of the Board may take any action deemed appropriate in any individual case. All first time offenders may also receive a warning letter of possible actions.

#### **2. Restitution.**

Financial restitution may be ordered as deemed appropriate by the President of the Board or Installation Provost Marshal.

#### **3. Probation.**

Probation may be ordered, either Supervised or Unsupervised. Under Supervised Probation, the Juvenile will maintain contact with the Juvenile Investigator.

#### **4. Complete a Course.**

In certain cases Juveniles may be ordered to complete a course that pertains to the offense in which they committed. (For example, Fire Safety Course.)

#### **5. Essay.**

An essay may be ordered for the Juvenile to write pertaining to the offense in which they committed. The President of the Board will determine the length and subject of the essay.

#### **6. Community Service**

Community service may be ordered as deemed appropriate. The amount of hours will be determined by the severity of the offense.

#### **7. Curfew.**

A curfew for the Juvenile may be ordered by the President of the Board.

#### **8. Suspension of Privileges.**

A juvenile's privileges to go to such establishments like the Post Exchange, Commissary, Bowling Alley, and MWR may be suspended for a period of time.

#### **9. Suspension of Driving Privileges.**

A Juveniles driving privileges may suspended as ordered by the President of the Board.

#### **10. Bar from the Installation.**

A Juvenile and/or family may be barred from the installation as ordered by the President of the Board. Additionally, if the juvenile does not reside on the installation and has no active duty military affiliation will be immediately barred from the installation.

**11. Termination of On-Post Housing.**

Termination of sponsor's privilege to occupy government Family quarters on the installation. Typically administered in conjunction with a bar from the installation.

## **Appendix B Offenses**

### **1 Type of Offenses.**

- a) Wrongful Possession, Distribution, and/or Use of Controlled
- b) Possession of a Concealed Deadly Weapon
- c) Larceny/Shoplifting over \$300
- d) Burglary/Unlawful Entry
- e) Aggravated Assault
- f) Violation of Probation. Violation of probation which was ordered pursuant to this regulation.
- g) Serious Offenses. All other serious offenses not specifically listed, as determined by Probation Officer.
- h) Wrongful Possession and/or Use of Alcohol
- i) Simple Assault
- j) Larceny/Shoplifting under \$300
- k) Damage of Property/Vandalism
- l) Destruction of Property
- m) Driving Under the Influence of Drugs or Alcohol
- n) Terroristic Threats
- o) Vehicular Injury or Damage to Property. Any traffic offense committed by an
- p) Unlicensed juvenile which results in injury to another, or damage to property of another.
- q) Trespass/Entering Off Limits Area
- r) Disorderly Conduct/Loitering/Violation of Curfew
- s) Driving Without a License

t) Minor Traffic Offenses. Any traffic offenses not otherwise listed and committed by an unlicensed minor while operating a motor vehicle that, if committed by an adult, requires a mandatory Magistrate Court Appearance. Minor Offenses. All other minor offenses not specifically listed.

u) Minor Offenses. All other minor offenses not specifically listed.

## **2. Traffic Offenses Committed By Unlicensed Juveniles**

An unlicensed juvenile is a person under the age of 18 years old who has never been licensed to drive a motor vehicle in any state. It also includes juveniles who have a suspended or revoked license. A juvenile with a limited driver's permit (e.g., operating farm vehicles only on a farm) or a learning driver's permit who operates a motor vehicle in violation of the limitations set forth on the driver's permit will be considered unlicensed for the purpose of this regulation.

## **3. Traffic Offenses Committed By Licensed Juveniles**

Traffic offense committed by licensed juveniles will be handled in the United States Magistrate Court whenever possible. If a particular violation cannot be heard by the Magistrate, corrective sanctions may be imposed under procedures and guidelines for unlicensed juveniles pursuant to this regulation.

## **4. Attempts/Conspiracies to Commit.**

Attempts to commit or conspiracy to commit any offense are punishable by the allowable administrative sanctions for the attempted or contemplated offense.

## **5. Sanction Guidelines**

**Repeat Offenders:** Juvenile offenders may receive administrative sanctions for each separate offense. Multiple offenses will run consecutive. Multiple offenses of the same nature may receive more severe administrative sanctions.

## **Appendix C Financial Restitution**

### **1. General.**

The President of the Board can, in appropriate cases, order the juvenile offender to make financial restitution for damages or loss attributable to the juvenile offender's misconduct. In determining the amount of restitution to be ordered, the President of the Board will consider the monetary value of the loss or damage and the financial ability of the juvenile (and sponsor) to make restitution. All damage to Government Property will be coordinated with the SJA Claims Office (798-0896) for cost estimates of replacement/repair and payment methods.

### **2. Method of Payment.**

The President of the Board may direct restitution for Property Crimes to be paid in full by a specific date. Upon request by the juvenile or sponsor, restitution may be ordered to be made in monthly installments until paid in full.

### **3. Multiple Victims.**

If there is more than one victim, and full restitution is not directed by a specific date, the President of the Board will direct the manner in which monthly restitution payments will be distributed.

### **4. Multiple Offenders.**

If more than one juvenile offender is found to be responsible for the loss or damage, the President of the Board will apportion the required restitution on a pro-rata basis among the responsible juveniles.

### **5. Payment by Sponsor.**

The President of the Board should, in appropriate cases, require the sponsor of a juvenile offender to make financial restitution (up to the limits established by law). This agreement should be evidenced by a completed "Agreement to Pay Financial Restitution"

### **6. Monitoring of Restitution.**

The Juvenile Investigator will ensure each victim and the SJA Claims Office (for Government Property) receives the notice of restitution. The Juvenile Investigator will immediately report all suspected failures to make restitution to the President of the Board.

