

Judicial Council of California • Administrative Office of the Courts

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INVITATION TO COMMENT

SPR11-47

Title	Action Requested
Juvenile Law: Juvenile Delinquency Forms Proposed Revisions and New Forms	Review and submit comments by June 20, 2011

Proposed Rules, Forms, Standards, or Statutes	Proposed Effective Date
Revise forms JV-600, JV-615, JV-624, JV-625, JV-640, JV-642, JV-644, JV-665, JV-732, JV-735, JV-740, and JV-794;	January 1, 2012

Approve Judicial Council forms JV-618, JV-667, JV-672, JV-674, JV-678, JV-682, JV-690, JV-692	Contact Carrie Zoller 415-865-8829 carrie.zoller@jud.ca.gov
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Proposed by
Family and Juvenile Law Advisory
Committee
Hon. Kimberly Nystrom-Geist and Hon. Dean
Stout, Cochairs

Summary

This proposal would revise 12 Judicial Council forms and create 8 new forms for use in juvenile delinquency proceedings. The changes are required by modifications in state law that have expanded the number of issues the court must consider when making determinations in the exercise of its oversight of the children and families under its jurisdiction. The changes are also in response to the needs of courts that use electronic versions of the forms and the many suggestions the Administrative Office of the Courts has received from courts and their justice partners to make the forms both easier to use and more comprehensive.

Discussion

In 2005, in response to requests from county agencies and court professionals, the Family and Juvenile Law Advisory Committee, with the help of a working group comprised of delinquency court professionals, proposed 30 and amended forms for use in delinquency court. These forms were adopted by the Judicial Council and available for use effective January 1, 2006. In the years since the forms were adopted, the committee has received feedback on both their implementation and how the forms could better meet the needs of the courts. Moreover, as more courts are

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producing electronic orders, the need for form revisions as well as the creation of additional forms became apparent. A new working group comprised of judicial officers, attorneys, justice partners and court professionals was created in 2010 to provide the committee comprehensive guidance.

Proposed Revisions of Existing Forms

The following forms are proposed to be revised:

Juvenile Wardship Petition (form JV-600). The form currently in use contains a mandatory declaration by the filing party that he or she has made an Indian Child Welfare Act (ICWA) inquiry. However, while it is the probation department that has contact with the youth and makes the requisite ICWA inquiry, the *Juvenile Wardship Petition* (form JV-600) is usually filed by the district attorney's office. To address this issue, the proposed form removes the ICWA declaration and adds a check box to indicate that the *Indian Child Inquiry Attachment*, (form ICWA-010(A)) has been completed and attached. The proposed revised JV-600 also removes reference to the form being used for violations of probation because violations of probation require the filing of a notice rather than a petition (*In re D.J.* (2010) 185 Cal.App.4th 278).

Delinquency Court Proceeding Findings and Orders (form JV-640). "Findings and Orders" is added to the title of the form to add clarity to the form's use. Additional categories of hearing types are added to the caption to accommodate proposed new Judicial Council forms. Places to indicate whether the child's presence in court was waived and if a warrant is being issued are added.

Initial Appearance Hearing—Juvenile Delinquency (form JV-642). The term "arraignment" is removed from the top of the form and the word "appearance" is substituted. An item indicating the child is remaining out of custody is added. Check boxes replace the "/" between "a.m." and "p.m." to make the form more compatible with electronic use. Items are added to allow for mandated findings on paternity and ICWA. The current version of the form records the admission of allegations in item 13d and the specification of the offense level for "wobblers" in item 13f.

The proposed revised JV-642 consolidates these into a single item at item 16i. A check box is added to allow the court to indicate that it will specify the offense level at the disposition hearing. These changes reduce the repetitive entry of allegation information. An option for finding enhancements true is also added to item 16i. Instructional information that is no longer relevant due to the form reorganization is eliminated. The option for declaring whether dismissed counts could be considered at disposition is eliminated because that option is irrelevant, and the format for recording dismissed counts is changed to allow for the count number and specific violation to be recorded.

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A check box is added at item 17 to allow the court to indicate that it is taking judicial notice of the entire court file. Additional hearing rights are added to the admission section, and the required judicial finding when taking an admission from a youth under the age of 14 is added. An option for releasing the child without specifying the address to which he or she is released to is added to item 18. The ability to choose between home supervision and electronic monitoring is added to item 28. Language ordering the probation department to provide reunification services is added. Item 27 is added granting the probation department the ability to authorize medical, surgical or dental care pursuant to Welfare and Institutions Code section 827. References to an attached “Terms and Conditions” document are changed by removing the citation to the optional *Terms and Conditions* (form JV-624). This will allow more flexibility for counties to use their own document listing the terms and conditions of probation. A finding accepting a transfer in is added at item 31. The time waiver is reworded and the ability to set more than one hearing date is added. Language has been added to item 34 to include the ability for the court to keep any previous probation terms in effect. Spaces allowing the court to order the child or others back to court are added. An option to dismiss the petition and relieve counsel is also added. A line allowing for a judge to provide a countersignature for cases involving removal orders is added at the bottom of the form.

Jurisdiction Hearing—Juvenile Delinquency (form JV-644). Item 2 is changed from “advice of rights” to “advisement of rights.” To be consistent with *Initial Appearance Hearing* (form JV-642), changes are made to the dismissed counts, waiver of hearing rights, true finding of allegations and enhancements, separation of home supervision and electronic monitoring, and order for probation to provide services; form reference to Terms and Conditions is removed; space for additional hearing dates, orders for the child or others to return to court, and an item to allow for dismissing the petition are added. Additionally, item 7 is changed to allow the clerk to fill in information on witnesses and evidence received by the court while still maintaining the option to use an attachment for this purpose. Item 26 is added granting probation the ability to authorize medical, surgical or dental care pursuant to Welfare and Institutions Code section 827. Language is added to item 28 to include the ability for the court to keep any previous probation terms in effect.

Juvenile Notice of Violation of Probation (form JV-735). Because probation violations require a notice rather than a petition, this form is changed from an attachment to the *Juvenile Wardship Petition* (form JV-600) to a standalone notice form. Items that are used in the *Juvenile Wardship Petition* to identify the parties are added to the revised form JV-735 accommodate noticing a violation of nonwardship probation.

Forms with miscellaneous changes. The following forms have miscellaneous changes:

- *Deferred Entry of Judgment Notice of Noncompliance* (form JV-615). Item 2 is reworded to be more concise. Items 3a and 3b are modified to indicate that an explanation should be included. Item 4(d) is added to allow the clerk to record “other orders.”

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- *Terms and Conditions* (form JV-624). Item 12 is changed to clarify that the youth is immediately subject to drug and alcohol testing. The probation term in item 13 is changed to add seizure by a probation or peace officer in addition to the current language granting the ability to search the youth, the youth's place of residence and vehicle and to allow the court to specify what can be searched for.
- *Notice of Hearing—Juvenile Delinquency Proceeding* (form JV-625). A check box is added to expand the functionality of the form to include violations of probation.
- *Commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Facilities* (form JV-732). The title and references are changed to "Division of Juvenile Facilities". Item 17 is added for the court to indicate if the court is aware that the child has been in a foster placement. This information will help the Department of Juvenile Facilities comply with its requirement to notify former foster youth of their rights to assistance prior to being released.
- *Petition to Modify, Change, Set Aside Previous Orders—Change of Circumstances* (form JV-740). The title of the form is changed from *Petition to Modify Previous Orders—Change of Circumstances* to be more similar to the title of form JV-745, *Notice of Hearing to Modify, Change, or Set Aside Previous Orders*. The instructions for item 3 are changed to accommodate computer case management systems use and for clarity. Item 9 is added to allow the clerk to record "other orders".
- *Petition To Terminate Wardship and Order* (form JV-794). An option is added to item 5 to allow the clerk to indicate that form *Termination of Juvenile Court Jurisdiction—Child Attaining Age of Majority* (form JV-365) is being attached for a child who has been in a foster care placement. Item 12 is changed to remove reference to dismissing the wardship where the dependency petition has merely been filed. Dismissal of wardship before the child is declared a dependent can result in federal funding ineligibility for the child. Check boxes replace the "/" between "a.m." and "p.m." to make the form more compatible with electronic use.

Proposed New Forms

The following are proposed new forms:

Rights waiver form. Most counties use a written document to record a youth's waiver of rights when he or she enters an admission. The optional *Waiver of Rights—Juvenile Delinquency* (form JV-618) was created in response to requests that the Judicial Council adopt a form that courts and their justice partners could use to meet this need. This form allows counties to employ standardized language and includes space for the declaration of an interpreter, if one is used, and the child's attorney.

