

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

ADMINISTRATIVE ORDER

95-1

WHEREAS, Chief Judges are authorized by Colorado Rules of Juvenile Procedure, Rule 3.7 [effective 1/1/89] to designate persons as officers of the Court with authority to determine whether a juvenile taken into temporary custody should be released to a parent, guardian or other legal custodian, or admitted to a detention or shelter facility pending a detention hearing set upon notice to the Court that the Juvenile has been taken into custody; and

WHEREAS, The Chief Judge for the Seventh Judicial District finds it desirable to utilize said Rule 3.7 so as to assure the ready availability of a judicial officer when needed to exercise the authority contemplated by the Rule;

NOW THEREFORE, IT IS ORDERED, That all District Judges, all County Judges, and the District Administrator, duly appointed and acting in the Seventh Judicial District, are each hereby vested with the authority to determine whether a juvenile taken into temporary custody should be released or detained pending further orders of the Court.

IT IS RECOGNIZED, That the test for determining that detention is appropriate is governed by statute [§19-2-203(1.5)] which states that a juvenile is to be detained if the juvenile's immediate welfare or the protection of the community so require, after giving due consideration to preadjudication service programs and other resources (tracking, electronic home monitoring, advocates) which are available, if any.

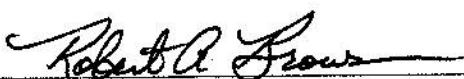
IT IS FURTHER ORDERED, That if a determination is made that the juvenile should be detained (rather than to be released to the juvenile's parent, guardian or legal custodian), then the officer making a determination to detain shall do the following:

1. designate the place of detention, whether in the Grand Mesa Youth Services Center in Grand Junction, Colorado, or a staff secure placement, or some other appropriate out-of-home placement; and

2. ascertain which District Judge in the Seventh Judicial District is most readily available, within a 48-hour period (excluding Saturdays, Sundays and legal holidays) [see: §19-2-204], to conduct a detention hearing with respect to said juvenile, and

3. set the matter for a detention hearing within said 48-hour period with notice to the District Judge who is to be responsible for conducting said detention hearing.

DONE BY THE COURT, This 31st day of January, 1995.



Chief Judge for the 7th Judicial District

cc: District Judges
County Judges
District Administrator
Juvenile In-Take Officers