**Section 299.200 Detention Facility**

The Department may utilize a secure residential facility as a detention facility.

a) The Department also approves all Department of Corrections and Department of Juvenile Justice facilities for the detainment of residents until they complete any term of imprisonment imposed for a criminal conviction or finding of delinquency that may run parallel to either an order for detention under Section 30 of the Act or an order of commitment under Section 40 of the Act. While in the Department of Corrections or the Department of Juvenile Justice, the Department with custody shall be responsible for the control, care and custody of the resident.

b) The Department also approves the use of a county jail as a detention facility when there is a written agreement between the Department and the county sheriff authorizing that usage. Any written agreement shall outline responsibilities assigned to both parties. The Department shall determine which detention facilities it will use based upon geographic area, space availability, willingness of the local officials to participate, and adequacy of the facility to meet the needs of the detained person.

(Source: Amended at 44 Ill. Reg. 8246, effective April 28, 2020)