Review forms for children in placement. Currently, there are no Judicial Council forms that contain the specialized findings and orders required for delinquent children who are in placements that are eligible for funding through Title 42, U.S. Code, Part IV-E. The following three new mandatory forms would be used in conjunction with the cover sheet, *Juvenile Court*

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Delinquency Proceeding Findings and Orders (JV-640). Each form contains the findings and orders specific to the stage of the proceeding that the respective forms are designed to address:

- *Findings and Orders After Six-Month Prepermanency Hearing–Delinquency* (form JV-672)
- *Findings and Orders After Permanency Hearing–Delinquency* (form JV-674)
- *Findings and Orders After Postpermanency Hearing–Delinquency* (form JV-678)

Continuance form. Although continuance hearings are common, there are no Judicial Council forms to use for this purpose. Optional form *Continuance–Juvenile Delinquency* (form JV-682) allows the court to document the mandated findings for continuances in juvenile delinquency cases, including whether notice requirements were met and the grounds for good cause for the continuance.

School notice form. Welfare and Institutions Code section 827(b) requires a court to notify the school district if a youth enrolled in the district is found to have committed any one of certain enumerated offenses. The new optional form, *School Notification of Court Adjudication* (form JV-690), has check boxes for many of the more common qualifying offenses and contains a notice warning about the dissemination and handling of this confidential information.

Sheriff’s notice form. Welfare and Institutions Code section 827.2 requires a court to provide written notice that a youth has been found to have committed a felony to the sheriff of the county in which the offense was committed and to the sheriff of the county in which the youth resides. The new optional form, *Notification to Sheriff of Juvenile Delinquency Felony Adjudication* (form JV-692), has boxes for the clerk to use to indicate the offense(s) committed and the child’s disposition and contains a warning about the illegal dissemination of this confidential information.

Proposed Revision of the Disposition Form in Conjunction with Creation of a New Form
Feedback on the *Disposition–Juvenile Delinquency* (form JV-665) has been that it is too long and contains information that is not needed for most dispositions. Because it can be costly for courts to produce additional unused pages, courts have requested that the form be shortened. To address this need, *Disposition–Juvenile Delinquency* (form JV-665) is proposed to be split into two separate forms. The findings related to custodial and out of home placement dispositions have been removed from the *Disposition–Juvenile Delinquency* form and used to create the new *Custodial and Out Of Home Placement Disposition Attachment* (form JV-667). The *Disposition–Juvenile Delinquency* form also has been modified to reduce repetitive entry of allegation information, allow for a disposition under Welfare and Institutions Code section 725(a), and allow for more than one next hearing date to be set. Language has been added to item 19 to include the ability for the court to keep any previous probation terms in effect.

The proposed new and revised forms are attached at pages 6–44.

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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <hr/> <p style="text-align: center;">TELEPHONE NO.: FAX NO. (Optional):</p> <p>E-MAIL ADDRESS (Optional):</p> <p>ATTORNEY FOR (Name):</p>	FOR COURT USE ONLY <h2 style="margin: 0;">DRAFT</h2> <h3 style="margin: 0;">Not approved by the Judicial Council</h3>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CASE NAME:	
JUVENILE WARDSHIP PETITION <input type="checkbox"/> § 601(a) <input type="checkbox"/> § 601(b) <input type="checkbox"/> § 602(a)	CASE NUMBER:

1. Petitioner on information and belief alleges the following:

a. <input type="checkbox"/> The child named below comes within the jurisdiction of the juvenile court under the following sections of the Welfare and Institutions Code (check applicable boxes; see attachments for concise statements of facts): <input type="checkbox"/> 601(a) <input type="checkbox"/> 601(b) <input type="checkbox"/> 602(a) Violation (specify code section):			
b. <input type="checkbox"/> Under a previous order of this court, dated _____, the child was declared a ward under Welfare and Institutions Code section <input type="checkbox"/> 601(a) <input type="checkbox"/> 601(b) <input type="checkbox"/> 602(a).			
c. Child's name and address:	d. Age:	e. Date of birth:	f. Sex:
g. Name: <input type="checkbox"/> mother Address: <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	h. Name: <input type="checkbox"/> mother Address: <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged		
i. Name: <input type="checkbox"/> mother Address: <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	j. Other (state name, address, and relationship to child): <input type="checkbox"/> No known parent or guardian resides within this state. This adult relative lives in this county or is closest to this court.		
k. Attorney for child (if known): Address: Phone number:	l. Child is <input type="checkbox"/> not detained <input type="checkbox"/> detained. Date and time of detention (custody): Current place of detention (address):		

(See important notice on page 2.)

CHILD'S NAME: _____	CASE NUMBER:
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2. Petitioner requests that the court find these allegations to be true.

3. Petitioner requests a hearing to determine whether the child is a fit and proper subject under juvenile court law under Welfare and Institutions Code section 707(a)(1) 707(a)(2) 707(c).

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Date:

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF PETITIONER)

The *Indian Child Inquiry Attachment* (form ICWA-010(A)) is completed and attached.

Number of pages attached: _____

— NOTICE —

TO PARENTS OR OTHERS LEGALLY RESPONSIBLE FOR THE SUPPORT OF THE CHILD

You and the estate of your child may be jointly and severally liable for the cost of the care, support, and maintenance of your child in any placement or detention facility, the cost of legal services for your child or you by a public defender or other attorney, the cost of supervision of your child by order of the juvenile court, and the cost of any restitution owed to the victim.

CASE NAME: _____	CASE NUMBER: _____
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DEFERRED ENTRY OF JUDGMENT NOTICE OF NONCOMPLIANCE

1. The youth was granted a deferred entry of judgment on *(date)*:
Relevant conditions of probation were *(briefly describe as (a), (b), etc.)*:

2. Petitioner Probation Officer Deputy District Attorney _____ requests that the court exercise its discretion to set a hearing within 15 court days because the youth committed one or more misdemeanors on a single occasion *(state date and offenses)*: See Attachment 2.

3. Petitioner Probation Officer Deputy District Attorney requests that the mandatory hearing be set within 10 court days because
a. The youth is not performing satisfactorily in the assigned program or complying with the terms of probation in that *(explain)*:
 See Attachment 3a.

b. The youth is not benefiting from education, treatment, or rehabilitation in that *(explain)*:
 See Attachment 3b.

c. The youth committed a felony offense on *(state date and offense)*:

d. The youth committed two or more misdemeanors on separate occasions *(state dates and offenses)*:

4. THE COURT ORDERS

- a. No hearing is set; all prior orders to continue.
- b. A hearing set within 15 court days on *(date)*: _____ at *(time)*: _____
- c. A hearing set within 10 court days on *(date)*: _____ at *(time)*: _____
- d. Other orders: _____

Date: _____ JUDICIAL OFFICER _____

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY DRAFT Not approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
CHILD'S NAME: _____	HEARING DATE AND TIME: _____
WAIVER OF RIGHTS—JUVENILE DELINQUENCY	CASE NUMBER: _____

Read this form carefully. The judge will ask you if you understand each right, and if you are voluntarily giving up that right.

1. I am the youth in this action. I am represented by (choose one):
 - a. the public defender
 - b. conflict attorney
 - c. _____
2. I have fully discussed the facts, merits, and possible defenses of this case with my attorney, and I now want to change the denial I entered before and to:
 - a. admit the allegations of the petition.
 - b. plead no contest.

For items below, initial each box that applies, unless you have a question.

3. **Waiver of Rights.** I understand that I have all of the rights below and that by admitting the allegations of the petition, submitting the petition on the report, or pleading no contest, I will be giving up all of these rights:

a. The right to a speedy court trial or hearing.	Initial _____
b. The right to see, question or cross-examine witnesses, the probation officer who prepared the report, and the persons whose statements are contained in the report.	_____
c. The right to testify in my own behalf.	_____
d. The right to remain silent and not say anything to incriminate myself or be forced to testify against myself.	_____
e. The right to call witnesses and to use the power of the court to subpoena these witnesses.	_____
f. The right to appeal the judgment and rulings of the court.	_____
4. **I further understand the following consequences of my admission:**
 - a. If I plead no contest or submit the petition on the report, the court will probably find that the petition is true. _____
 - b. The maximum punishment which the court may impose based upon this admission is a commitment to the Division of Juvenile Justice or local confinement facility for _____.
 - c. If I am not a citizen the admission I am entering may result in my deportation from the country, exclusion from admission to the United States and/or a denial of naturalization pursuant to the laws of the United States. _____
 - d. If I am declared a ward of the court, a violation of _____ will prohibit me from owning, possessing or having in my custody or control any firearm until I reach thirty (30) years of age. (Penal Code § 12021(e).) _____
 - e. The court may order that my driver's license be restricted, delayed or suspended. _____
 - f. I may be required to register pursuant to:

<input type="checkbox"/>	186.30 (gang)	_____
<input type="checkbox"/>	290 (sex offender)	_____

CHILD'S NAME: _____	CASE NUMBER: _____
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5. My attorney has advised me that admission of the crimes of: _____ *Initial*

 listed above as Count(s) _____ constitutes an admission that I committed one or more "Strike" offenses under
 the Three Strikes Law. I have discussed with my attorney the possible consequences of admitting to these offenses.

