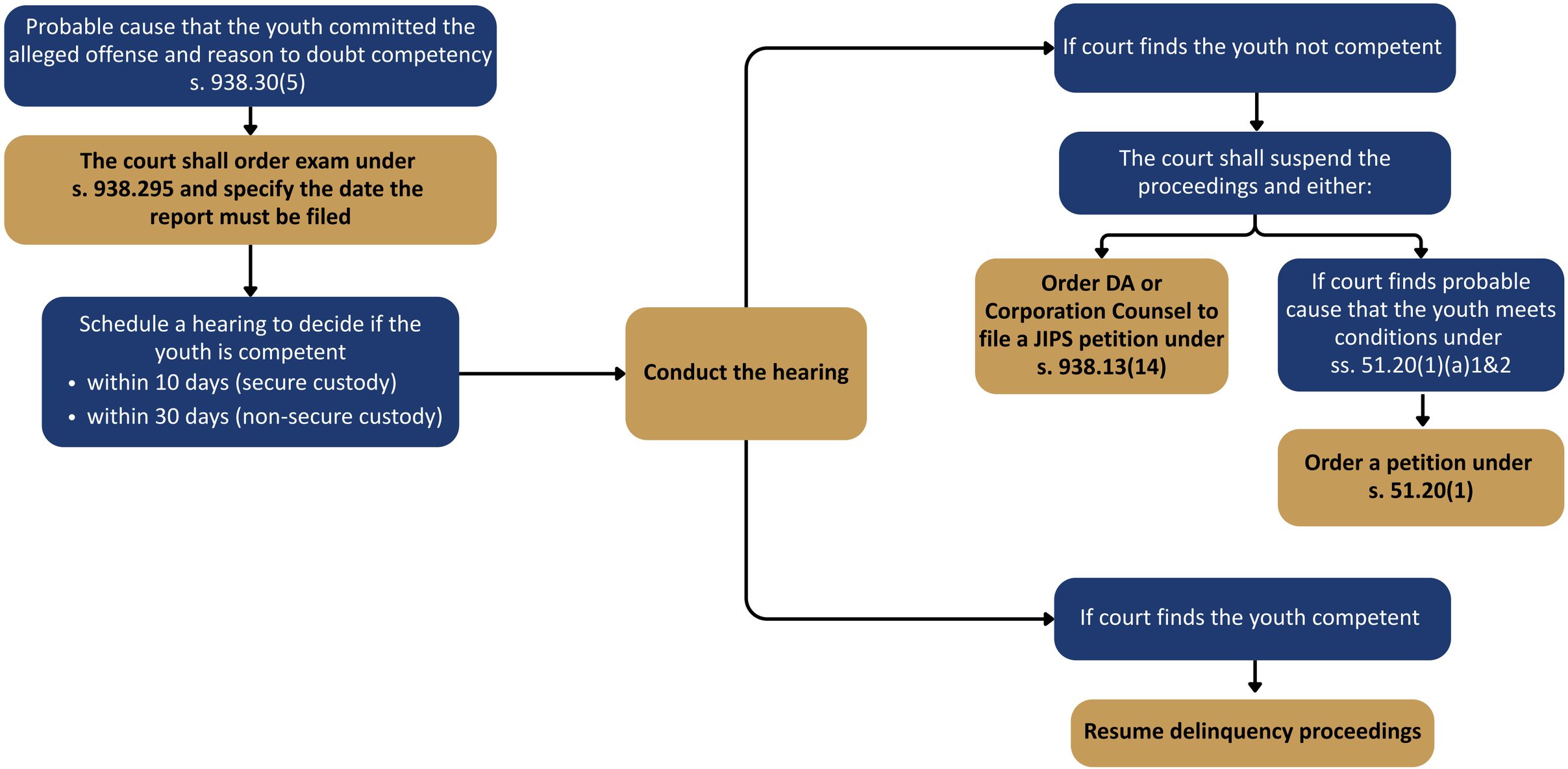
Juvenile Delinquency - Competency Flowchart



Juvenile Delinquency - Competency Flowchart

If youth is not competent to proceed but likely to become competent within 12 months or the max sentence of an adult, whichever is less - s. 938.30(5)(e)

Reexamine youth every 3 months and within 30 days of JIPS or committment order expiring

The report should indicate one of the following:

Youth found competent

Hold a hearing within 10 days

If youth is determined competent

Terminate the commitment or dispositional order and resume delinquency proceedings

Youth remains incompetent but likely to attain competency prior to order expiring

Continue to reexamine youth every 3 months and within 30 days of expiration

Youth remains incompetent and unlikely to attain competency prior to order expiring

Continue to reexamine youth every 3 months and within 30 days of expiration

If youth is not likely to become competent within the statuatory time limits

Delinquency case is suspended indefinitely, unless and until the youth is found competent