### **7. Consent of Victim.**

While not required, a reasonable effort should be made to obtain the victim's consent to any ordered restitution. Such consent should be evidenced by a completed "Victim's Agreement to Forego Judicial Proceedings."



### **8. Further Action.**

The President of the Board may, either before ordering restitution, in conjunction with a restitution order, or after restitution has been ordered, direct other corrective action to be taken. Such action may include any administrative sanctions originally authorized for the offense(s) committed by the juvenile, and any other administrative sanctions the President of the Board deems appropriate.

## **Appendix D References**

### **Section I Publications**

Army Regulation 600-20 Chapter 2-5, Section b(4(b))

UCMJ Uniform Code of Military Justice, Article 92 (1)

Armed Forces

Title 10 United States Code. General Military Law, Section 892 (1)

Federal Juvenile Delinquency Act of 1974

Title 18, United States Code, Correction of Youthful Offenders, Section 5031-5042

Assimilative Crimes Act

Title 18, United States Code, Crimes, Section 13

### **Section II Abbreviations**

CID	Criminal Investigation Division (Command)
DA	Department of the Army
DACP	Department of the Army Civilian Police
DOD	Department of Defense
DODEA	Department of Defense Education Activity
IAW	In accordance with
ID	Identification
JHB	Juvenile Hearing Board
JOP	Juvenile Offenders Program
MP	Military Police
PMO	Provost Marshal Office
SJA	Staff Judge Advocate
UCMJ	Uniform Code of Military Justice

### **Section III Terms**

#### **Active duty personnel**

Military personnel; whether Active United States Army, Air Force, Marines, or Navy; or Reserve or National Guard Components of the United States Army, Air Force, Marine or Navy; who are on active duty under 10 USC.

### **Command Representatives**

The Commander of the juvenile's sponsor. The Commander may send a representative to the Board hearing if they cannot attend. Command representatives, including substitute representatives, must be senior to the juvenile's sponsor and at least an E-6/SSG or above.

### **Community Service Work**

Work performed by a juvenile offender on Fort Lee or at a designated federal, state, or local agency. The juvenile offender will not receive any wages or any type of compensation for such work. The juvenile's sponsor will personally supervise performance of community service work unless excused in advance by the Garrison Commander or Garrison Command Sergeant Major. Petitions for an exception must be submitted to the Garrison Command Sergeant Major with a memorandum signed by the Sponsor's commander or first sergeant. Juvenile offenders may perform community service work without sponsor supervision if they are 16 years of age and if the point of contact at the community service location where the work is to be performed agrees.

### **Curfew**

Designated time after which a juvenile offender is not permitted to be outside the boundaries of his home. Curfews for all juveniles will be from 2200 to 0600 the following morning. Curfews for Juvenile offenders can be modified and will be designated by the juvenile investigator.

### **Driver's license**

A license to operate a motor vehicle under the laws of a State, the District of Columbia, a U.S. territory or possession, a host country, or under international agreements (international driver's license). Also, a vehicle operator's permit issued by an agency of the U.S. Government or an overseas command.

### **Hearing**

The Juvenile Investigator, the Installation Provost Marshal, or the President of the Board may refer a suspected juvenile offender to the Board for a hearing. A suspected juvenile offender's sponsor may also request a hearing before the Board. The request must be in writing and submitted to the Juvenile Investigator or consideration by the 11<sup>th</sup> day of the month prior to the Juvenile Review Hearing Board. The sponsor will appear with the juvenile. Hearings for the Board will not be open to the public.

### **Juvenile**

Any person who has not yet reached their 18<sup>th</sup> birthday who is not a member of the Armed Forces or spouse of a service member.

### **Military Police Investigations**

The section within the Fort Lee Military Police Department, which investigates and coordinates all reported cases of juvenile involved in misconduct.

**Minor Offense**

An offense which is considered a misdemeanor (under state or federal law) or for which the penalty is one year imprisonment or less. In determining the maximum penalty for an offense, reference should be made to federal law and state law applicable under the Assimilative Crimes Act. Offenses which are status or regulatory violations will be treated as minor offenses.

**President of the Board**

The Garrison Sergeant Major.

**Probation**

A period of evaluation during which a juvenile offender will be monitored to ensure compliance with directed or agreed to administrative sanctions. While on probation, the juvenile offender will be required to comply with all administrative sanctions imposed by the President of the Board, meet as required with the Juvenile Investigator, refrain from the violation of any law (federal, state, or local) or regulation, attend school regularly, and if not otherwise restricted, abide by a curfew as designated by the juvenile investigator.

**Restrictions**

Prohibits the use of a specified activity, area, or building. It may also include required times to be present in quarters or refer to designated places which are off limits to a juvenile offender. This does not preclude an individual from being in a restricted area when supervised by their sponsor or legal guardian.

**Serious Offense**

An offense which is considered a felony (under state or federal law) or for which the penalty exceeds eleven months, 29 days imprisonment. In determining the maximum penalty for an offense, reference should be made to federal law and state law applicable under the Assimilative Crimes Act.

**Supervised Probation**

Probation which requires the sponsor and juvenile offender to periodically meet with the Juvenile Investigator

**The Board**

The panel that has been selected for the Juvenile Hearing Board

**Truancy**

The act of a school aged child staying away from school without the permission of a parent or sponsor.

**Unsupervised Probation**

Probation which does not require the sponsor or juvenile offender to meet with the Juvenile Investigator.

**Virginia State Law**

All Virginia state law is assimilated on Fort Lee pursuant to the Assimilative Crimes Act (Title 18, United States Code, Section 13). Juveniles can be charged/titled for misconduct under Virginia state law that is assimilated on Fort Lee.