6. I have discussed the charge(s), the facts and possible defenses, and the consequences of my admission, including
 the possible consequences if I violate probation, with my lawyer. _____

I declare under penalty of perjury that my attorney has reviewed and explained this document to me and I am freely and voluntarily,
 having full knowledge and understanding of the rights that I am giving up and the possible consequences which may result from my
 admission, requesting the court to accept my admission.

Date: _____

_____ _____
 (SIGNATURE OF YOUTH) (TYPE OR PRINT NAME)

DECLARATION OF INTERPRETER

The primary language of the child is

- Spanish.
 other (*specify*): _____

I certify that I interpreted this form for the parent or legal guardian in that person's primary language to the best of my ability.

Date: _____

_____ _____
 (TYPE OR PRINT NAME) (SIGNATURE OF INTERPRETER)

DECLARATION OF ATTORNEY

I am the attorney for the child. I have explained and discussed with my client the above rights, the facts of his or her case, possible
 defenses, and the consequences of his or her decision to enter an admission. Based upon my conversation with the minor I am
 satisfied that his/her admission to the petition is knowingly, intelligently and voluntarily made and I consent to the admission.

Date: _____

_____ _____
 (TYPE OR PRINT NAME) (SIGNATURE OF ATTORNEY)

ORDER AND FINDING

I find that the child has been fully informed of the constitutional rights and the consequences of the admission in this case, and
 understands them. I further find that the child has knowingly, intelligently, and voluntarily waived his/her rights and that there is a
 factual basis for the minor's admission.

IT IS ORDERED that the minor's admission be accepted and entered in the minutes of this court. This executed waiver of rights
 form is filed in the records of this court and incorporated in the above-numbered case by reference.

Date: _____

_____ _____
 JUDICIAL OFFICER

CHILD'S NAME: _____	CASE NUMBER: _____
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TERMS AND CONDITIONS

- Home Supervision/Electronic Monitoring Program
- Informal Probation
- Deferred Entry of Judgment
- Probation
- Wardship

The parent or legal guardian must participate in a program of counseling or education as directed by the probation officer.
The child must

1. Report to the probation officer as directed by the probation officer.
2. Obey all city, county, state, and federal laws and ordinances.
3. Obey his or her parents, legal guardian, or caregiver.
4. Keep the probation officer informed of any changes in address, phone number, family, school, or employment status.
5. Attend school regularly, obey school rules and regulations, and not leave the school campus during school hours without permission of school officials or the probation officer.
6. Seek and maintain employment as directed by the probation officer.
7. Not use, possess, or be under the influence of any alcoholic beverage or illegal or intoxicating substance, or possess any associated paraphernalia.
8. Not use, possess, or be under the influence of the following (*specify*): _____.
9. Not possess, own, or handle any firearm, knife, weapon, fireworks, explosives, or chemicals that can produce explosives.
10. Not contact or associate with _____.
11. Participate in individual, group, or family counseling, as directed the probation officer.
 - a. Alcohol and other drug counseling.
 - b. Anger management counseling.
 - c. Sex offender program.
 - d. _____.
 - e. _____.
12. Immediately submit to chemical testing in the form of, but not limited to, blood, breath, urine, or saliva on the direction of the probation officer or a peace officer.
13. Be subject to search and/or seizure of his or her person, vehicle, or place of residence, or any place under his or her control, at any time, day or night, without a search warrant and without probable or reasonable cause, on the direction of the probation officer or a peace officer, for detection of the possession of (*specify*) _____.
14. Submit a DNA sample to the probation officer or juvenile hall staff within 30 days.
15. Perform _____ hours of community service, to be arranged
 - a. by the child with the approval of the probation officer.
 - b. through the probation officer and provide proof of completion by (*date*): _____.
16. Be at his or her place of residence between the hours of _____ p.m. and _____ a.m. unless with a parent or legal guardian or with prior permission of the probation officer.
17. Not be on the campus or grounds of any school unless enrolled, accompanied by a parent or guardian or responsible adult, or authorized by the prior permission of school authorities.
18. Comply with these terms regarding graffiti:
 - a. Not possess any graffiti materials, or graffiti-related paraphernalia, including but not limited to spray paint, paint or ink markers, metal scribers, aerosol nozzles, or other material used to deface property.
 - b. Perform _____ hours of community service work in a graffiti-abatement program as directed by the probation officer.

CHILD'S NAME: _____	CASE NUMBER: _____
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c. Not associate with anyone engaged in graffiti or related activities.

19. Comply with these terms regarding victims:

a. Write a letter of apology, to be submitted to the probation officer for approval, by (date): _____.

b. Have no contact in person, in writing, by telephonic or electronic means, or directed through a third party with _____,
any person known to the child to be a victim of the child's offense, or those identified in Attachment 19b, *Victim Identification Form*.

c. Remain at least _____ yards from the following addresses (*residence, place of employment, etc*):

unless accompanied by a parent or guardian.

d. Comply with terms and conditions of juvenile restraining order.
 Attached.

20. Comply with these terms regarding vehicles. The child must

a. Participate in and successfully complete _____.

b. Only drive to driving to and from school, work, and/or counseling programs.

c. Surrender license to court. probation officer.

21. Child's driver license:

suspended or

revoked or

delayed for

period of _____ months. years.

until 18 years of age.

22. Comply with these terms regarding gangs:

a. Not be a member of, or associate with, any person the child knows, or should reasonably know, to be a member or to be involved in the activities of a criminal street gang.

b. Not wear or display items or emblems reasonably known to be associated with or symbolic of gang membership.

c. Not acquire any new tattoos or gang-related piercings and have any existing tattoos or piercings photographed as directed by the probation officer.

23. _____

24. _____

25. _____

26. _____

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar number, and address):</i> TELEPHONE NO.: _____ FAX NO. <i>(Optional):</i> _____ E-MAIL ADDRESS <i>(Optional):</i> _____ ATTORNEY FOR <i>(Name):</i> _____	FOR COURT USE ONLY DRAFT Not approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CASE NAME:	
NOTICE OF HEARING—JUVENILE DELINQUENCY PROCEEDING Welfare and Institutions Code, §§ <input type="checkbox"/> 601 <input type="checkbox"/> 602 <input checked="" type="checkbox"/> 725 <input type="checkbox"/> 777(a)	CASE NUMBER:

NOTICE TO *(name and address):*

- **A hearing has been set for the date and time below. The child and the parent or legal guardian or noticed adult relative are entitled to be represented by an attorney.**
- **The court will appoint an attorney for the child if the child cannot afford an attorney.**

See important notice on page 2.

1. A hearing will be held

on *(date):* _____ at *(time):* _____ in Dept.: _____ Room: _____

located at court address above other *(specify address):* _____

2. The hearing is for the purpose of

- a. detention hearing.
- b. formal reading of petition, advisement of rights, and plea.
- c. jurisdiction hearing.
- d. disposition hearing.
- e. review.
- f. permanency hearing.
- g. other *(specify):* _____

3. **TO THE CHILD:**

You have the right to be present and to present evidence at the hearing and to be represented by an attorney. The court will appoint an attorney for you if you cannot afford one.

You are ordered to be present at the hearing.

4. **TO THE PARENT, LEGAL GUARDIAN, OR ADULT RELATIVE:**

You have the right to be present at the hearing. You have the right to have an attorney present to represent you at the hearing.

Date:

(TYPE OR PRINT NAME)



(SIGNATURE)

— NOTICE TO PARENT OR LEGAL GUARDIAN —

1. If your child is ordered to make restitution to the victim, you will be liable to the extent of your ability to pay.
2. You will be liable to the extent of your ability to pay for the following:
 - Fees for an attorney who is appointed to represent your child.
 - Fines and penalty assessments ordered against your child.
3. You may be liable for the costs of support of your child in a county placement or institution.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Order* (form MC-410). (Civil Code, § 54.8.)

