

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
FAMILY COURT DIVISION

IN RE: Family and Juvenile Drug Court
Consultation Group and
Administrative Procedures

ADMINISTRATIVE ORDER: ~~09-~~
10-01

ORDER

Now, on this 8th day of February, 2010, it is hereby ordered:

1. The Juvenile and Family Drug Court Consultation Group ("Consultation Group") shall operate for the purpose of advising the Administrative Judge of the Family Court Division relative to the policies and procedures governing the operations of the Family and Juvenile Drug Courts. The Consultation Group shall also advise the Administrative Judge on other matters such as: the capacity of the Drug Courts, trends in drug use and abuse, identification and treatment of adults and youth whose abuse of controlled and/or illegal substances make them appropriate for Drug Court enrollment, drug and alcohol tests and procedures to be used, admission and case assignment criteria, and other matters as may be directed by the Administrative Judge.
2. Appointments to the Consultation Group shall be made by the Administrative Judge. In addition to the Administrative Judge, the following individuals are appointed to serve on the Consultation Group:
 - a. Commissioner, Division 44
 - b. Juvenile Officer
 - c. Deputy Court Administrator/Family Court
 - d. Director, Assessment and Development Services
 - e. Regional Director, Children's Division, Jackson County, Missouri
 - f. An attorney who represents parents and who frequently appears in Drug Court or a Guardian ad litem who frequently appears in Drug Court

Upon invitation and with respect to specific agenda items, the Group may request that representatives of treatment facilities and other interested parties attend the Group's meetings and offer suggestions or opinions.

3. The Consultation Group shall meet, at a minimum, on a quarterly basis, and may meet more frequently at the Group's discretion. The Group shall meet on the following dates in 2010:

Monday, January 25, 2010
Monday, April 26, 2010
Monday, July 26, 2010
Monday, October 25, 2010

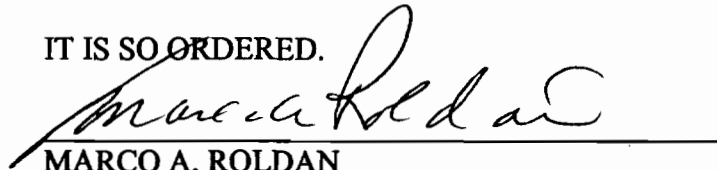
Current statistics on the existing number of cases in the Juvenile Drug Court and the Family Drug Court, by child and by family, shall be provided to the members of the Consultation Group prior to each meeting for review at the meeting. The Administrative Judge may use discretion to develop ad hoc assignments to be completed by some or all of the Group members.

4. The current caseload capacity for the Family Drug Court is 100 families and the workload factor for the Juvenile Drug Court is 360. The caseload and workload capacities for both programs are subject to change by the Juvenile Officer, with the advice and consent of the Consultation Group. If a consensus cannot be reached on a caseload capacity issue and/or an operating procedure issue, the Juvenile Officer shall make the final determination on that issue.
5. Caseload information shall be made available to the Juvenile Officer on a daily basis. The Juvenile Officer has the final authority to accept or deny a case for admission into the Drug Court and shall be responsible for informing the Docketing Unit of capacity limitations or modifications to the capacity. No case shall be assigned to the Drug Courts without the approval of the Juvenile Officer and only in accordance with established operating procedures.
6. That the following procedures shall govern the transfer of cases between the Family and Juvenile Drug Court and other Family divisions:
 - a. During the pendency of any case filed by the Juvenile Officer pursuant to Chapter 211, upon the Court's own motion or upon the motion of any party, the division hearing the case may order the Juvenile Officer to screen the case for eligibility and admission into the Family and Juvenile Drug Court.
 - b. The Juvenile Officer shall screen all cases for entry to the Family and Juvenile Drug Court within five days of any such order. If the case is accepted for entry, the Juvenile Officer shall notify, in writing, both the Commissioner assigned to the Family and Juvenile Drug Court, the referring Commissioner, and all parties, that the case has been accepted into the Family and Juvenile Drug Court. The referring Commissioner shall arrange for transfer of the case.
 - c. Any party may also request the Juvenile Officer to screen the case for admission independent of a court order and, if admission is accepted, the Juvenile Officer or requesting party can move the assigned division for an order of transfer. The assigned division may then transfer the case directly to the Family and Juvenile Drug Court if capacity exists.

7. All orders, including case status review orders, issued by the Commissioner as part of a Family and Juvenile Drug Court cases, shall be entered into the Court's legal file as required by Missouri Supreme Court Rules 74.02 and 74.03 and Missouri Court Operating Rule 4.03, and shall clearly designate the distribution of copies of said orders.
8. As required by §478.005 R.S.Mo. and 42 USCS §290dd-2, treatment court records, excluding originals of case status orders, shall be kept separate and confidential from other juvenile court records under procedures to be established by the Deputy Court Administrator/Family Court. If a motion to modify has been filed by a party and a detention or protective custody hearing is scheduled, Judicial Records shall obtain the treatment court records and shall provide them to the judicial officer in advance in the same manner as with the legal and social file.
9. As much as practicable, cases terminated from the Family and Juvenile Drug Court shall be reassigned on a rotating basis among Divisions 40, 41 and the Administrative Judge. Division 44 shall prepare an order of transfer and reassignment on all cases terminated from the Family and the Juvenile Drug Court. Such cases shall be assigned to the other three divisions on an alternating basis by the administrative judge.
10. This order may be amended from time to time to include additional procedures as determined by the Family and Juvenile Drug Court Consultation Group.

It is further ordered that Administrative Orders 00-23, 09-03 and 09-05 are hereby set aside and held for naught.

IT IS SO ORDERED.



MARCO A. ROLDAN
ADMINISTRATIVE JUDGE
FAMILY COURT DIVISION

Copies to:
Court Administrator
Family Court Judges and Commissioners
Deputy Court Administrator/Family Court
Juvenile Officer
Family Court Directors
Assistant Legal Counsel/Family Court
Office of the Guardian ad litem
CASA Project
Office of the Public Defender
Children's Division, Jackson County offices
Division of Legal Services (DSS), Jackson County office
Chairs, Juvenile and Family Law Committees, KCMBA