INDEX

Abortion		Adoption Assistance and	
Parental notification of	Ch. XV, p. 1	Child Welfare Act	Ch. VI, p. 4
Access		Appeals	
To court proceedings		Granting of supersedeas	Ch. VI, p. 8
adjudicatory hearings		Right to	
delinquency/unrul	y Ch. III, p. 1	generally	Ch. I, p. 2
1 1	Ch. VI, p. 5, 11	in deprivation cases	Ch.VI, p. 7, 8
designated felony		in involuntary mental	-
hearings	Ch. VIII, p. 1	health commitment	
detention hearings		cases	Ch. XIII, p. 5
delinquency	Ch. II, p. 1	in parental notification	-
deprivation	Ch. VI, p. 9	cases	Ch. XV, p. 3
unruly	Ch. II, p. 4	in termination cases	Ch. IX, p. 7
dispositional hearings	-		× 1
delinquency/unrul		Arrests	
deprivation	Ch. VI, p. 11	Of adult upon finding of	
parental notification	· 1	probable cause	Ch. VI, p. 8
hearings	Ch. XV, p. 2	I	1
C	× 1	Attorneys	See Counsel
probable cause hearin	gs Ch. V, p. 1	U U	
termination hearings	Ch. IX, p. 5	Bindover Hearing See 7	Fransfer Hearing
traffic hearings	Ch. VII, p. 1	8	U
To court records	× 1	Checklists	
delinquency/unruly	Ch. III, p. 3,	Deprivation cases	
1 7 7	Ch. IV, p. 5	Adjudicatory hearing	Ch. VI, p. 11
designated felony	Ch. VIII, p. 1	detention hearing	Ch. VI, p. 9
parental notification	Ch. XV, p. 2	dispositional hearing	-
To names and addresses			
Of children photographed		Child	
Or fingerprinted	Ch. III, p. 3	Rights of	Ch. I, p. 1
Admissions		Child Hearsay	
To a delinquent or		Admissibility	Ch. XXIV, p. 1
unruly act	Ch. III, p. 2	Procedure	Ch. XXIV, p. 2
Adoption		Citizen Review Panel	
Effect of order terminatin	g	Participation in 30-day	
parental rights	Ch. IX, p.7	case plan	Ch. XXI, p.1
Jurisdiction	Ch. IX, p. 1	Recommendation for	1
Visitation post adoption	-	Termination	Ch. XXI, p. 4
Yearly review of	7 Г	Retention of records	Ch. XXV, p. 3
Adoption efforts	Ch. IX, p. 8	Reviews	Ch. XXI, p. 3, 5
r		Sample colloquy	Ch. XXI, p. 6
		r	, p. o

Community Service Authority of court to ord	ler	Cou F
delinquent cases	Ch. IV, p. 2	
DUI cases	Ch. IV, p. 3, 4	
Competency		
Of child to testify	Ch. XXIV, p. 1	
To stand trial	Ch. I, p. 1	
	, F	
Complaint		
In termination cases	Ch. IX, p. 1	
	om 111, pr 1	
Confidentiality	See Access	
e e		
Contempt		
Civil	Ch. XVIII, p. 1	
Civil v. criminal	Ch. XVIII, p. 1	Cust
Criminal		Supe
direct	Ch. XVIII, p. 2	I I
indirect	Ch. XVIII, p. 3	F
Enforcement of court or	-	F
Restitution	Ch. XX, p. 4	S
Supervision fees	Ch. XIX, p. 2	S
Right to counsel	Ch. XVIII, p. 4	
Right to jury trial	Ch. XVIII, p. 4	Deli
Sanctions	Ch. XVIII, p. 3	
	· · · · · · · · · · · · · · · · · · ·	A
Continuances		
Generally	Ch. IX, p. 5	
Of mental health		
commitment hearings	Ch. XIII, p. 3	
To obtain counsel		
for delinquency		
detention hearing	Ch. II, p. 1	Ι
for delinquency/unru	ly	
adjudicatory hearing	Ch. III, p. 1	
for deprivation		
detention hearing	Ch. VI, p. 9	Ι
for probable cause		
hearing	Ch. V, p. 1	
for termination heari	ng Ch. IX, p. 4	
for unruly detention		
hearing	Ch. II, p. 5	Ν