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>): TELEPHONE NO.: _____ FAX NO. (<i>Optional</i>): _____ E-MAIL ADDRESS (<i>Optional</i>): _____ ATTORNEY FOR (<i>Name</i>): _____	FOR COURT USE ONLY DRAFT Not approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CHILD'S NAME:	
DELINQUENCY COURT PROCEEDING FINDINGS AND ORDERS	CASE NUMBER: _____

- Initial Hearing
 Detention
 Jurisdiction
 Disposition
 Transfer In/Out
 Prepermanency Hearing
 Permanency Hearing
 Postpermanency Hearing
 Other (*specify*): _____

Date of Hearing: _____ Time: _____ Location: _____

Judicial Officer:	Court Clerk:	Court Reporter:
Bailiff:	Other Court Personnel:	Probation Officer:
Interpreter:	Language:	Child's Date of Birth:
a. Child's Name:	b. Child's Address:	
c. Child's Custody Status:		
d. Parent's Name and Address:	<input type="checkbox"/> Mother <input type="checkbox"/> Father	e. Parent's Name and Address:
	<input type="checkbox"/> Mother <input type="checkbox"/> Father	<input type="checkbox"/> Mother <input type="checkbox"/> Father

1. a. The child is present.
- b. The child is not present. The child's presence is waived is not waived.
 A warrant is issued
 A warrant is issued and held until (*specify*): _____

2. Other persons present:
- b. Parent (*name*): _____ Mother Father
 c. Parent (*name*): _____ Mother Father
 d. Relative (*name and relationship to child*): _____
 e. Relative (*name and relationship to child*): _____
 f. Legal guardian (*name*): _____
 g. Others with consent of child or approval of the court (*name and relationship to child*): _____

2. Attorneys present:
- a. For child (*name*): _____
 b. Prosecutor (*name*): _____
 c. For parent (*name*): _____
 d. Other (*names and indication of party represented*): _____

CHILD'S NAME: _____	CASE NUMBER: _____
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INITIAL APPEARANCE HEARING—JUVENILE DELINQUENCY

Out-of-Custody Appearance In-Custody Appearance and Detention

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

1. Notice has been given as required by law.
2. The child to remain out of custody pending next hearing.
3. The child was taken into custody at _____ a.m. p.m. on _____
4. The petition or notice of probation violation was filed at _____ a.m. p.m. on _____
5. Counsel is appointed for the child as follows: _____
6. The information on the face of the petition was confirmed corrected as follows: _____

7. a. The court inquired of the mother others (names and relationships): _____

as to the identities and addresses of all presumed or alleged fathers.

b. The court finds _____ to be the legal biological presumed alleged father.

8. The mother father legal guardian other (specify): _____ were provided with a *Parental Notification of Indian Status* (form ICWA-020) and ordered to complete the form and submit it to the court before leaving the courthouse today.

9. a. The child is may be an Indian child, and the county agency must provide, as required by law, notice of the proceeding and of the tribe's right to intervene. Proof of such notice must be filed with the court.

b. There is reason to believe that the child may be of Indian ancestry, and the county agency must provide notice of the proceedings to the Bureau of Indian Affairs as required by law. Proof of such notice must be filed with this court.

10. The court advised the child and parent/legal guardian of (check all that apply):
- a. the contents of the petition.
 - b. the nature and possible consequences of juvenile court proceedings.
 - c. the purpose and scope of the initial hearing.
 - d. the hearing rights described in rule _____
 - e. the reason the child was taken into custody.
 - f. other: _____

11. Reading of the petition and advice of rights were waived by the child the child's counsel.

12. The prosecutor has requested that a hearing be set to determine whether the child is a fit and proper subject under Welfare and Institutions Code section 707(a) or (c).

13. The child through counsel _____
a. denied the allegations of the petition dated _____
b. asked the court to take no action on the petition at this time.

14. The child _____
a. admitted the petition as filed as amended (date): _____
b. pleaded no contest to the petition as filed as amended (date): _____

CHILD'S NAME: 	CASE NUMBER:
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15. The following allegations are dismissed
 Count Number: _____ Statutory violation: _____

16. The court has questioned the child and finds that the child understands the nature of the allegations and the direct consequences of admitting or pleading no contest to the allegations of the petition, and understands and waives the hearing rights that were explained (*check all that apply*):
- a. The right to have a hearing.
 - b. The right to cross examine and confront witnesses.
 - c. The right to subpoena witnesses and present a defense.
 - d. The right to remain silent.
 - e. The child's counsel consents to the admission or plea of no contest.
 - f. The admission or plea of no contest is freely and voluntarily made.
 - g. There is a factual basis for the admission or plea of no contest.
 - h. The court finds that the child was under 14 years old at the time of the offense but the child knew the wrongfulness of his or her conduct at the time the offense was committed

i. The following allegations are admitted and found to be true:

Count Number	Statutory violation:	Misdemeanor	Felony	To be specified at disposition	Enhancement (if applicable)
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

- j. The child is described by section 601 602 of the Welfare and Institutions Code.
- k. The maximum confinement time is _____.
- l. The child's residence is in _____ County.
- m. The matter is transferred to _____ County for disposition and further proceedings. Judicial Council form JV-550, *Juvenile Court Transfer Orders* will be completed and transmitted immediately.

CHILD IN CUSTODY

17. The court has considered the detention report prepared by probation takes judicial notice of the entire court file _____ and the following documents (*specify*): _____
 and the testimony of (*name*): _____
 and the examination of (*name*): _____ by the court.

18. The child is released from custody to the home of (*name, address, and relationship to child*): _____

19. A prima facie showing has been made that the child's disposition is by section 601 or 602.

20. The child is detained on home supervision electronic monitor in the home of (*name, address, and relationship to child*): _____
 the terms of which are set forth in the attached *Terms and Conditions*.

CHILD'S NAME: _____	CASE NUMBER: _____
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21. Based on the facts stated on the record, the child is detained in secure custody on the following grounds (*check all that apply*):
- a. The child has violated an order of the court.
 - b. The child has escaped from a court commitment.
 - c. The child is likely to flee the jurisdiction of the court.
 - d. It is a matter of immediate and urgent necessity for the protection of the child.
 - e. It is reasonably necessary for the protection of the person or property of another.

22. Based on the facts stated on the record, continuance in the child's home is contrary to the child's welfare.

23. Based on the facts stated on the record, there are no available services that would prevent the need for further detention.

24. Temporary placement and care is the responsibility of the probation officer.

25. Reasonable efforts to prevent or eliminate the need for detention of the child have have not been made.

26. Probation is ordered to provide services that will assist the child and the family to be reunified.

27. Probation is granted the authority to authorize medical, surgical or dental care pursuant to Welfare and Institution Code section 739.

28. The child and the parent/legal guardian have been advised that if the child cannot be returned home within the statutory timelines, a proceeding may be scheduled to determine an alternative permanent home, including an adoptive home after parental rights are terminated.

29. The mother father legal guardian are ordered to supply the names and contact information of adult relatives to probation so probation can notify them of the removal and of their options to be included in the child's life.

30. The probation officer must file a case plan within 60 days.

31. The court accepts transfer from the County of _____.

32. Other orders: _____

33. Child Counsel waives time for (*check all that apply*):

- jurisdiction hearing.
- disposition hearing.
- other: _____

34. **The next hearing(s) will be:**

Date:	Time:	Dept:	Type of hearing:
Date:	Time:	Dept:	Type of hearing:

35. The child

- a. is ordered to return to court on the above date(s) and time(s).
- b. remains detained

36. All prior orders not in conflict, including any terms and conditions of probation, remain in full force and effect.

37. **The petition is dismissed.** All appointed counsel are relieved.

Date: _____

JUDGE
 JUDGE PRO TEMPORE
 COMMISSIONER
 REFEREE

Countersignature for detention orders (*if necessary*): _____

Date: _____

JUDGE

CHILD'S NAME: 	CASE NUMBER:
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JURISDICTION HEARING—JUVENILE DELINQUENCY

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

1. Notice was provided as required by law.
2. Reading and explanation of the petition and advisement of rights.
 - a. Provided by court.
 - b. Waived by child counsel for the child.

ADMISSION OR NO CONTEST PLEA (If items 3, 4 and 5 completed, go to item 14)

3. The child
 - a. admitted the petition as filed as amended (date): _____
 - b. pleaded no contest to the petition as filed as amended (date): _____

4. The following allegations are dismissed:

Count Number:

Statutory violation:

5. The court has questioned the child and finds that the child understands the nature of the allegations and the direct consequences of admitting or pleading no contest to the allegations of the petition, and the child understands and waives the hearing rights that were explained.

