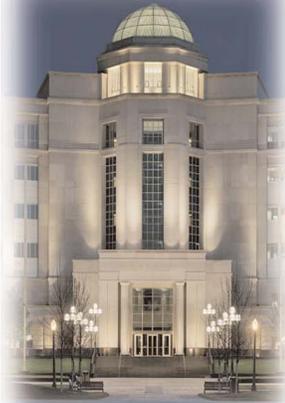


Judicial Information Systems

Trial Court System 2013 Juvenile Incompetency

Revised November, 2013 (revisions are in red)

Contact: Technical Service Representatives
Susan Svoboda, Michele Cox, Nora Edwards, Teresa Kinter



On March 28, 2013, Senate Bill #246 went into effect. Please use the following link for more information regarding Juvenile Competency.

<http://courts.mi.gov/Administration/SCAO/Documents/Family-Probate/JuvCompetency.pdf>

Help Desk Phone:
888-339-1547

Option 4:
TCS Help Desk
(Software questions)

Option 5:
Operations
(Hardware)

Help Desk Fax:
517-373-7451

Help Desk E-mail:
tcshelpdesk
@courts.mi.gov

JIS Website:
www.courts.mi.gov/jis
(click on Court
Systems to find TCS
link)

Caseload Changes

Final caseload report changes will be available in TCS with the December 2013 release.

Please note: Now that the SCAO forms have been defined, some of the event descriptions and codes have been modified to match the forms.

Events and Forms for Juvenile Competency:

~New~ Motion for Competency Evaluation (MCEV)

Order of Motion for Competency Evaluation (OCOM)
Form JC 107

This event begins the inactive case age
This event requires the disposition of INAC

Competency Hearing (COH)

~New~ Order after Hearing on Competency-Competent (OCMC)
Form JC 108

~New~ Order after Hearing to Determine Competency-Inactive (OCMI)
Form JC 108

This event begins the inactive case age
This event requires the disposition of INAR

~New~ Order after Hearing to Determine Competency-Dismissed
(OCMD) **Form JC 108**
This event requires the disposition of DINC

~New~ **Report from Forensic Mental Health/Restoration Provider (RMR)** This event ends the inactive case age
When entering this event a separate event of RMVD must be entered in order to remove the disposition of INAC (Inactive Incompetent)

~New~ **Restoration Hearing (RSH)**

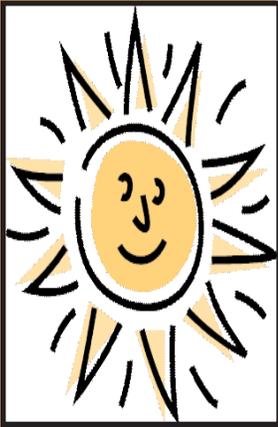
~New~ **Ex Parte Renewal of Restoration Order-Inactive (RORI) Form JC 109**

This event begins the inactive case age

This event requires the disposition of INAR

~New~ **Order Following Report on Restoration (RORD) Form JC 110**

If the charges are dismissed, this event is entered and requires a disposition of DINC.



New Adjudications/Dispositions:

Dismissed/Incompetent (DINC) -This disposition will be reported on line #8 for DL; Line #21 for DJ for caseload.

will be entered when prosecutor dismisses charges, the juvenile turns 18 years old, or when the court finds the juvenile incompetent and dismisses the charges

When entering this disposition an event of CLO/CLOC needs to be entered to stop the case from aging and close the petition.

Inactive/Competency (INAC) - This disposition will be reported on line #13 for DL; Line #22 for DJ for caseload.

will be entered when an Order on Motion for Competency Evaluation is ordered

Inactive/Restore (INAR) - This disposition will be reported on line #13 for DL; Line #22 for DJ for caseload.

*will be entered when a competency hearing has been held, an order after hearing to determine competency has been entered, the juvenile is found incompetent and a restoration order is entered

Adding Events:

If the court orders the evaluation, the petition is made inactive.
Adjudication= Inactive/Competency Evaluation

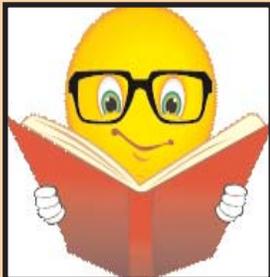


MICHELE UCIXEIK	UCSGEN - TEST	HOJ
Edit Event		3/13/13
Crt: P 13 13 Jurist: RECK	Bond:	Auth: 01/05/2013 ADJU Pub
Case: 2013 1300240301 DL	MARC SOLTYS	
Atty:	Worker:	CVA ABS
File: 1/01/2013 Dispose: 1/25/2013	Rec:	Can use INAC or INAR whichever is applicable
Evt: <u>OCOM</u> Dte: <u>3/13/2013</u>	Plea: _____	Dsp: <u>INAC</u> Pgm/Rslt: _____ Monetary: _
Pty: <u>JUV</u> <u>1</u> Cnt: _____	Atty: _____	Jur: _____ Due Dte: _____
Additional Party: _____	Suppress: Case: _ Party: _	Mic#: _____
Cmt: _____		
Form: _____	Register: _____	Receipt: _____ Amount: _____

Each time the Report from Forensic Mental Health/Restoration Provider (RMR) is received, the petition will be reopened. A separate event of RMVD needs to be entered.

