610.030 Preliminary inquiry procedures.

Except as otherwise provided in KRS Chapters 600 to 645:

(1) If any person files a complaint alleging that a child, except a child alleged to be neglected, abused, dependent or mentally ill who is subject to the jurisdiction of the court, may be within the purview of KRS Chapters 600 to 645, a preliminary intake inquiry shall be conducted by the court-designated worker to determine the validity of the complaint, and, if valid, whether the interests of the child or the public require that further action be taken;

(2) The court-designated worker after conducting the preliminary intake inquiry shall:

(a) With notice to the complainant:

1. Determine that no further action be taken and dispose of the complaint;
2. Refer to an appropriate individual or social service agency for proper action;
3. Enter into diversionary agreement;
4. Refer to court for informal adjustment; or
5. Refer to court for formal hearing;

(3) If the court-designated worker determines that the complaint should be referred to the court for either informal adjustment or for formal hearing under subsection (2)(a)4. or 5. of this section, the complaint and findings of the court-designated worker's preliminary intake inquiry shall be submitted to the court for the court to determine whether process should issue; and

(4) At any stage in the proceedings described in this section, the court or the county attorney may review any decision of the court-designated worker. The court upon its own motion or upon written request of the county attorney may refer any complaint for a formal hearing.

Effective: April 10, 1988

History: Amended 1988 Ky. Acts ch. 350, sec. 15, effective April 10, 1988. -- Created 1986 Ky. Acts ch. 423, sec. 22, effective July 1, 1987.