- a. The right to have a hearing.
- b. The right to cross examine and confront witnesses.
- c. The right to subpoena witnesses and present a defense.
- d. The right to remain silent.
- e. The child's counsel consents to the admission or plea of no contest.
- f. The admission or plea of no contest is freely and voluntarily made.
- g. There is a factual basis for the admission or plea of no contest.
- h. The court finds that the child was under 14 years old at the time of the offense but the child knew the wrongfulness of his or her conduct at the time the offense was committed
- i. The following allegations are admitted and found to be true:

Count Number	Statutory violation:	Misdemeanor	Felony	To be specified at disposition	Enhancement (if applicable)
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

CONTESTED HEARING

6. The child denied the allegations of the petition and the court held a contested hearing.
7. The names of the witnesses who testified and the evidence admitted are on an attachment as follows:

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CHILD'S NAME: _____	CASE NUMBER: _____
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- 8. The child was not represented by counsel and objections that could have been made are deemed made.
- 9. The petition has not been proved beyond a reasonable doubt and is dismissed and all prior orders regarding the petition are terminated.
- 10. The allegations of the petition are found to be true beyond a reasonable doubt.
- 11. Counts _____ as alleged in the petition are found to be true beyond a reasonable doubt.
- 12. Counts _____ as alleged in the petition have not been proved beyond a reasonable doubt and are dismissed.
- 13. Counts _____ as amended are found to be true beyond a reasonable doubt.

AFTER PETITION IS SUSTAINED

- 14. The child is described by section 602 of the Welfare and Institutions Code.
- 16. The child's residence is in _____ County.
- 17. The matter is transferred to _____ County for disposition and further proceedings. *Juvenile Court Transfer Orders* (form JV-550) will be completed and transmitted immediately.
- 18. The child may remain at home is released.
- 19. Pending the disposition hearing, the child is detained on home supervision electronic monitoring program in the home of (*name, address, and relationship to child*): _____

the terms of which are set forth in Attachment *Terms and Conditions*.

- 20. Based on the facts stated on the record, the child is detained in secure custody pending the disposition hearing.
- 21. Based on the facts stated on the record, continuance in the child's home is contrary to the child's welfare.
- 22. Based on the facts stated on the record, there are no available services that would prevent the need for further detention.
- 23. Temporary placement and care is the responsibility of the probation officer.
- 24. Reasonable efforts to prevent or eliminate the need for detention of the child have been made have not been made.
- 25. The probation officer is ordered to provide services that will assist the child and the family to be reunified.
- 26. Probation is granted the authority to authorize medical, surgical or dental care pursuant to Welfare and Institution Code setion 739.
- 27. Other orders (*specify*): _____

28. **The next hearing(s) will be:**

Date:	Time:	Dept:	Type of hearing:
Date:	Time:	Dept:	Type of hearing:

- 29. The child is ordered to return to court on the above date(s) and time(s).
- 30. Child continued as ward.
- 31. All prior orders not in conflict, including any terms and conditions of probation, remain in full force and effect.
- 32. **The petition is dismissed.** All appointed counsel are relieved.

Date: _____ JUDICIAL OFFICER

Attachments:

- Terms and Conditions*. form JV-624
- Rights Waiver and Admission*, form _____
- Witness and Evidence List
- Other (*specify*): _____

CHILD'S NAME: 	CASE NUMBER:
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DISPOSITION—JUVENILE DELINQUENCY

- The court has read and considered the social study prepared by the probation officer and any other relevant evidence.
- The child has been detained and is at risk of entering foster care. The probation officer believes the child will be able to return home, and the social study includes a case plan as described in section 636.1 of the Welfare and Institutions Code.
- The probation officer has recommended initial or continuing placement in foster care, and the social study includes a case plan as described in section 706.6 of the Welfare and Institutions Code.

THE COURT FINDS AND ORDERS

- 1. Notice has been given as required by law.
- 2. The court takes judicial notice of all prior findings, orders, and judgments in this proceeding.
- 3. The court previously sustained the following counts. Any charges which may be considered a misdemeanor or a felony for which the court has not previously specified the level of offense are now determined to be as follows:

Count	Statutory violation:	Misdemeanor	Felony	Enhancement <i>(if applicable)</i>
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	

- 4. The child resides in *(specify)*: _____ County.
- 5. The case is transferred to *(specify)*: _____ County for disposition. Form JV-550, *Juvenile Court Transfer Orders*, will be completed and transmitted.
- 6. For the reasons stated on the record, the petition is dismissed in the interests of justice because the child does not need treatment or rehabilitation.
- 7. The child is placed on probation for up to six months under section 725(a) of the Welfare and Institutions Code under conditions described in an attachment to this form.
- 8. The child is declared continued as a ward of the court.
- 9. The child is to reside in the custody of
 - a. parent *(name)*: _____ mother father
 - b. parent *(name)*: _____ mother father
 - c. legal guardian *(name)*: _____
 - d. without probation supervision.
 - e. under the supervision of the probation officer for out-of-home placement. Form JV-667, *Custodial or Out of Home Placement Disposition Attachment* is completed and attached.
 - f. under terms and conditions described in the attached form
- 10. The child and legal parent are to pay a restitution fine as specified on the attached form.
- 11. The child, with his or her parent, is to pay restitution
 - as described on the attached restitution order.
 - to each victim *(name each)*:
 - a. _____
 - b. _____
 - c. _____
 - d. _____

in the amount of \$ _____ in the amount and manner determined by the probation officer, with the opportunity for review by the court if disputed by the child or the parents.

CHILD'S NAME: _____	CASE NUMBER: _____
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12. The child, with his or her parents, is to pay a fine in the amount of \$ _____, plus a penalty assessment in the amount of \$ _____, for a total of \$ _____.
13. Terms regarding vehicles. The child must
- a. participate in and successfully complete (*specify*):
 - b. only drive to and from school, work, and/or counseling programs.
 - c. surrender license to court probation officer.
14. The child's driver's license is
- suspended.
 - revoked.
 - delayed
 - for a period of _____ months. _____ years.
 - until 18 years of age.
15. Court will notify the Department of Motor Vehicles of the judgment.
16. Other (*specify*):

17. **The next hearing(s) will be:**

Date:	Time:	Dept:
Date:	Time:	Dept:

18. The child is ordered to return to court on the above date(s) and time(s)
19. Child is advised of his or her right to appeal.
20. All prior orders not in conflict, including any terms and conditions of probation, remain in full force and effect.

Date: _____

JUDICIAL OFFICER

The following attachments are incorporated by reference as findings and orders:

- Custodial and Out Of Home Placement Disposition Attachment (JV-667)
- Terms and Conditions (JV-624)
- Juvenile Court Transfer Orders (JV-550)
- Restraining Order—Juvenile (JV-250)
- Commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Justice (JV-732)
- Order for Restitution and Abstract of Judgment (JV-790)
- Application and Order for Authorization to Administer Psychotropic Medication—Juvenile (JV-220)
- Order Limiting Parent's Right to Make Educational Decisions for the Child and Appointing Responsible Adult as Educational Representative—Juvenile (JV-535)
- Parentage—Findings and Judgment (JV-501)

Additional attachments:

- Indian Child Welfare Act
 - Notices and Proofs of Service (JV-135)
 - Responses from tribes or BIA
- Victim Identification Form
- Probation officer's case plan approved by the court
 - As submitted
 - As amended and stated on the record
- Other

CHILD'S NAME: _____	CASE NUMBER: _____
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6. f. The child is to be placed out of state at the following (*name and address*):

- (1) In-state facilities are unavailable or inadequate to meet the needs of the child.
- (2) The state Department of Social Services or its designee has performed initial and continuing inspection of the facility and has certified that it meets all California licensure standards, or has granted a waiver based on a finding that there is no adverse impact to health and safety.
- (3) The requirements of section 7911.1 of the Family Code are met.

g. Pending placement, the child is

- (1) detained in juvenile hall. If being housed in another county, please specify county:
- (2) detained on home supervision in the home of
 - (a) parent (*name*): mother father
 - (b) parent (*name*): mother father
 - (c) legal guardian (*name*):
 - (d) other (*name and address*):
 - (e) and is subject to electronic monitoring.

h. The parent or legal guardian must cooperate in the completion and signing of necessary documents to qualify the child for any medical or financial benefits to which the child may be entitled.

i. The county is authorized to pay for care, maintenance, clothing, and incidentals at the approved rate.

j. The likely date by which the child may be returned to and safely maintained in the home or another permanent plan selected is (*specify*):

k. The right of the parent/guardian to make educational decisions for the child is specifically limited. *Order Limiting Parent's Right to Make Educational Decisions for the Child and Appointing Responsible Adult as Educational Representative—Juvenile* (form JV-535) will be completed and transmitted.

7. The child is committed to the care, custody, and control of the probation office for placement in the county juvenile ranch, camp, forestry camp, or _____

- a. for _____ months _____ days
- b. until the requirements of the program have been satisfactorily completed.
- c. If being housed in another county, please specify:

8. The child is committed to the Department of Corrections and Rehabilitation, Division of Juvenile Justice, and *Commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Facilities* (form JV-732) will be completed and transmitted.