MICHELE UCIXEIK	UCSGEN - TEST	HOJ
Edit Event		3/20/13
Crt: P 13 13 Jurist: RECK	Bond:	Auth: 01/05/2013 ADJU Pub
Case: 2013 1300240301 DL	MARC SOLTYS	
Atty:	Worker:	CVA ABS
File: _____	Close:	
This event will automatically end inactive status and restart the time		
Evt: <u>RMR</u> Dte: <u>3/20/2013</u>	Plea: _____	Dsp: _____ Pgm/Rslt: _____ Monetary: _
Pty: <u>JUV</u> <u>1</u> Cnt: _____	Atty: _____	Jur: _____ Due Dte: _____
Additional Party: _____	Suppress: Case: _ Party: _	Mic#: _____
Cmt: _____		
Form: _____	Register: _____	Receipt: _____ Amount: _____

Edit Event		3/20/13
Crt: P 13 13 Jurist: RECK	Bond:	Auth: 01/05/2013 ADJU Pub
Case: 2013 1300240301 DL	MARC SOLTYS	
Atty:	Worker:	CVA ABS
File: 1/01/2013 Dispose: 1/25/2013	Reopen:	Close:
Evt: <u>RMVD</u> Dte: <u>3/20/2013</u>	Plea: _____	Dsp: _____ Pgm/Rslt: _____ Monetary: _
Pty: <u>JUV</u> <u>1</u> Cnt: _____	Atty: _____	Jur: _____ Due Dte: _____
Additional Party: _____	Suppress: Case: _ Party: _	Mic#: _____
Cmt: _____		
Form: _____	Register: _____	Receipt: _____ Amount: _____



Meaningful Events:

The following pages are scenarios/meaningful events that could be used when processing a juvenile that is found to be incompetent:

NOTE:

If the juvenile is found competent at anytime, the case will proceed to adjudication where the juvenile can plea or request a trial.

MEANINGUL EVENTS FOR JUVENILE INCOMPETENCY

Scenario #1: Involves a juvenile where they have been returned for restoration of competency and the case is dismissed.

Document Filed	Event Type Code	Date	Result/Activity	Next Hearing Scheduled	Adjudication	Caseload Line #
Petition	PET	1/2/2013		Preliminary Hearing		Part 1, New Filing, Line 1
Petition Authorized	PRH	1/5/2013	AUT			Part 4, Pending
Motion for Competency Evaluation	MCEV	1/10/2013		Competency Hearing		N/A
Order on Motion for Competency Evaluation	OCOM	1/20/2013	Motion Granted		Dsp: Inactive/Competency Evaluation - (INAC)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Forensic Mental Health	RMR	2/1/2013		Competency Hearing		
Remove Disposition	RMVD	2/1/2013	Reopen Petition			Part 1, Reopen Line 3; Part 4, Pending
Competency Hearing	COH	2/8/2013				N/A
Order after Hearing to Determine Competency-Inactive	OCMI	2/10/2013	Incompetent, but may be restored		Dsp: Inactive/Restoration Order -(INAR)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Restoration Provider	RMR	3/10/2013		Restoration Hearing		
Remove Disposition	RMVD	3/10/2013	Reopen Petition			Part 1, Reopen Line 3; Part 4, Pending
Restoration Hearing	RSH	3/12/2013				N/A
Order Following Report on Restoration	RORD	3/25/2013	Incompetent, and cannot be restored		Dsp: Dismissed for Incompetency (DINC)	Part 2, Dismissed Incompetent, Line 8 (DL) Line 21 (DJ)
Close Petition	CLO/CLOC	3/25/2013	Close Petition			Part 4, Disposed

MEANINGUL EVENTS FOR JUVENILE INCOMPETENCY

Scenario #2: Involves a juvenile where they may be restored to competency and the juvenile aged out of the system or the prosecutor dismissed the charges.

