

**IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY, KANSAS  
JUVENILE DIVISION**

IN THE MATTER OF:

\_\_\_\_\_, **juvenile**  
DOB: xx-xx-\_\_\_\_ A  male  female

Case No. 20\_\_-JV-\_\_\_\_\_

**PROBATION VIOLATION HEARING ORDER**

Pursuant to K.S.A. 38-2368

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, the Court considers the allegation that the juvenile violated a term of probation or court-ordered placement, the Honorable \_\_\_\_\_, district judge, presides.

THE COURT FINDS jurisdiction and venue are proper. Notice to parties and those required to receive notice has been given as required by law.

The State appears by \_\_\_\_\_, assistant county/district attorney or designee.

The juvenile appears  **in person and**  **not in person, but** by the juvenile’s attorney, \_\_\_\_\_.

The mother  **is**  **is not** present.

The father  **is**  **is not** present.

The Court Services Office (CSO) is present through \_\_\_\_\_

The Commissioner is present through \_\_\_\_\_

Also present is/are: \_\_\_\_\_

Evidence was presented to the Court.

The juvenile stipulated to the allegations.

The Court, having reviewed the file, received the evidence, and heard statements of counsel, makes the following findings and enters the following orders:

The juvenile has not violated the terms of probation or of a court-ordered placement, and shall be  released from detention  and placed as follows. (*An Order Authorizing Removal, Form 312, must be entered if this is the first order removing the juvenile from the home in the present case.*) \_\_\_\_\_

**OR**

The juvenile has violated one or more conditions of probation or of a court-ordered placement, and the terms of probation or placement shall be extended or modified as follows: (*An Order Authorizing Removal, Form 312, must be entered if this is the first order removing the juvenile from the home in the present case.*) \_\_\_\_\_

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**OR**

The juvenile has violated one or more conditions of probation or of court-ordered placement and the Court enters the following sentence: (Form 350 may be used.): *(An Order Authorizing Removal, Form 312, must be entered if this is the first order removing the juvenile from the home in the present case.)* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE COURT FURTHER FINDS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE COURT FURTHER ORDERS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IT IS SO ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
Judge of the District Court

Prepared:

Acknowledged:

\_\_\_\_\_  
Assistant County/District Attorney #

\_\_\_\_\_  
Attorney for Juvenile #

## Authority

K.S.A. 38-2368.

## Notes on Use

The court must find that the juvenile offender violated a condition of probation or placement by a preponderance of the evidence. K.S.A. 38-2368(a). If the court so finds, the terms of probation or placement may be extended or modified, or another sentence may be entered. If the court removes the juvenile from the home in this hearing, and if this is the first order removing the juvenile from the home or if the juvenile is removed after having been back in the home for 6 months or longer, then an Order Authorizing Removal (Form 312) or an alternative form approved by Supreme Court Administrative Order No. 155 must be completed and attached for filing.

## Comments

A juvenile is subject to the jurisdiction of the court until completion of the community based program. *In re Habeas Corpus Petition of S.J.K.*, 32 Kan.App.2d 1067, 94 P.3d 734 (2004).