Date: _____ JUDICIAL OFFICER

CHILD'S NAME: _____	CASE NUMBER: _____
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FINDINGS AND ORDERS AFTER SIX-MONTH PREPERMANENCY HEARING—DELINQUENCY

1. The court has read and considered and admits into evidence:

- a. Report of probation dated:
- b. Other (*specify*):

BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COURT FINDS AND ORDERS:

- 2. a. Notice of the date, time, and location of the hearing was given as required by law.
- b. *For child who is not present:* The child received proper notice of his or her right to attend the hearing and voluntarily gave up that right to attend this hearing.
- 3. a. The child is may be an Indian child, and notice of the proceeding and the right of the tribe to intervene was provided as required by law. Proof of such notice was filed with this court.
- b. There is reason to believe that the child may be of Indian ancestry, and notice of the proceedings was provided to the Bureau of Indian Affairs as required by law. Proof of such notice was filed with this court.

Child returned home:

- 4. The return of the child to his or her parent or legal guardian would not create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. Out-of-home placement is no longer necessary or appropriate. The agency has complied with the case plan by making reasonable efforts to return the child safely home and to complete whatever steps are necessary to finalize the permanent placement of the child.

Child remaining in out of home placement:

- 5. By a preponderance of the evidence, the return of the child to his or her parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
- 6. The child's out-of-home placement is necessary.
- 7. a. The child's out-of-home placement is appropriate.
- b. The child's current placement is not appropriate. This hearing is continued for a report by the agency on the progress made to locate an appropriate placement.
- 8. The child has run away from placement. Out-of-home placement continues to be necessary. The placement was appropriate. Probation has complied with the case plan by making reasonable efforts to return the child to a safe home, by making reasonable efforts to complete whatever steps are necessary to finalize the permanent plan and has made reasonable efforts to locate the child.
- 9. The child is placed outside the state of California and that out-of-state placement:
 - a. continues to be the most appropriate placement is in the child's best interest. There are no available and adequate in-state facilities to meet the child's needs. All licensure requirements have been met or a waiver granted. The placement complies with the requirements of Family Code section 7911.1.
 - b. does not continue to be the most appropriate placement for the child and is not in the best interest of the child. The matter is continued for a report by the county agency on the progress made toward finding an appropriate placement for the child.
- 10. Probation has has not complied with the case plan by making reasonable efforts to return the child to a safe home through the provision of reasonable services designed to aid in overcoming the problems that led to the initial removal and continued custody of the child, and by making reasonable efforts to complete whatever steps are necessary to finalize the permanent plan.
- 11. **The child is an Indian child**, and by clear and convincing evidence active efforts were were not made to provide remedial services and rehabilitative programs designed to prevent the breakup of this Indian family.
- 12. **The child has no known Indian heritage.**

CHILD'S NAME: _____	CASE NUMBER: _____
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12. The following persons have made the indicated level of progress toward alleviating or mitigating the causes necessitating placement:

	None	Minimal	Adequate	Substantial	Excellent
a. <input type="checkbox"/> Child	<input type="checkbox"/>				
b. <input type="checkbox"/> Mother	<input type="checkbox"/>				
c. <input type="checkbox"/> Father	<input type="checkbox"/>				
d. <input type="checkbox"/> Legal guardian	<input type="checkbox"/>				
e. <input type="checkbox"/> Other (specify):	<input type="checkbox"/>				
f. <input type="checkbox"/> Other (specify):	<input type="checkbox"/>				

13. The likely date by which the child may be returned to and safely maintained in the home or placed for adoption, appointed a legal guardian, placed permanently with a relative, or placed in an identified placement with a specific goal is (date): _____

Case planning and visitation

14. **The child is 16 years or older.** The services set forth in the case plan include those needed to assist the child in making the transition from foster care to independence and adulthood.

15. a. The following were actively involved in the case plan development, including the plan for permanent placement:
 child mother father legal guardian tribal representative other:
- b. The following were NOT actively involved in the case plan development, including the plan for permanent placement. The probation officer is ordered to actively involve them and submit an updated case plan within 30 days from today.
 child mother father legal guardian tribal representative other:
- c. The following were NOT actively involved in the case plan development, including the plan for permanent placement. The probation officer is not required to involve them because they are unable, unavailable or unwilling to participate.
 child mother father legal guardian tribal representative other:

16. The court finds that the child's:
- | | |
|---------------------------------------------------------------|---------------------------------------------------------------|
| a. educational needs <input type="checkbox"/> are being met | c. physical needs <input type="checkbox"/> are being met |
| b. mental health needs <input type="checkbox"/> are being met | d. developmental needs <input type="checkbox"/> are being met |

17. The additional services, assessments, and/or evaluations the child requires and the person(s) or agency ordered to take the steps necessary for the child to receive these services, assessments, and/or evaluations are:
- a. set forth on the record.
- b. as follows:

18. a. The following are ordered by the court to participate with the child in a counseling or education program as directed by probation: Mother Father Legal guardian Other (specify):
- b. The participation by the following is deemed by the court to be inappropriate or potentially detrimental to the child and their participation with the child in a counseling or education program is NOT ordered:
 Mother Father Legal guardian Other (specify):

19. The child has siblings under the court's jurisdiction and all of the siblings are NOT placed together in the same home.
- a. Visitation between the child and child's siblings who are not placed together is appropriate and ordered.
- b. The court finds by clear and convincing evidence that visitation between the siblings who are not placed together would be detrimental to at least one of the children. No visitation is ordered.

20. Visitation with the child is ordered:
- a. As set forth in *Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Important Person* (form JV-400).
- b. As follows (specify):

CHILD'S NAME: _____	CASE NUMBER: _____
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Health and education

21. The parent(s) legal guardian(s) are unable unwilling unavailable to make decisions regarding the child's needs for medical, surgical, dental, or other remedial care, and the right to make these decisions is suspended under Welfare & Institution Code section 739 and vested with the probation department.
22. A limitation on the parents legal guardians to make educational decisions for the child
- a. is NOT necessary. The parents or legal guardians hold educational rights and responsibilities, including those listed in California Rules of Court, rule 5.650(e) and (f).
- b. is necessary. Those rights are limited as ordered and as set forth in *Findings and Orders Limiting Right to Make Educational Decisions for the Child, Appointing Educational Representative, and Determining Child's Educational Needs* (form JV-535).
23. The child's school placement has changed since the dispositional hearing.
- a. The child's educational records, including any evaluation regarding a disability, were transferred to the new school placement within two business days.
- b. The child is enrolled in attending school.

Parentage

24. a. The court inquired of the mother others (*names and relationships*):
- as to the identity and address of all presumed or alleged fathers. All alleged fathers present during the hearing who had not previously submitted a *Statement Regarding Paternity (Juvenile)* (form JV-505) were provided with and ordered to complete form JV-505 and submit it to the court.
- b. The court clerk probation department shall provide the notice required by Welf. & Inst. Code, § 726.4 to:
- (1) alleged father (*name*):
- (2) alleged father (*name*):

Advisement

25. The court informed all parties present at the time of the hearing and further advises all parties that if the child is not returned to the home at the permanency hearing set on a date within 12 months from the date the child entered foster care, the case may be referred to a selection and implementation hearing under Welf. & Inst. Code, § 727.31 **that could result in the termination of parental rights and the adoption of the child.**
26. **All prior orders not in conflict with this order remain in full force and effect.**
27. Other findings and orders:
- a. See attached.
- b. (*Specify*):

28. The date the child ended foster care is (*specify*):

29. **The next hearing(s) will be:**

Date:	Time:	Dept:	Type of hearing:
Date:	Time:	Dept:	Type of hearing:

30. **The petition is dismissed.** Jurisdiction of the court is terminated. All appointed counsel are relieved.

31. Number of pages attached: _____

Date: _____

JUDICIAL OFFICER

CHILD'S NAME: —	CASE NUMBER:
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FINDINGS AND ORDERS AFTER PERMANENCY HEARING—DELINQUENCY 12 MONTH 18 MONTH (only if reunification services extended at 12 months)**1. The court has read and considered and admits into evidence:**

- a. Report of probation dated:
b. Other (specify):

BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COURT FINDS AND ORDERS:

2. a. Notice of the date, time, and location of the hearing was given as required by law.
b. For child who is not present: The child received proper notice of his or her right to attend the hearing and voluntarily gave up that right to attend this hearing.
3. a. The child is may be an Indian child, and notice of the proceeding and the right of the tribe to intervene was provided as required by law. Proof of such notice was filed with this court.
b. There is reason to believe that the child may be of Indian ancestry, and notice of the proceedings was provided to the Bureau of Indian Affairs as required by law. Proof of such notice was filed with this court.

