

## **IC 31-32-4**

### **Chapter 4. Right to Counsel**

#### **IC 31-32-4-1**

##### **Persons entitled to representation by counsel**

Sec. 1. The following persons are entitled to be represented by counsel:

- (1) A child charged with a delinquent act, as provided by IC 31-32-2-2.
- (2) A parent, in a proceeding to terminate the parent-child relationship, as provided by IC 31-32-2-5.
- (3) Any other person designated by law.

*As added by P.L.1-1997, SEC.15.*

#### **IC 31-32-4-2**

##### **Court appointment of counsel to represent child**

Sec. 2. (a) If:

- (1) a child alleged to be a delinquent child does not have an attorney who may represent the child without a conflict of interest; and
- (2) the child has not lawfully waived the child's right to counsel under IC 31-32-5 (or IC 31-6-7-3 before its repeal);

the juvenile court shall appoint counsel for the child at the detention hearing or at the initial hearing, whichever occurs first, or at any earlier time.

(b) The court may appoint counsel to represent any child in any other proceeding.

*As added by P.L.1-1997, SEC.15.*

#### **IC 31-32-4-3**

##### **Court appointment of counsel to represent parent**

Sec. 3. (a) If:

- (1) a parent in proceedings to terminate the parent-child relationship does not have an attorney who may represent the parent without a conflict of interest; and
- (2) the parent has not lawfully waived the parent's right to counsel under IC 31-32-5 (or IC 31-6-7-3 before its repeal);

the juvenile court shall appoint counsel for the parent at the initial hearing or at any earlier time.

(b) The court may appoint counsel to represent any parent in any other proceeding.

*As added by P.L.1-1997, SEC.15.*

#### **IC 31-32-4-4**

##### **Payment for counsel**

Sec. 4. Payment for counsel shall be made under IC 31-40.

*As added by P.L.1-1997, SEC.15.*