Counsel

Right to		
contempt matters	Ch. XVIII, p. 4	
delinquency/unruly cases		
adjudicatory	Ch. III, p. 1	
detention	Ch. II, p. 1, 5	
generally	Ch. I, p. 2	
deprivation Ch. mental health commitment hearing parental notification probable cause hearing termination cases traffic cases	Ch. XV, p. 1	
te la Cana Tara fama	1.0	

Custody Cases Transferred from Superior Court

Ch. XI, p. 1
Ch. XI, p. 1
Ch. XI, p. 2
Ch. XI, p. 2
Ch. XI, p. 3

Delinquency Proceedings

iniquency i roccoungs	
Access to court records	Ch. III, p. 3
Adjudicatory hearing	Ch. III, p. 1
admissions	Ch. III, p. 2
persons present	Ch. III, p. 1
procedure	.Ch. III, p. 1
right to counsel	Ch. III, p. 1
standard of proof	.Ch. III, p. 2
time limitations	Ch. III, p. 1
Detention hearing	Ch. II, p. 1
court orders	Ch. II, p. 2
persons present	Ch. II, p. 1
right to counsel	Ch. II, p. 1
Dispositional hearing	Ch. IV, p. 1
dispositional	
alternatives	Ch. IV, p. 2-4
evidentiary matters	Ch. IV, p. 1
persons present	Ch. IV, p. 1
Notice to schools	Ch. III, p. 3

Department of Juvenile Justice

Authority of court to order	
Commitment	Ch. IV, p. 2
Responsibilities of	Ch. VIII, p.5

Deprivation Proceedings

Access to court hearings Ch. VI, p. 5, 9,
Adjudicatory hearing Ch. VI, p. 4, 11
Conduct of Ch. VI, p. 4 Contacts of order Ch. VI, p. 5
Contents of order Ch. VI, p. 5
Rights of parties Ch. VI, p. 5
Standard of proof Ch. VI, p. 5
Time limitations Ch. VI, p. 4
Admissibility of a child's
out of court statements Ch. XXIV, p. 1
Appeals Ch. VI, p. 7
Applicability of UCCJA Ch. VI, p. 1
Appointment of guardian Ch. VI, p. 2
Checklists
adjudicatory hearing .Ch. VI, p. 11
detention hearing .Ch. VI, p. 9
dispositional hearing Ch. VI, p. 11
Court of inquiry Ch. VI, p. 8
Detention hearing Ch. VI, p. 3, 9
places of detention Ch. VI, p. 4
purpose Ch. VI, p. 3
Dispositional hearing Ch. VI, p. 6, 11
dispositional
alternatives Ch. VI, p. 6
evidentiary matters Ch. VI, p. 6
Motion for new trial Ch. VI, p. 6
Motion for reconsideration Ch. VI, p. 6
Parties Ch. VI, p. 2
Petition to modify or
vacate order Ch. VI, p. 6
Pleading requirements Ch. VI, p. 1
Protective custody Ch. VI, p. 3
Recordation Ch. VI, p. 3, 4
Right to counsel Ch. VI, p. 3, 5, 9, 11
Service Ch. VI, p. 1, 2
Time limitations on filing
Deprived petition Ch. VI, p. 1, 10
Venue Ch. VI, p. 1
Visitation with child in
DFCS custody Ch. XXIII, p. 1

Designated Felony

8	
Access to court records	Ch. VIII, p. 1
Access to hearings	Ch. VIII, p. 1
After care requirements	Ch. VIII, p. 4
Case law	Ch. VIII, p. 2
Dept. of Juvenile Justice	
responsibilities	Ch. VIII, p. 5
motion for discharge	Ch. VIII, p. 5
motion for extension	Ch. VIII, p. 5
Definition	Ch. VIII, p. 1
Disposition	Ch. VIII, p. 3
requirements of order	Ch. VIII, p. 3
Notice to schools	Ch. VIII, p. 1
Restrictive custody	Ch. VIII, p. 4

