

# ARTICLE 7

## JUVENILE PROCEEDINGS

### 7.0 PURPOSE AND POLICY

These rules set forth procedures for the Juvenile Court in the 23rd Judicial Circuit. They supplement the Juvenile Court Act (705 ILCS 405/1-1 et seq.), the Code of Civil Procedure (735 ILCS 5/1-101 et seq.) and the Rules of the Illinois Supreme Court. They are designed to facilitate the movement of cases through the Court by reducing unnecessary delay, strengthening caseflow management, and encouraging involvement of parents and other parties so as to ensure the best interests of the children are protected.

### 7.05 JUVENILE COURT JUDGES

The Presiding Judges in DeKalb and Kendall Counties shall designate a judge to hear juvenile matters in their respective county. All Juvenile Court matters, including both shelter care and detention hearings, shall be heard by the assigned judge, or by any judge sitting in his or her stead. The judge entering the adjudicatory order shall, whenever possible, conduct the dispositional hearing.

### 7.10 INTERSTATE COMPACT ON JUVENILES

All requests for return of a minor pursuant to the Interstate Compact on Juvenile Act (45 ILCS 10/0.01 *et seq.*) requiring court approval shall be heard by the assigned judge or by any judge sitting in his stead.

### 7.15 APPOINTMENT OF COUNSEL

- A. If any Respondent in a juvenile court action qualifies for counsel by Statute or the Rules for court appointed counsel, the Public Defender shall be first appointed.
- B. If any other Respondent qualifies for court-appointed counsel and a conflict exists, conflict counsel shall be appointed.

### 7.20 SCHEDULING

All court dates shall be obtained by or as directed by the assigned judge, or by any judge sitting in his stead

### 7.25 SECURE CUSTODY AND DETENTION OF MINORS

A minor determined to require secure detention pursuant to 705 ILCS 5-410(2) shall be detained in the Kane County Juvenile Justice Center unless otherwise directed by court order.

### 7.30 DISCOVERY

In all cases involving juvenile abuse and dependency:

- A. Discovery with leave of Court. All provisions for civil discovery set out in the Supreme Court Rules are applicable only with leave of Court for good cause shown.

B. Exchange of Information without leave of court. Parties may voluntarily exchange information upon reasonable written requests for information, documents, records, list of witnesses or evidence available for inspection without leave of Court.

C. All attorneys and respondents shall comply with the rules of confidentiality and accessibility of juvenile court records as set forth at 705 ILCS 405/1-8.

### **7.35 DISCOVERY**

In all cases involving Juvenile delinquency:

A. Discovery shall be governed by Illinois Supreme Court Rules 412 (Disclosure to Accused) and 413 (Disclosure to Prosecution).