Child returned home:

4. The return of the child to his or her parent or legal guardian would not create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. Out-of-home placement is no longer necessary or appropriate. The agency has complied with the case plan by making reasonable efforts to return the child safely home and to complete whatever steps are necessary to finalize the permanent placement of the child.

Child remaining in out of home placement:

5. By a preponderance of the evidence, the return of the child to his or her parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
6. The child's out-of-home placement is necessary.
7. a. The child's out-of-home placement is appropriate.
b. The child's current placement is not appropriate. This hearing is continued for a report by the agency on the progress made to locate an appropriate placement.
8. The child has run away from placement. Out-of-home placement continues to be necessary. The placement was appropriate. Probation has complied with the case plan by making reasonable efforts to return the child to a safe home, to complete whatever steps are necessary to finalize the permanent plan, and to locate the child.
9. The child is placed outside the state of California and that out-of-state placement:
a. continues to be the most appropriate placement is in the child's best interest. There are no available and adequate in-state facilities to meet the child's needs. All licensure requirements have been met or a waiver granted. The placement complies with the requirements of Family Code section 7911.1.
b. does not continue to be the most appropriate placement for the child and is not in the best interest of the child. The matter is continued for a report by the county agency on the progress made toward finding an appropriate placement for the child.
10. The agency has has not complied with the case plan by making reasonable efforts to return the child to a safe home through the provision of reasonable services designed to aid in overcoming the problems that led to the initial removal and continued custody of the child, and by making reasonable efforts to complete whatever steps are necessary to finalize the permanent plan.
11. **The child is an Indian child**, and, by clear and convincing evidence, active efforts were were not made to provide remedial services and rehabilitative programs designed to prevent the breakup of this Indian family.
12. **The child has no known Indian heritage.**

CHILD'S NAME: _____	CASE NUMBER: _____
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13. The following persons have made the indicated level of progress toward alleviating or mitigating the causes necessitating placement:

	<u>None</u>	<u>Minimal</u>	<u>Adequate</u>	<u>Substantial</u>	<u>Excellent</u>
a. <input type="checkbox"/> Child	<input type="checkbox"/>				
b. <input type="checkbox"/> Mother	<input type="checkbox"/>				
c. <input type="checkbox"/> Father	<input type="checkbox"/>				
d. <input type="checkbox"/> Legal guardian	<input type="checkbox"/>				
e. <input type="checkbox"/> Other (<i>specify</i>):	<input type="checkbox"/>				
f. <input type="checkbox"/> Other (<i>specify</i>):	<input type="checkbox"/>				

14. Reunification services are continued terminated.

15. **The following is appropriate and ordered as the permanent plan** (*specify one plan only*):

a. Return home immediately.

b. Return the child to the physical custody of the mother father legal guardian after an additional 6 months of reunification services. The minor and the parent or guardian have demonstrated the capacity and ability to complete the objectives of the case plan. **There is a substantial probability that the child will be returned to and safely maintained in the home within 18 months of the initial removal date.** The court advises all parents that if the child is not returned to the custody of a parent within the next six months, a hearing under Welfare & Institution Code section 727.31 may be held which could result in the termination of their parental rights and the child's adoption. The case is continued for a subsequent permanency planning hearing.

c. Adoption. The court finds by clear and convincing evidence that reasonable services have been provided or offered to the parents. A hearing is set under the procedures described in Welf. & Inst. Code, § 727.31 and an adoption assessment report ordered.

The likely date by which the child will be placed for adoption is (*specify*): _____

d. Legal guardianship. A hearing is set under Welf. & Inst. Code section 728(c).

The likely date by which the child will be placed for guardianship is (*specify*): _____

e. Placement on a permanent basis with (*name*): _____, a fit and willing relative.

The likely date by which the child will be placed for adoption or guardianship is (*specify*): _____

The relative is authorized to provide consent for the child's medical, surgical, and dental care as provided in *Order Granting Authority to Consent to Medical, Surgical, and Dental Care* (form JV-448).

f. By clear and convincing evidence, there is a compelling reason for determining that a hearing under Welf. & Inst. Code, § 727.31 is not in the best interest of the child based on evidence that (*specify all that apply*):

Adoption is not in the child's best interest and not an appropriate permanency goal.

No grounds exist to file for termination of parental rights.

The probation department did not make reasonable efforts to reunify the minor with the family.

The child is an unaccompanied refugee minor or foreign policy reasons preclude terminating parental rights.

The permanent plan is placement with (*specify or indicate placement is confidential*):
with a specific goal of:

(1) returning home.

(2) adoption.

(3) legal guardianship.

(4) permanent placement with a fit and willing relative.

(5) a less restrictive foster care setting.

(6) independent living with identification of a caring adult to serve as a lifelong connection for the youth.

The likely date by which the child's specific goal will be achieved is (*specify date*): _____

CHILD'S NAME: 	CASE NUMBER:
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Case planning and visitation

16. **The child is 16 years or older.** The services set forth in the case plan include those needed to assist the child in making the transition from foster care to independence and adulthood.
17. a. The following were actively involved in the case plan development, including the plan for permanent placement:
 child mother father legal guardian tribal representative other:
- b. The following were NOT actively involved in the case plan development, including the plan for permanent placement. The probation officer is ordered to actively involve them and submit an updated case plan within 30 days from today.
 child mother father legal guardian tribal representative other:
- c. The following were NOT actively involved in the case plan development, including the plan for permanent placement. The probation officer is not required to involve them because they are unable, unavailable or unwilling to participate.
 child mother father legal guardian tribal representative other:
18. The court finds that the child's:
 a. educational needs are being met
 b. mental health needs are being met
 c. physical needs are being met
 d. developmental needs are being met
19. The additional services, assessments, and/or evaluations the child requires and the person(s) or agency ordered to take the steps necessary for the child to receive these services, assessments, and/or evaluations are:
 a. set forth on the record.
 b. as follows:
20. a. The following are ordered by the court to participate with the child in a counseling or education program as directed by probation: Mother Father Legal guardian Other (*specify*):
- b. The participation by the following is deemed by the court to be inappropriate or potentially detrimental to the child and their participation with the child in a counseling or education program is NOT ordered:
 Mother Father Legal guardian Other (*specify*):
21. The child has siblings under the court's jurisdiction and all of the siblings are NOT placed together in the same home.
 a. Visitation between the child and child's siblings who are not placed together is appropriate and ordered.
 b. The court finds by clear and convincing evidence that visitation between the siblings who are not placed together would be detrimental to at least one of the children. No visitation is ordered.
22. Visitation with the child is ordered:
 a. As set forth in *Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Important Person* (form JV-400).
 b. As follows (*specify*):

Health and education

23. The parent(s) legal guardian(s) are unable unwilling unavailable to make decisions regarding the child's needs for medical, surgical, dental, or other remedial care, and the right to make these decisions is suspended under Welf. & Inst. Code, § 739 and vested with the probation department.
24. A limitation on the parent(s) legal guardian(s) to make educational decisions for the child
 a. is NOT necessary. The parents or legal guardian hold educational rights and responsibilities, including those listed in California Rules of Court, rule 5.650(e) and (f).
 b. is necessary. Those rights are limited as ordered and as set forth in *Findings and Orders Limiting Right to Make Educational Decisions for the Child, Appointing Educational Representative, and Determining Child's Educational Needs* (form JV-535)..
25. The child's school placement has changed since the last hearing.
 a. The child's educational records, including any evaluation regarding a disability, were transferred to the new school placement within two business days.
 b. The child is enrolled in attending (*specify*) _____ school.

CHILD'S NAME: —	CASE NUMBER:
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Parentage

26. a. The court inquired of the mother others (*names and relationships*):

as to the identity and address of all presumed or alleged fathers. All alleged fathers present during the hearing who had not previously submitted a *Statement Regarding Paternity (Juvenile)* (form JV-505) were provided with and ordered to complete and submit the form to the court.

b. The court clerk probation department shall provide the notice required by Welf. & Inst. Code, § 726.4 to:
(1) alleged father (*name*):
(2) alleged father (*name*):

Advisement

27. The court informed all parties present at the time of the hearing and further advises all parties that if the child is not returned to the home at the permanency hearing set on a date within 12 months from the date the child entered foster care, the case may be referred to a hearing under Welf. & Inst. Code, § 727.31 **that could result in the termination of parental rights and the adoption of the child.**

28. **All prior orders not in conflict with this order remain in full force and effect.**

29. Other findings and orders:
a. See attached.
b. (*Specify*):

30. The date the child ended foster care is (*specify*): _____

31. **The next hearing(s) will be:**

Date:	Time:	Dept:	Type of hearing:
Date:	Time:	Dept:	Type of hearing:

32. **The petition is dismissed.** Jurisdiction of the court is terminated. All appointed counsel are relieved.

