

IC 31-34-8

Chapter 8. Program of Informal Adjustment

IC 31-34-8-1

Implementation of program; statement by court of reasons for denial; program considered approved in certain circumstances

Sec. 1. (a) After the preliminary inquiry and upon approval by the juvenile court, the intake officer may implement a program of informal adjustment if the officer has probable cause to believe that the child is a child in need of services.

(b) If the juvenile court denies a program of informal adjustment, the court shall state its reasons for the denial. The reasons may include that:

- (1) the juvenile court finds no probable cause to believe that the child is a child in need of services; or
- (2) the juvenile court finds that the coercive intervention of the juvenile court is required.

(c) If the juvenile court does not act to either:

- (1) approve or deny a program of informal adjustment; or
- (2) set a hearing date;

within ten (10) days of its submission to the juvenile court, the program of informal adjustment is considered approved.

(d) If:

- (1) the juvenile court sets a hearing under subsection (c); and
- (2) the hearing is not concluded and action taken to approve or deny the program of informal adjustment within thirty (30) days of the submission of the program to the juvenile court;

the program of informal adjustment is considered approved.

As added by P.L.1-1997, SEC.17. Amended by P.L.146-2008, SEC.584.

IC 31-34-8-2

Consent

Sec. 2. The child and the child's parent, guardian, custodian, or attorney must consent to a program of informal adjustment.

As added by P.L.1-1997, SEC.17.

IC 31-34-8-3

Petition for compliance; notice; hearing; order; contempt

Sec. 3. (a) Upon the filing of a petition for compliance and after notice and a hearing on the petition for compliance, the juvenile court may order the parent, guardian, or custodian of a child to participate in a program of informal adjustment implemented under section 1 of this chapter.

(b) A parent, guardian, or custodian who fails to participate in a program of informal adjustment after being ordered under subsection (a) to participate may be found in contempt of court.

As added by P.L.1-1997, SEC.17. Amended by P.L.146-2008, SEC.585.

IC 31-34-8-4

Repealed

(Repealed by P.L.138-2007, SEC.93.)

IC 31-34-8-5

Repealed

(Repealed by P.L.146-2008, SEC.804.)

IC 31-34-8-6

Duration of program; extension

Sec. 6. A program of informal adjustment may not exceed six (6) months, except by approval of the juvenile court. The juvenile court may extend a program of informal adjustment an additional three (3) months.

As added by P.L.1-1997, SEC.17. Amended by P.L.146-2008, SEC.586.

IC 31-34-8-7

Report on extent of compliance

Sec. 7. (a) Not later than five (5) months after the department implements a program of informal adjustment under this chapter, the department shall file with the court a report indicating the extent of compliance with the program.

(b) If the court approves an extension of the period of the informal adjustment under section 6 of this chapter, the department shall file a supplemental report not later than eight (8) months after the department implements the program of informal adjustment updating the court on the status of a person's compliance with the program.

As added by P.L.1-1997, SEC.17. Amended by P.L.234-2005, SEC.179; P.L.146-2008, SEC.587.

IC 31-34-8-8

Repealed

(Repealed by P.L.146-2008, SEC.805.)

IC 31-34-8-9

Repealed

(Repealed by P.L.146-2008, SEC.805.)