

**IN THE THIRTEENTH JUDICIAL CIRCUIT COURT OF MISSOURI
EN BANC**

IN RE: Juvenile Detention Hearings
05-11

ORDER

IT IS HEREBY ORDERED THAT juveniles in custody may appear by video in Boone/Callaway County Family Court for detention hearings.

IT IS FURTHER ORDERED THAT the following procedure will apply for detention hearings:

1. Juveniles will appear by video from the Robert L. Perry Juvenile Justice Center for detention hearings.
2. Juveniles may elect to appear in person for detention hearings. Counsel or the Robert L. Perry Juvenile Justice Center shall notify the Juvenile Office at least twenty-four (24) hours prior to a detention hearing, when a juvenile requests to appear in person.
3. Juveniles who elect to appear by video, on the advice and consent of counsel, will sign a waiver of appearance form. Juvenile's counsel will also sign the waiver.
4. The Juvenile Office shall provide Counsel access to meet with the juvenile confidentially via video prior to the detention hearing. The video systems are available in the Boone County and Callaway County Courthouses.

5. Counsel shall contact the Boone County Juvenile Office at (573) 886-4200 or the Callaway County Juvenile Office at (573) 642-7992 to schedule a time to meet with the juvenile via video system.
6. The Juvenile Office shall make arrangements with the Robert L. Perry Juvenile Justice Center for the juveniles to appear by video to speak with counsel and for detention hearing appearances.
7. The Juvenile Officer and/or Robert L. Perry Juvenile Justice Center shall arrange transportation of the juveniles to Court, should any juvenile elect to appear in person.

IT IS FURTHER ORDERED THAT the following provisions shall apply to juvenile detention proceedings:

1. Any system used for conducting video hearings shall:
 - a. Enable the persons communicating to be able to simultaneously see and speak to one another;
 - b. Provide a live signal transmission that is secure from unauthorized acquisition; and
 - c. Record the proceeding in order to produce an accurate transcript upon request.
2. Video hearings shall be conducted in the same manner as if the parties had appeared in person, and the presiding judicial officer may exercise all powers consistent with the proceeding. Any documents filed in a video hearing may be transmitted by facsimile transmission; signatures on a document transmitted by facsimile transmission shall have the same force and effect as original signatures.

3. The presiding judicial officer shall begin all video hearings by stating on the record the identities of all counsel, parties and witnesses present in the courtroom and at the remote site.

IT IS FURTHER ORDERED THAT the circuit clerk's office distribute a copy of this order to each member of the bar in this circuit.

Done this 31st day of March 2011.

For the Court,



Leslie Schneider
Family Court Judge

EFFECTIVE DATE: April 1, 2011