Detention Hearing

Delinquency cases	Ch. II, p. 1
court orders	Ch. II, p. 2
persons present	Ch. II, p. 1
right to counsel	Ch. II, p. 1
time limitations	Ch. II, p. 1
Deprivation cases	Ch. VI, p. 3, 9
checklist	Ch. VI, p. 9
persons present	Ch. VI, p. 9
places of detention	Ch. VI, p. 4
purpose	Ch. VI, p. 3
right to counsel	Ch. VI, p. 9
Unruly cases	Ch. II, p. 4
persons present	Ch. II, p. 4
places of detention	Ch. II, p. 4
procedure	Ch. II, p. 5
purpose	Ch. II, p. 5
rights of parties	Ch. II, p. 5
time limitations	Ch. II, p. 4

Discovery

Custody cases transferred	
from superior court	Ch. XI, p. 1
Termination cases	Ch. IX, p. 4
Disposition	
Delinquency/unruly	Ch. IV, p. 1
dispositional	
alternatives	Ch. IV, p. 2-5
evidentiary matters	Ch. IV, p. 1
time limitations	Ch. IV, p. 1
	_

Deprivation	Ch. IV, p. 6, 11
dispos. alternatives	Ch. VI, p. 6
evidentiary matters	Ch. VI, p. 6
Designated felony	Ch. VIII, p. 3
DUI	Ch. IV, p. 3
Traffic	Ch. VII, p. 2

Evidence

Admissibility of out	
of court statements by	
a child	Ch. XXIV, p. 1
Delinquency/unruly case	S
Adjudicatory hearing	s Ch. III, p. 2
Delinquency detention	n
Hearings	Ch. II, p. 1
Dispositional hearing	s Ch. IV, p. 1
unruly detention hearings	6 Ch. II, p. 5
Deprivation cases	
detention hearing	Ch. VI, p. 10
dispositional hearing	Ch. VI, p. 6
Probable cause hearings	Ch. V, p. 1
Restitution hearings	Ch. XX, p. 2
Termination cases	
Inadmissibility of rec	cord Ch. IX, p. 7

Fines

In traffic cases	Ch. VII, p. 2
In traffic related	
Delinquency cases	Ch. IV, p. 2

Forms

Custody cases transferred	
from superior court	
sample letter	Ch. XI, p. 2
sample order	Ch. XI, p. 3
Interstate Compact	Ch. XIV, p. 3
Sample transfer	
(bindover) order	Ch. X, p. 3
Uniform forms	
notice of transfer to	
adult criminal court	
JUV-10	Ch. X, p. 1
order for detention	
JUV-13	Ch. II, p. 3, 6
order for shelter care	
JUV-19	Ch. VI, p. 4

order of adjudication	
JUV-3 order of commitment	Ch. III, p. 2, 3
JUV-15	Ch. IV, p. 2, 5
order of dismissal JUV-3 relating to parental	Ch. III, p. 2, 3
notification social history JUV-21	Ch. XV, p. 2, 3 Ch. III, p. 3
summons and process JUV-7	Ch. VI, p. 1, 2; Ch. IX, p. 2
Guardian Ad Litem	
Appointment of	
delinquency cases	Ch. III, p. 2
deprivation cases	Ch. VI, p. 2
for purpose of	· 1
determining if	
termination should be	
filed	Ch. XXI, p. 3, 4
mental health	, I , ,
commitment hearings	Ch. XIII, p. 3
parental notification	Ch. XV, p. 1
termination cases	Ch. IX, p. 2
Indigents	
Appointment of attorney	
in deprived cases	Ch. VI, p. 3
detention hearing	Ch. VI, p. 9
Definition	Ch. IX, p. 4
Right to transcript	, F
in deprivation cases	Ch. VI, p. 3
in termination cases	Ch. IX, p. 7
	on. n, p. /
Interstate Compact	
List of Forms	Ch. XIV, p. 3
Purpose	Ch. XIV, p. 1
Return of Runaways	· 1
and Escapees	Ch. XIV, p. 2
Target Population	Ch. XIV, p. 1
Transfer and	× 1
Termination of	
Supervision	Ch. XIV, p. 1

