

Superior Court of the State of Washington for King County
Juvenile Division

MOTIONS FOR DETENTION REVIEW

1. **Initial motions:** The initial motion shall be heard at first or second appearance in Court One, except that as a general rule, a second appearance that will also be an arraignment on a sex case will be heard in the assigned court.
2. **Subsequent motions:** Any subsequent motion shall be heard by the assigned court, based on a change of circumstances, with at least two days (48 hours) notice, unless, for emergency reasons, the court authorizes a shorter time period. If the assigned court is unavailable, the matter may be heard in Court One. If a case is on drug court observation, the detention review hearing shall be heard in drug court. The moving party shall obtain an available date from the bailiff (or coordinator) in the assigned courtroom.
3. **Cases on the case setting calendar:** If the parties are agreeing to release for a youth scheduled for a case setting hearing and Court One is willing to hear the detention review on the date set for case setting, the parties may have the matter heard without formally noting that matter, so long as the assigned JPC also has no objection.
4. **Notice:** Opposing counsel and the assigned JPC shall be notified of motions for detention review by the moving party as soon as possible. The moving party shall complete and distribute the Note for Motion for Detention Review on Changed Circumstances form, adopted by the court.
 - a. The King County Prosecutor's Office may be notified by sending a copy of the notice to: paojuvenilerecords@kingcounty.gov. In the alternative, a copy of the notice may be brought to the 5th Floor of YSC and left with the receptionist. This e-mail address is not to be used for general correspondence with the prosecuting attorney's office.
 - b. The Probation Officer shall be notified by e-mailing: juvenile.screening@kingcounty.gov. If a lawyer does not have access to e-mail or a scanner while at the YSC, court operations staff will assist.
 - c. To make sure these are handled promptly, the e-mail subject matter line must read: TIME SENSITIVE: DETENTION REVIEW NOTICE
 - d. If further correspondence occurs concerning the detention review hearing, please delete the general e-mail addresses and address your e-mail to the specific person you wish to correspond with.
 - e. Notice to the defense shall be provided to the defense attorney of record, unless the moving party has actual notice that another defense attorney is now serving as attorney for respondent.

5. **Continuances:** Nothing in this policy prohibits the non-moving party or the JPC from moving for a continuance of the detention review hearing.
6. **Passes from secure or partial detention:** If agreed by all parties and the JPC, an agreed order may be presented without notice. If there is a dispute, the matter shall be noted in the same manner as a detention review.

Controlling law: The court shall consider RCW 13.40.040, JuCR 7.3, JuCR 7.4 and Chapter 7.69, RCW, in ruling on motions for detention review and on requests to continue such motio