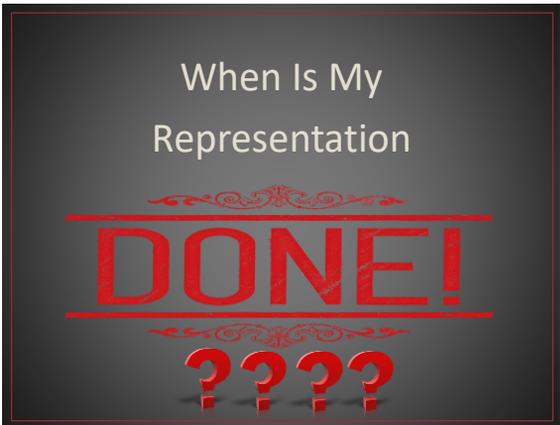
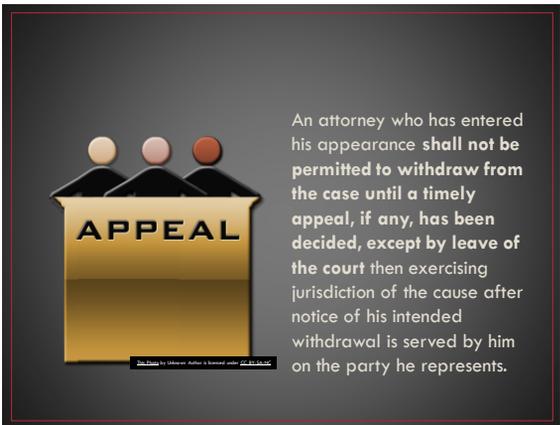




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2



3

Youth's Continued Need for Advocacy After Disposition

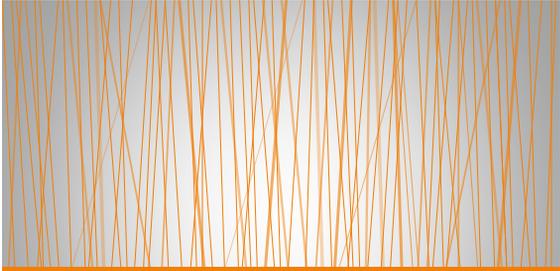
- Appeals
- Review Hearings
- Clarity on probation requirements
- Requests for modification of a disposition plan
- Representation in probation or parole hearing
- Advice or representation in response to alleged disciplinary infractions while incarcerated or in a placement.
- Access to family
- Adequate educational opportunities while in placement
- Adequate treatment and services while on probation or in placement.
- Monitoring the youth's safety and other conditions of confinement

4

Review Hearings



5



Revocation of Probation/Parole

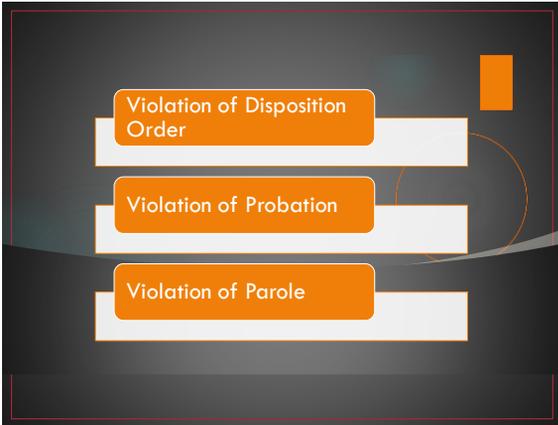
6



CHANGE OF PLANS

Modification of Disposition
§43-21-613

7

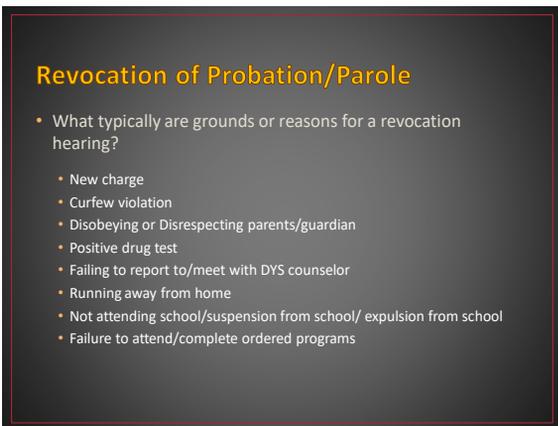


Violation of Disposition Order

Violation of Probation

Violation of Parole

8



Revocation of Probation/Parole

- What typically are grounds or reasons for a revocation hearing?
 - New charge
 - Curfew violation
 - Disobeying or Disrespecting parents/guardian
 - Positive drug test
 - Failing to report to/meet with DYS counselor
 - Running away from home
 - Not attending school/suspension from school/ expulsion from school
 - Failure to attend/complete ordered programs

9

How is a Revocation Hearing Initiated?

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10

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 - the facts which show the violation of that order, probation or parole.

11

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 - the alleged violation of that order, probation or parole, and
 - the facts which show the violation of that order, probation or parole.
- Summons shall be served in the same manner as summons for an adjudicatory hearing.

12

Hearing

- Hearing must comply with sections that apply to adjudicatory hearings. §43-21-613(1)
- Adjudicatory hearings are governed by:
 - §43-21-551, Time of Hearing
 - §43-21-557, Conduct of Hearing
 - §43-21-559, Evidence and Admissions
 - §43-21-561, Standard of Proof, order & confidentiality

13

Ruling

- If the youth court finds, after a hearing which complies with the sections governing adjudicatory hearings, that the terms of a delinquency or child in need of supervision disposition order, probation or parole have been violated, the youth court may, in its discretion, **revoke the original disposition and make any disposition which it could have originally ordered.**



14

On Motion of
the Child
OR THE CHILD'S
PARENT OR
GUARDIAN



15

§43-21-263.
Sealing and Unsealing

- (1) The youth court may order the sealing of records involving children:
 - (a) if the child who was the subject of the cause has attained twenty (20) years of age;
 - (b) if the youth court dismisses the cause; or
 - (c) if the youth court sets aside an adjudication in the cause.
- (2) The youth court may, at any time, upon its own motion or upon application of a party to a youth court cause, order the sealing or unsealing of the records involving children.

16

YOUTH IN PLACEMENT



17