Document Filed	Event Type Code	Date	Result/Activity	Next Hearing Scheduled	Adjudication	Caseload Line #
Petition	PET	1/2/2013		Preliminary Hearing		Part 1, New Filing, Line 1
Petition Authorized	PRH	1/5/2013	AUT			Part 4, Pending
Motion for Competency Evaluation	MCEV	1/10/2013		Competency Hearing		
Order on Motion for Competency Evaluation	OCOM	1/20/2013	Motion Granted		Dsp: Inactive Competency Evaluation- (INAC)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Forensic Mental Health	RMR	2/1/2013		Competency Hearing		
Remove Disposition	RMVD	2/1/2013	Reopen Petition			Part 1, Reopen, Line 3; Part 4, Pending
Competency Hearing	COH	2/8/2013				N/A
Order after Hearing to Determine Competency-Inactive	OCMI	2/10/2013	Incompetent, but may be restored	N/A	Dsp: Inactive/Restoration Order -(INAR)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Restoration Provider	RMR	3/10/2013		Restoration Hearing		N/A
Remove Disposition	RMVD	3/10/2013	Reopen Petition			Part 1, Reopen, Line 3; Part 4, Pending
Motion for Dismissal of Charges -or- Minor attains the age of 18	NOP	3/15/2013			Dsp: Dismissed for Incompetency (DINC)	Part 2, Dismissed Incompetent, Line 8 (DL) Line 21 (DJ);
Close Petition	CLO/CLOC	3/25/2013	Close Petition			Part 4, Disposed

MEANINGUL EVENTS FOR JUVENILE INCOMPETENCY

Scenario #3: Involves a juvenile where they are found to be incompetent and the charges are dismissed due to incompetency.

Document Filed	Event Type Code	Date	Result/Activity	Next Hearing Scheduled	Disposition	Caseload Line #
Petition	PET	1/2/2013		Preliminary Hearing		Part 1, New Filing, Line 1
Petition Authorized	PRH	1/5/2013	AUT			Part 4, Pending
Motion for Competency Evaluation	MCEV	1/10/2013		Competency Hearing		N/A
Order on Motion for Competency Evaluation	OCOM	1/20/2013	Motion Granted		Dsp: Inactive/Competency Evaluation-(INAC)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Forensic Mental Health	RMR	3/1/2013		Competency Hearing		N/A
Remove Disposition	RMVD	3/1/2013	Reopen Petition			Part 1, Reopen, Line 3; Part 4, Pending
Competency Hearing	COH	3/82013				N/A
Order after Hearing to Determine Competency	OCMD	3/10/2013	Incompetent, cannot be restored	N/A	Dsp: Dismissed for Incompetency-(DINC)	Part 2, Dismissed Incompetent, Line 8 (DL), Line 21 (DJ);
Close Petition	CLO/CLOC	3/25/2013	Close Petition			Part 4, Disposed

MEANINGUL EVENTS FOR JUVENILE INCOMPETENCY

Scenario #4: Involves a juvenile where they are found to be competent and the case continues to pretrial/trial.

Document Filed	Event Type Code	Date	Result/Activity	Next Hearing Scheduled	Disposition	Caseload Line #
Petition	PET	1/2/2013		Preliminary Hearing		Part 1, New Filing, Line 1
Petition Authorized	PRH	1/5/2013	AUT			Part 4, Pending
Motion for Competency Evaluation	MCEV	1/10/2013		Competency Hearing		N/A
Order on Motion for Competency Evaluation	OCOM	1/20/2013	Motion Granted		Dsp: Inactive/Competency Evaluation-(INAC)	Part 2, Inactive Status, Line 13 (DL) Line 22 (DJ); Stops Part 4 Aging/Inactive
Report from Forensic Mental Health	RMR	3/1/2013		Competency Hearing		N/A
Remove Disposition	RMVD	3/1/2013	Reopen Petition			Part 1, Reopen, Line 3; Part 4, Pending
Competency Hearing	COH	3/82013				N/A
Order after Hearing to Determine Competency	OCCM	3/10/2013	Competent, case continues to pretrial or trial	Pretrial/Trial		N/A

MEANINGUL EVENTS FOR JUVENILE INCOMPETENCY

NOTES:

All of the above scenarios are for felony charges.

If scenario 1 and 2 involved a misdemeanor or traffic offense charge and the judge ruled that the minor is incompetent, **but may be restored**, the petition should be dismissed for incompetency.

If scenario 1 and 2 involved a serious misdemeanor and the judge ruled that the minor is incompetent, **but may be restored**, the petition could have been adjudicated as dismissed for incompetency OR inactive/restoration order.

REPORT:

Courts are able to run a report that indicates how many Motion for Competency Evaluations have been filed. This report may be requested by the state.

MICHELE	UCH1PVK	UCSGEN - TEST	HOJ
Event List			3/13/13
Next: EVL	Case: _____	Court: <u>C</u> <u>37</u> <u>13</u>	
Type this code to display the Event List Report screen.			
Case Status: _ (0-Open, A-Adjud, C=Closed)			
Event Jurist/Referee: <u>J</u> _____			
Event: MCEV Event Categ: _____ (Y = Omit)			
W/Event Categ not filed: _____ Notice Days: _____			
Event Date: _____ thru _____			
Event Attny: _____			
Case Type: _____			
Case Type Categ: _____			
Program/Result: _____			
1=Select Reports			
_ By Event Jurist/Referee			
_ By Attorney			
1 By Case			
Select how the report is to be displayed			
F3=Exit F10=Name F13=Cnds F16=Calc			