Judicial Duties Off the Ben	ch	Notice to So
List	Ch. XVII, p. 1	Upon ad
		delir
Jurisdiction		desig
Deprivation cases	Ch. VI, p. 2	
Termination cases	Ch. IX, p. 1	Orders
Traffic cases	Ch. VII, p. 1	Content
UCCJA	Ch. VI, p. 1	depr
		desig
License Revocation	Ch. IV, p. 4, 5	orde
	Ch. VII, p. 2	term
		Effect of
Mental Evaluation		Parental
Competency evaluation	Ch. I, p. 1	Involunt
Of children pursuant to		health co
§15-11-40	Ch. XIII, p. 1	Modification
Of parents in		gene
termination cases	Ch. IX, p. 5	orde
		Options
Mental Health Commitmer	nt	detention
Continuance request	Ch. XIII, p. 3	Protective o
Court order evaluation		Protectiv
pursuant to §15-11-40	Ch. XIII, p. 1	to visitat
Definitions	Ch. XIII, p. 5	Sample
Emergency admission	Ch. XIII, p. 2	custody
Involuntary commitment		Sample
procedure	Ch. XIII, p. 1	(bindove
appeal	Ch. XIII, p. 5	
individualized service	3	Parental No
plan	Ch. XIII, p. 4	Appeal
notice requirements	Ch. XIII, p. 3	Appoint
recordation	Ch. XIII, p. 3	counsel/
rights of child and		Filing of
legal custodian	Ch. XIII, p. 3	Handlin
standard of proof	Ch. XIII, p. 3	Persons
time limitations	Ch. XIII, p. 5	Procedu
Voluntary commitment		Require
procedure	Ch. XIII, p. 1	Time lin
Motions		Parental Ri
For new trial	Ch. VI, p. 6	
For reconsideration	Ch. VI, p. 6	Parties Deprivat
Nonreunification	Ch. XXI, p. 2	· r / w

