

## **IC 31-37-13**

### **Chapter 13. Factfinding Hearing**

#### **IC 31-37-13-1**

##### **Hearsay requirements; notice; opportunity to be heard**

Sec. 1. (a) Unless the allegations of a petition have been admitted, the juvenile court shall hold a factfinding hearing.

(b) If the factfinding hearing is not held immediately after the initial hearing as provided under IC 31-37-12-9, the prosecuting attorney or probation department of the juvenile court shall provide notice of any factfinding hearing to each foster parent or other caretaker with whom the child has been placed for temporary care. The court shall provide a person required to be notified under this subsection an opportunity to be heard at the factfinding hearing.

*As added by P.L.1-1997, SEC.20. Amended by P.L.138-2007, SEC.83.*

#### **IC 31-37-13-2**

##### **Judgment; order for predispositional report; scheduling of dispositional hearing**

Sec. 2. If the court finds that a child is a delinquent child, the court shall do the following:

- (1) Enter judgment accordingly.
- (2) Order a predispositional report.
- (3) Schedule a dispositional hearing.

*As added by P.L.1-1997, SEC.20. Amended by P.L.146-2008, SEC.635.*

#### **IC 31-37-13-3**

##### **Discharge of child**

Sec. 3. If the court finds that a child is not a delinquent child, the court shall discharge the child.

*As added by P.L.1-1997, SEC.20.*

#### **IC 31-37-13-4**

##### **Judgment entry; continuance; release from juvenile detention facility pending entry of judgment**

Sec. 4. (a) Except as provided in subsection (b), at the close of all the evidence and before judgment is entered, the court may continue the case for not more than twelve (12) months.

(b) If the child or the child's parent, guardian, or custodian requests that judgment be entered, the judgment shall be entered not later than thirty (30) days after the request is made.

(c) If the child is in a juvenile detention facility, the child shall be released not later than forty-eight (48) hours, excluding Saturdays, Sundays, and legal holidays, pending the entry of judgment. A child released from a juvenile detention facility pending the entry of judgment may be detained in a shelter care facility.

*As added by P.L.1-1997, SEC.20. Amended by P.L.35-1998, SEC.26.*

**IC 31-37-13-5**

**Findings required where delinquent act would be felony if committed by adult**

Sec. 5. If a finding of delinquency is based on a delinquent act that would be a felony if committed by an adult, the juvenile court shall state in the findings the following:

- (1) The specific statute that was violated.
- (2) The class of the felony had the violation been committed by an adult.

*As added by P.L.1-1997, SEC.20.*