

IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS
TENTH JUDICIAL DISTRICT

Re: Kansas Juvenile Detention Risk Assessment (KDAI) and

Juvenile Intake and Assessment Center discovery

Administrative Order No. 2019 - 01

ORDER FOR JIAC TO PRODUCE KDAI REPORTS
TO COURT AND ATTORNEYS

KSA 38-2331(a) requires the Court to base a juvenile offender removal and detention decision on a Kansas detention risk assessment instrument (KDAI) conducted by the Juvenile Intake and Assessment Center (JIAC) pursuant to KSA 75-7023(c), (d), & (e) and requires the court to make specific factual findings setting forth reasons to release or detain or to override a JIAC assessment. The initial and subsequent decisions to restrict a juvenile's liberty are significant in regard to affects detention has on the juvenile, the timely administration of justice, and public safety. In order to meet federal and state constitutional fundamental fairness and due process of law mandates, a juvenile respondent, the juvenile's attorney, the State's attorney, and the court must have complete access to the risk assessment scoring instrument in order to be able to review, challenge, support, explain, dispute, or override the instrument. KSA 38-2310 (e) (1) authorizes the Court to order disclosure of JIAC records and reports.

Therefore, it is hereby ordered that the Tenth District Juvenile Intake and Assessment Center (JIAC) shall forward a copy of the entire KDAI scoring instrument for each juvenile who has been assessed to the assigned judge/judicial division for the daily juvenile detention docket and to the District Attorney or assigned ADA by 8:30 a.m. each day or as soon as it is available to be produced. The Judicial Division Administrative Assistant shall immediately provide a copy of the instrument to the defense attorney assigned to the detention docket and to the attorney assigned to the case.

[This order does not apply to social interviews conducted by JIAC pursuant to KSA 75-7023(b).]

IT IS SO ORDERED.

January 17, 2019.



HONORABLE T. KELLY RYAN

Chief Judge


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