Notice to Schools	
Upon adjudication of	
delinquency	Ch. III, p. 3
designated felony	Ch. VIII, p. 1
Orders	
Content requirements	
deprivation cases	Ch. VI, p. 5
designated felony cases	Ch. VIII, p. 3
orders for restitution	Ch. XX, p. 3
termination cases	Ch. IX, p. 5-6
Effect of order terminating	
Parental rights	Ch. IX, p. 7
Involuntary mental	
health commitment	Ch. XIII, p. 4
Modification and vacation of	-
generally	Ch. VI, p. 6
orders for restitution	Ch. XX, p. 4
Options in delinquency	
detention hearings	Ch. II, p. 2
-	Ch. XXII, p. 1
Protective orders relating	
•	Ch. XXIII, p. 4
Sample order setting	
custody case for hearing	Ch. XI, p. 3
Sample transfer	
(bindover) order	Ch. X, p. 3
``````	
Parental Notification of About	tion
Appeal	XV, p. 3
Appointment of	
counsel/guardian ad litem	XV, p. 1
Filing of petition	XV, p. 2
Handling of records	XV, p. 2
Persons present at hearing	XV, p. 2
Procedure	XV, p. 1
Requirements	XV, p. 1
Time limitations	XV, p. 2
	· •
Parental Rights See Termina	tion Proceedings

arties	
Deprivation cases	Ch. VI, p. 2

# **Permanency Planning**

Permanency Planning		Protective Custody	
Appointment of guardian		When authorized	Ch. VI, p. 3
	Ch. XXI, p. 3, 4		
DFCS report	Ch. XXI, p. 1	Protective Orders	
Duration of custody orde	· •	Conduct that may be	~
Extension of custody	Ch. XXI, p. 4	controlled	Ch. XXII, p. 1
	Ch. XXI, p. 3, 5	Enforcement of order	Ch. XXII, p. 2
Jurisdiction	Ch. XXI, p. 1	Expiration of order	Ch. XXII, p. 2
Nonreunification	Ch. XXI, p. 2	Notice and hearing	Ch. XXII, p. 1
Procedure	Ch. XXI, p. 1	Purpose/persons affected	Ch. XXII, p. 1
Purpose	Ch. XXI, p. 1	Relating to visitation	Ch. XXIII, p. 4
Reunification plan	Ch. XXI, p. 2	Recordation	
Sample colloquy for		Custody cases transferred	L
citizen review panel	Ch. XXI, p. 6	from superior court	Ch. XI, p. 2
Sample colloquy for	-	Deprivation cases	Ch. VI, p. 3, 4
judicial review	Ch. XXI, p. 6	Mental health	
Visitation with	× 1	commitment hearings	Ch. XIII, p. 3
deprived child in		Termination cases	Ch. IX, p. 5
DFCS custody	Ch. XXIII, p. 1		eni ili, pre
	····, F	Records	See Access
Petitions			2001100000
Deprivation		<b>Records Management</b>	
requirements	Ch. VI, p. 1	Carbon copies of	
time limitations	om (1, p. 1	docket sheets	Ch. XXV, p. 2
on filing	Ch. VI, p. 1	Citizen review	cii. 7777, p. 2
Involuntary mental	Cii. VI, p. 1	panel records	Ch. XXV, p. 2
health commitment	Ch. XIII, p. 1	Court budget working	Cii. 7477, p. 2
Modify or vacate order	Ch. VI, p. 6	papers file	Ch. XXV, p. 2
Parental notification	Cii. Vi, p. 0	Court procurement file	Ch. XXV, p. 2 Ch. XXV, p. 3
of abortion	Ch. XV, p. 2	Court records	$\operatorname{CH}_{\mathbf{X}} \mathbf{X} \mathbf{V}, \mathbf{p}, \mathbf{S}$
Termination of	CII. X V, p. 2	destruction notice and	
	Ch IV n 1	certification file	Ch VVV n 2
parental rights	Ch. IX, p. 1	Court records transmittal	Ch. XXV, p. 2
Dustrial Conference			Ch VVV n 2
Pretrial Conference	1	and receipt file	Ch. XXV, p. 2
Custody cases transferred		Docket books	Ch. XXV, p. 1
from superior court	Ch. XI, p. 2	Individual case files	Ch. XXV, p. 2
Termination cases	Ch. IX, p. 5	Minute book	Ch. XXV, p. 1
		Non-appealed transcripts	
Probable Cause Hearing		of court proceeding files	Ch. XXV, p. 2
Evidence	Ch. V, p. 1	Reporter's notes and files	Ch. XXV, p. 1
Persons present	Ch. V, p. 1	Sharing of records	
Purpose	Ch. V, p. 1	among juvenile courts	Ch. XXV, p. 3
Rights of parties	Ch. V, p. 1	Trust financial files	Ch. XXV, p. 1
Standard of proof	Ch. V, p. 1		

## **Probation/Supervision**

Authority of court to order	Ch. IV, p. 2
Supervision fees	Ch. XIX, p. 1
Transfer to another state	Ch. XIV, p. 1

#### Reports Admi

delinquent or
Ch. IV, p. 1
Ch. VI, p. 6
Ch. IX, p. 6

#### Restitution

Authority of court to order	Ch. IV, p. 2	
	Ch. XX, p. 1	
Definition	Ch. XX, p. 1	
Effect of commitment to		
Dept. of Juvenile Justice	Ch. XX, p. 5	
Enforcement of order	Ch. XX, p. 4	
Evidence to be considered	Ch. XX, p. 2	
Order		
measuring damages	Ch. XX, p. 3	
