

FILED FOR RECORD
DEPARTMENT OF PROBATION
COUNTY OF HUNT, TEXAS
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B. Martin

THE STATE OF TEXAS

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IN THE JUVENILE COURTS

COUNTY OF HUNT

OF HUNT COUNTY, TEXAS

REMOTE DETENTION HEARING PROCEDURES

I. Plan Adoption

In accordance with Texas Family Code Section 54.012, the District and County Courts at Law sitting as Juvenile Courts of Hunt County, Texas adopts the following plan to conduct detention hearings as remote proceedings.

II. Definitions

A. Detention hearings have the same meaning, scope, and requirements listed in Section 54.01 of the Texas Family Code.

B. Remote Proceeding means a proceeding in which one or more of the participants, including a judge, party, attorney, witness, court reporter, or other individual, attends the proceeding remotely, through the use of technology and the Internet, including through teleconferencing or video conferencing.

III. Procedures for Detention Hearings Conducted as a Remote Proceeding

A. The court may, in its discretion, proceed with remote detention hearings, pursuant to Section 54.01 (a) of the Texas Family Code. Consistent with constitutional or legal requirements, the court may allow or require any party, attorney, witness, or court reporter, and may allow any party or parties, to participate in a detention hearing as a remote proceeding.

B. The parties to the detention hearing shall have the same opportunity to cross-examine any witnesses called during the hearing as they would were the witness(es) present in person.

C. The camera of any party or witness who provides testimony must provide an unobstructed view of the party or witness providing testimony. An unobstructed view, for the purposes of this plan, means that the individual can be clearly seen, identified, and heard without any barrier other than a clean camera lens. Consistent with constitutional confrontation requirements, if a party or witness is not on camera, or cannot be clearly seen, the Court will not allow the person to testify or continue to testify unless the witness complies with the requirement of an unobstructed view.

D. Presentation and retention of physical evidence during remote proceeding detention hearings will be conducted as follows:

1. Any physical evidence offered at a remote proceeding detention hearing must be displayed or provided so that the court, attorneys and witness can view it simultaneously.
2. When digital copies of physical evidence can be prepared, such as audio / video recordings, documents, or images, the digital copies should be emailed to the court(s) at:

CCL 1 cathys@huntcounty.net, cbench@huntcounty.net
CCL 2 ahenderson@huntcounty.net, tyoung@huntcounty.net
196th jdeary@huntcounty.net, drobins@huntcounty.net
354th amccasland@huntcounty.net, ssudderth@huntcounty.net

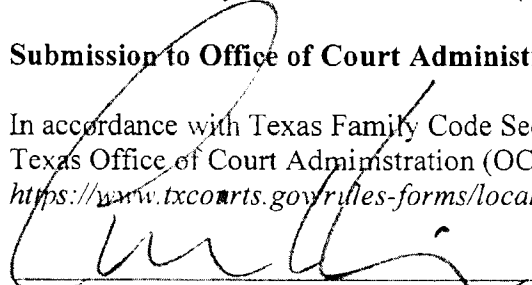
and to counsel for the parties before the hearing if practicable.

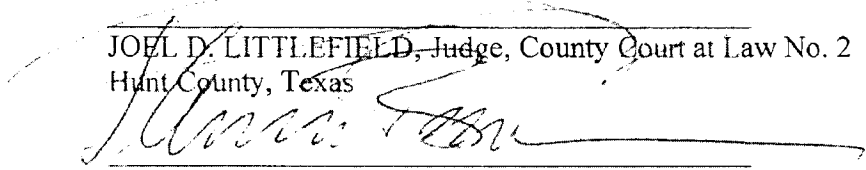
3. Physical evidence which cannot be rendered in digital form shall be tendered to the court no later than 7 days after the remote proceeding if the party offering the evidence is not present in the court when it is offered.

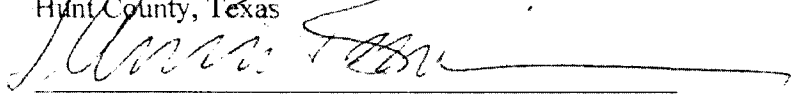
E. A recording of the communications shall be made and preserved in accordance with Texas Family Code Section 54.012 (c).

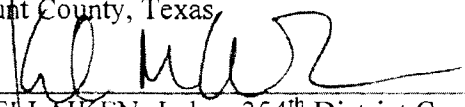
IV. Submission to Office of Court Administration

In accordance with Texas Family Code Section 54.012, this plan was submitted to the Texas Office of Court Administration (OCA) by posting on <https://www.txcourts.gov/rules-forms/local-rules-forms-and-standing-orders/>.


TIMOTHY S. LINDEN, Judge, County Court at Law No. 1
Hunt County, Texas


JOEL D. LITTLEFIELD, Judge, County Court at Law No. 2
Hunt County, Texas


J. ANDREW BENCH, Judge, 196th District Court
Hunt County, Texas


KEII AIKEN, Judge, 354th District Court
Hunt County, Texas