

**STATE Of
INDIANA
COUNTY OF HOWARD**

**IN THE HOWARD
CIRCUIT COURT
JUVENILE DIVISION
2005 TERM**

**ORDER AUTHORIZING THE RELEASE AND EXCHANGE OF
INFORMATION BETWEEN SCHOOL DISTRICTS, LAW ENFORCEMENT,
YOUTH SERVICE PROVIDERS, CHILD PROTECTION SERVICES AND
PROBATION DEPARTMENT OF HOWARD COUNTY**

Whereas, the Howard Circuit Court is committed to a strategy of prevention, intervention and control in regard to juvenile delinquent activity, and the Court finding reducing serious, violent, and chronic juvenile delinquency requires a multifaceted, coordinated approach, and further finding that prevention is the most cost-effective approach to reducing delinquency and crime, the Court finds that the juvenile justice system must integrate with local law enforcement, social service agencies, and mental health providers, the school systems, religious institutions, and families to provide a comprehensive program of prevention and intervention.

In furtherance of this strategy, the Court finds that it is the best interest of all citizens of Howard County that certain information and juvenile records concerning juveniles under the jurisdiction of the Court be shared among those entities and agencies, who are in a position to provide and assist in the prevention of juvenile delinquency

behaviors. Pursuant to the authority vested in the Court by Indiana Code 31-39-2-9 allowing and permitting interagency exchange regarding juveniles under the jurisdiction of this Court, by Indiana Code 31-39-2-13.8 specifically authorizing the access of juvenile court records with schools, and by Indiana Code 20-33-7-3 allowing the disclosure and reporting of education records to state and local juvenile justice agencies, and by the execution of an interagency agreement among various local youth service providers,:

IT IS HEREBY ORDERED that the juvenile records and any other information that may be in the possession of school districts, law enforcement, prosecutors, coordinating agencies, child protection services and probation services regarding minors may be released for the sharing of information for Serious Habitual Offenders Comprehensive Action Program (SHOCAP) and School Administrators For Effective Public Operations Leading to Improved Children and Youth Services (SAFEPOLICY) purposes only, after being marked CONFIDENTIAL and directed to the appropriate individual or agency, to the following persons who have legitimate and official interest in the information:

1. Howard County Prosecutor's Office;
2. Kokomo Police Department;
3. Howard County Sheriff's Department;
4. Kokomo Center Schools;

5. Eastern Howard Schools;
6. Taylor School Corporation;
7. Northwestern School Corporation;
8. Western School Corporation;
9. Howard County Juvenile Probation;
10. Howard County Department of Children Services;
11. Robert J. Kinsey Youth Center;
12. Howard County Child Protective Services;
13. Howard County Health Department
14. Howard County Coroner
15. All corrections departments;
16. Youth detention facilities;
17. Authorized Juvenile Court Personal;
18. All treatment or placement programs that require the information or placement, treatment or rehabilitation of the minor;
19. All multidisciplinary teams for abuse, neglect or delinquency;
20. Howard County CASA Program.

All information received by authorized recipients listed above may be further disseminated only to other authorized recipients without further order of this Court.

Each office or agency is requested to designate a specific person or persons for the dissemination and release of information. A list of contact persons for SHOCAP and SAFEPOLICY should be prepared and disseminated through SHOCAP and SAFEPOLICY meetings. This list should be updated as necessary to safeguard

the dissemination of information through individuals so designated.

IT IS FURTHER ORDERED that the release of information to the public or media shall be as follows: whenever a petition has been filed alleging that a child is a delinquent as a result of any of the following alleged acts or combination or alleged acts:

- (A) An act that would be murder or a felony if committed by an adult;
- (B) An aggregate of two (2) unrelated acts that would be misdemeanors if committed by an adult, if the child was at least twelve (12) years of age when the acts were committed;
- (C) An aggregate of five (5) unrelated acts that would be misdemeanors if committed by an adult, if the child was less than twelve (12) years of age when the acts were committed.

However, only the child's name, age, the nature of the offense, chronological case summaries, index entries, summonses, warrants, petitions, orders, motions (excluding motions concerning psychological evaluations and motions concerning child abuse and neglect) and decrees may be released. In addition, if the child is adjudicated as a delinquent child for an act or combination of acts described in clause (A), (B), or (C) above, the child's photograph may be released.

The records of the juvenile court shall be available to persons as provided in Indiana Code 31-39-2-5, 31-39-2-6, 31-39-2-7, 31-39-2-8, 31-39-2-9, 31-39-2-10, 31-39-2-11, 31-39-2-12, 31-39-2-13, 31-39-2-13.5, and 31-39-2-13.8. In particular, any person providing services to the child or the child's family shall have access to the records on the child and the child's family.

Further, the following information contained in law enforcement records involving allegations that a child is a delinquent child which would be a crime if committed by an adult shall be available to the public or media:

- (A) the nature of the offense allegedly committed and circumstances immediately surrounding it, including the time, location and property involved;
- (B) the identity of the victim;
- (C) the description of the method of apprehension;
- (D) any instrument of physical force used;
- (E) the identity of any officers assigned to the investigation except for the undercover units;
- (F) the age and sex of any child apprehended or sought for the alleged commission of the offense;
- (G) any other information as permitted by Indiana Code 31-39-3 et seq. and 31-39-4 et seq.

This ORDER supersedes the previous order of this Court concerning the release of information dated October 3, 1996.

SO ENTERED THIS 13TH DAY OF OCTOBER, 2005.

LYNN MURRAY, JUDGE

HOWARD CIRCUIT COURT