modification of	Ch. XX, p. 4	
sufficiency of evidence	Ch. XX, p. 3	
written findings	Ch. XX, p. 3	
Parental obligation to pay	Ch. XX, p. 5	
Payment issues	Ch. XX, p. 4	
Peonage	Ch. XX, p. 4	
Procedure	Ch. XX, p. 1	
Victim impact statements	Ch. XX, p. 2	
<b>Return of Physical Custody</b>		
Procedure	Ch. XII, p. 1	
<b>Return of Runaways and Escapees</b> See Interstate Compact		
Service	I	

Deprivation petition		term
And summons	Ch. VI, p. 1, 2	
Termination petition		Time Li
And summons	Ch. IX, p. 2	Cha
	-	Desi
Shelter Care		disp
For a deprived child	.Ch. VI, p. 4	Filin
For an unruly child	Ch. II, p. 4	petit
-	-	-

Summons	See Service
Supersedeas	Ch. VI, p. 8
Supervision Fees	
Consideration of in	
disposition of case	Ch. IV, p. 3
Enforcement of order	Ch. XIX, p. 2
Statutory limits	Ch. XIX, p. 1
liability of parent	Ch. XIX, p. 1
preference for	
child to pay	Ch. XIX, p. 1
Supplemental Juvenile	
Services Fund	
creation of	Ch. XIX, p. 1
limitations on use	Ch. XIX, p. 1
Termination Proceedings	
Access to proceedings	Ch. IX, p. 5
Appeals	Ch. IX, p. 7
Appointment of counsel	Ch. IX, p. 4
Appointment of guardian	-
ad litem	Ch. IX, p. 2
Continuances	Ch. IX, p. 5
Discovery	Ch. IX, p. 4
Effect of judgment	Ch. IX, p. 7
Evidence admissible	om 11, pr /
for disposition	Ch. IX, p. 6
Filing of complaint/petiti	
Inadmissibility of record	-
Mental evaluations	Ch. IX, p. 5
Orders	Ch. IX, p. 5, 6
Placement of child	Ch. IX, p. 7
Recordation	Ch. IX, p. 5
Review of adoption effor	-
Service	Ch. IX, p. 8 Ch. IX, p. 2
Standard of proof	Ch. IX, p. 2 Ch. IX, p. 6
-	Cii. 17, p. 0
Visitation following termination	Ch. XXIII, p. 3
termination	CII. AAIII, p. 5
Time Limitations	
Chart	Ch. XVI, p. 1
Designated felony	
dispositional order	Ch. VIII, p. 3
Filing of deprivation	
petition	Ch. VI, p. 1, 10

Hearings			
Delinquency adjud.	Ch. III, p. 1		
Delinquency detentior	-		
Deprivation adjud.	Ch. VI, p. 4		
DFCS' report that	<i>,</i> 1		
Reunification is			
not appropriate	Ch. XXI, p. 2		
parental notification	· 1		
of abortion	Ch. XV, p. 2		
petition for involuntar			
mental health	•		
commitment	Ch. XIII, p. 3		
unruly/delinquency			
disposition	Ch. IV, p. 1		
unruly detention	Ch. II, p. 4		
Involuntary mental			
health treatment	Ch. XIII, p. 5		
Notice to schools	Ch. III, p. 3,		
	Ch. VIII, p. 1		
Traffic Proceedings			
Disposition	Ch. VII, p. 2		
Fines	Ch. VII, p. 2		
Hearing	Ch. VII, p. 1		
License revocation	Ch. VII, p. 2		
Offenses to be handled			
as delinquency cases	Ch. VII, p. 1		
Report to Dept. of			
Public Safety	Ch. VII, p. 2		
Rights of child	Ch. VII, p. 1, 3		
Sample colloquy	Ch. VII, p. 3		
Sample monologue	Ch. VII, p. 2		
Suspension of license	Ch. VII, p. 2		
Use of nolo contendere	Ch. VII, p. 2		
Venue	Ch. VII, p. 1		
Transfer (Bindover) Hearings			
Case law	Ch. X, p. 1		
Notice of hearing	Ch. X, p. 1 Ch. X, p. 1		
Sample order	Ch. X, p. 3		
	, p. c		
Uniform Child Custody Jurisdiction Act			
Application to			
deprivation cases	Ch. VI, p. 1		

l	Jn	ruly	Proceedings
---	----	------	-------------

Adjudicatory hearing	Ch. III, p. 1
admissions	Ch. III, p. 2
persons present	Ch. III, p. 1
procedure	.Ch. III, p. 1
right to counsel	Ch. III, p. 1
standard of proof	.Ch. III, p. 2
Detention hearing	Ch. II, p. 4
place of detention	Ch. II, p. 4, 5
purpose	Ch. II, p. 5
rights of parties	Ch. II, p. 5
time limitations	Ch. II, p. 4
Dispositional hearing	
dispos. alternatives	Ch. IV, p. 5
evidentiary matters	Ch. IV, p. 1
persons present	Ch. IV, p. 1
Venue	
Deprivation cases	Ch. VI, p. 1
Termination cases	Ch. IX, p. 1
Traffic cases	Ch. VII, p. 1
	-
Victim Impact Statements	
Consideration of in	
delinquency/unruly	
dispositional hearings	Ch. IV, p. 2
Consideration of in	
determining restitution	Ch. XX, p. 2
Visitation	
Enforcement of orders	Ch. XXIII, p. 4
Following termination of	
parental rights/adoption	Ch. XXIII, p. 3
While attending court	
proceeding	Ch. XXIII, p. 4
With deprived child in	-
DFCS custody	Ch. XXIII, p. 1
With delinquent child	-
in DJJ custody	Ch. XXIII, p. 3

cjcj/index/may '98