

FILED

JAN 25 2018

**CLERK OF COURT
SUPREME COURT OF OHIO**

**WYANDOT COUNTY COURT OF COMMON PLEAS
ALL DIVISIONS**

**WYANDOT COUNTY LOCAL COURT RULES
JUVENILE DIVISION**

Wyandot County Court of Common Pleas
has jurisdiction over all divisions

Wyandot County Juvenile Local Court Rules

Rule 1	Competency Proceedings	Page 1 & 2
Rule 15.01	Physical Restraint Use in Hearings for Juveniles	Page 3 & 4

**IN THE COURT OF COMMON PLEAS, WYANDOT COUNTY, OHIO
JUVENILE DIVISION**

In the Matter of:

**FILED
JUVENILE COURT**

The Adoption of Juvenile Division Local Court Rule 1
Of the Rules of Court for Wyandot County
Court of Common Pleas, All Divisions

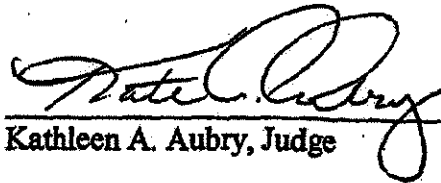
SEP 19 2011


JUDGE, WYANDOT COUNTY, OHIO

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This matter has come before the Court for the purpose of adopting Juvenile Division Local Court Rule 1, attached hereto and incorporated herein by reference. Said Juvenile Division Local Court Rule 1 shall be effective September 30, 2011 until further Order of the Court. As this rule is required by law by recently enacted legislation no time for comment was available.

IT IS SO ORDERED.


Kathleen A. Aubry, Judge

**WYANDOT COUNTY COMMON PLEAS COURT
JUVENILE DIVISION LOCAL COURT RULE NUMBER 1**

COMPETENCY PROCEEDINGS

1. GENERAL PURPOSE

The purpose of these rules is to expedite proceedings under sections 2152.51 to 2152.59 of the Revised Code, to ensure that proper notice of competency hearings is provided to the appropriate persons, and to ensure that any proceedings on an underlying complaint are stayed pending the determinations under these sections.

2. EXPEDITED HEARINGS

Juvenile competency proceedings shall be scheduled and heard on an expedited basis. Hearings in juvenile competency proceedings shall be held in strict compliance with applicable deadlines as established by statute or by this rule.

3. NOTICE

Upon the conclusion of each hearing, the Court shall provide written notice to the prosecuting attorney, the child's attorney, the child's guardian ad litem, and the child's parents, guardian, or custodian of the date, time and place of the next scheduled hearing. Mailed notice shall not be required for any party or other individual designated in this rule to whom notice of the next hearing was provided in writing upon conclusion of the immediately preceding hearing.

4. STAY OF PROCEEDINGS

Upon the filing of a motion for A determination regarding a child's competency or upon the Court's own motion the Court shall stay all delinquency proceedings pending a determination of competency. If, upon a determination of competency, the Court determines that the child is not competent but could likely attain competency, the Court Order staying the delinquency proceedings shall remain in effect until such time as the child attains competency or the proceeding is dismissed.

Effective September 30, 2011

**IN THE COURT OF COMMON PLEAS, WYANDOT COUNTY, OHIO
JUVENILE DIVISION**

In the Matter of

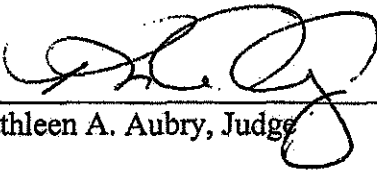
The Adoption of Local Court Rule 15.01
of the Rules of Court for Wyandot County
Court of Common Pleas, Juvenile Division

JUDGMENT ENTRY

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This matter has come before the Court for purpose of adopting Local Court Rule 15.01 attached hereto and incorporated herein by reference. Said Local Court Rule 15.01 shall be effective **September 19, 2017** until further Order of the Court.

IT IS SO ORDERED.



Kathleen A. Aubry, Judge

**FILED
JUVENILE COURT**

SEP 19 2017


JUDGE, WYANDOT COUNTY, OHIO

JUVENILE RULE 15.01
PHYSICAL RESTRAINT USE IN HEARINGS FOR JUVENILES

(A) Juveniles appearing before this Court shall not be physically restrained, unless the Court has made an individualized determination, on the record, that there is no less restrictive alternative to the use of physical restraint and that the physical restraint of the juvenile is necessary because of either of the following: the juvenile represents a current and significant threat to the safety of the juvenile's self or others in the courtroom, or there is a significant risk the juvenile will flee the courtroom.

(B) The Court shall make the determination of physical restraint prior to the Juvenile's appearance before the Court based on the allegations of the complaint and/or upon request, written or verbal, of any party. Any party may be heard on the issue of whether the use of physical restraint is necessary for a particular juvenile at the proceeding.

(C) If physical restraint is found necessary by the Court, the restraints, including, but not limited to handcuffs, chains or shackles, shall be the least restrictive restraints necessary to meet the risk requiring the restraint and in a manner which does not unnecessarily restrict the movement of the child's hands.

Adopted September 19, 2017

**IN THE COURT OF COMMON PLEAS, WYANDOT COUNTY, OHIO
JUVENILE DIVISION**

In the Matter of

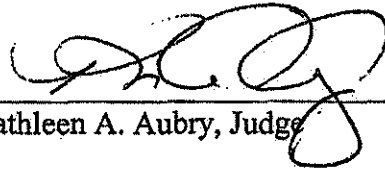
The Adoption of Local Court Rule 15.01
of the Rules of Court for Wyandot County
Court of Common Pleas, Juvenile Division

JUDGMENT ENTRY

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IT IS SO ORDERED.



Kathleen A. Aubry, Judge

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SEP 19 2017


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Adopted September 19, 2017