33. Number of pages attached: _____

Date:

JUDICIAL OFFICER

CHILD'S NAME: _____	CASE NUMBER: _____
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FINDINGS AND ORDERS AFTER POSTPERMANENCY HEARING—DELINQUENCY

1. The court has read and considered and admits into evidence:

- a. Report of probation dated:
- b. Other (*specify*):

BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COURT FINDS AND ORDERS:

- 2. a. Notice of the date, time, and location of the hearing was given as required by law.
- b. *For child who is not present:* The child received proper notice of his or her right to attend the hearing and voluntarily gave up that right to attend this hearing.
- 3. a. The child is may be an Indian child, and notice of the proceeding and the right of the tribe to intervene was provided as required by law. Proof of such notice was filed with this court.
- b. There is reason to believe that the child may be of Indian ancestry, and notice of the proceedings was provided to the Bureau of Indian Affairs as required by law. Proof of such notice was filed with this court.

Child returned home:

- 4. The return of the child to his or her parent or legal guardian would not create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. Out-of-home placement is no longer necessary or appropriate. The agency has complied with the case plan by making reasonable efforts to return the child safely home and to complete whatever steps are necessary to finalize the permanent placement of the child.

Child remaining in out of home placement:

- 5. Continued out of home care is in the best interest of the child.
- 6. The child's out-of-home placement is necessary.
- 7. a. The child's out-of-home placement is appropriate.
- b. The child's current placement is not appropriate. This hearing is continued for a report by the agency on the progress made to locate an appropriate placement.
- 8. The child has run away from placement. Out-of-home placement continues to be necessary. The placement was appropriate. Probation has complied with the case plan by making reasonable efforts, including whatever steps are necessary to finalize the permanent placement of the child and has made reasonable efforts to locate the child.
- 9. The child is placed outside the state of California and that out-of-state placement:
 - a. continues to be the most appropriate placement is in the child's best interest. There are no available and adequate in-state facilities to meet the child's needs. All licensure requirements have been met or a waiver granted. The placement complies with the requirements of Family Code section 7911.1.
 - b. does not continue to be the most appropriate placement for the child and is not in the best interest of the child. The matter is continued for a report by the county agency on the progress made toward finding an appropriate placement for the child.
- 10. The agency has has not complied with the case plan by making reasonable efforts, including whatever steps are necessary to finalize the permanent placement of the child.
- 11. **The child is an Indian child**, and by clear and convincing evidence active efforts were were not made to provide remedial services and rehabilitative programs designed to prevent the breakup of this Indian family.
- 12. **The child has no known Indian heritage.**
- 13. The following is appropriate and ordered as the permanent plan (*specify one plan only*):
 - a. Return home immediately.
 - b. Adoption. The court finds by clear and convincing evidence that reasonable services have been provided or offered to the parents. A hearing is set under the procedures described in Welfare & Institution Code section 727.31 and an adoption assessment report ordered.
The likely date by which the child will be placed for adoption is (*specify*): _____
 - c. Legal guardianship. A hearing is set under Welf. & Inst. Code section 728(c).
The likely date by which the child will be placed for guardianship is (*specify*): _____

CHILD'S NAME: _____	CASE NUMBER: _____
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13. *continued*

d. Placement on a permanent basis with (*name*): _____, a fit and willing relative.

The likely date by which the child will be placed for adoption or guardianship is (*specify*): _____

The relative is authorized to provide consent for the child's medical, surgical, and dental care as provided in *Order Granting Authority to Consent to Medical, Surgical, and Dental Care* (form JV-448).

e. By clear and convincing evidence there is a compelling reason for determining that a hearing under Welf. & Inst. Code, § 727.31 is not in the best interest of the child based on evidence that (*specify all that apply*):

Adoption is not in the minor's best interest and not an appropriate permanency goal.

No grounds exists to file for termination of parental rights.

The probation department did not make reasonable efforts to reunify the minor with the family.

The child is an unaccompanied refugee minor or foreign policy reasons preclude terminating parental rights.

The permanent plan is placement with (*specify or indicate placement is confidential*): _____ with a specific goal of:

(1) returning home.

(2) adoption.

(3) legal guardianship.

(4) permanent placement with a fit and willing relative.

(5) a less restrictive foster care setting.

(6) independent living with identification of a caring adult to serve as a lifelong connection for the youth.

The likely date by which the child's specific goal will be achieved is (*specify date*): _____

Case planning and visitation

14. **The child is 16 years or older.** The services set forth in the case plan include those needed to assist the child in making the transition from foster care to independence and adulthood.

15. a. The child was actively involved in the development of his or her case plan, including the plan for permanent placement.

b. The child was NOT actively involved in the development of his or her case plan, including the plan for permanent placement.

1. Probation is ordered to involve the child and submit an updated case plan within 30 days.

2. Probation is NOT required to involve the child because the child is unable, unavailable, or unwilling to participate.

16. The court finds that the child's:

a. educational needs are being met

c. physical needs are being met

b. mental health needs are being met

d. developmental needs are being met

17. The additional services, assessments, and/or evaluations the child requires and the person(s) or agency ordered to take the steps necessary for the child to receive these services, assessments, and/or evaluations are:

a. set forth on the record.

b. as follows:

18. The child has siblings under the court's jurisdiction and all of the siblings are NOT placed together in the same home.

a. Visitation between the child and child's siblings who are not placed together is appropriate and ordered.

b. The court finds by clear and convincing evidence that visitation between the siblings who are not placed together would be detrimental to at least one of the children. No visitation is ordered.

19. Visitation with the child is ordered:

a. As set forth in *Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Important Person* (form JV-400).

b. As follows (*specify*): _____

CHILD'S NAME: 	CASE NUMBER:
-----------------------	----------------------

Health and education

20. The parent(s) legal guardians are unable unwilling unavailable to make decisions regarding the child's needs for medical, surgical, dental, or other remedial care, and the right to make these decisions is suspended under Welf. & Inst. Code, § 739 and vested with the probation department.
21. A limitation on the parents legal guardians to make educational decisions for the child
- a. is NOT necessary. The parents or legal guardians hold educational rights and responsibilities, including those listed in California Rules of Court, rule 5.650(e) and (f).
- b. is necessary. Those rights are limited as ordered and as set forth in *Findings and Orders Limiting Right to Make Educational Decisions for the Child, Appointing Educational Representative, and Determining Child's Educational Needs* (form JV-535).
22. The child's school placement has changed since the last review hearing.
- a. The child's educational records, including any evaluation regarding a disability, were transferred to the new school placement within two business days.
- b. The child is enrolled in attending school.

Parentage

23. a. The court inquired of the mother others (*names and relationships*):
- as to the identity and address of all presumed or alleged fathers. All alleged fathers present during the hearing who had not previously submitted a *Statement Regarding Paternity (Juvenile)* (form JV-505) were provided with and ordered to complete and submit the form to the court.
- b. The court clerk probation department shall provide the notice required by Welf. & Inst. Code, § 726.4 to:
- (1) alleged father (*name*):
- (2) alleged father (*name*):

Advisement

24. The court informed all parties present at the time of the hearing and further advises all parties that if the child is not returned to the home at the permanency hearing, the case may be referred to a hearing under Welf. & Inst. Code, § 727.31 **that could result in the termination of parental rights and the adoption of the child.**
25. **All prior orders not in conflict with this order remain in full force and effect.**
26. Other findings and orders:
- a. See attached.
- b. (*Specify*):
27. The date the child ended foster care is (*specify*): _____

28. **The next hearing(s) will be:**

Date:	Time:	Dept:	Type of hearing:
Date:	Time:	Dept:	Type of hearing:

29. **The petition is dismissed.** Jurisdiction of the court is terminated. All appointed counsel are relieved.

30. Number of pages attached: _____

Date: _____
JUDICIAL OFFICER

CHILD'S NAME: 	CASE NUMBER:
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CONTINUANCE—JUVENILE DELINQUENCY

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

1. **Detention hearing**

The child came before the court for a detention hearing.

a. The child, the child's parent or the child's guardian has requested a continuance pursuant to Welfare & Institution Code section 638. The detention hearing is continued to the next judicial calendar date.

b. The child prosecution probation parent/guardian other (*specify*):
made a motion for continuance by:

written notice timely filed

oral motion, and good cause was shown for permitting an oral motion

c. Good cause exists to grant the continuance in that (*specify*): _____
_____. The motion for the continuance is granted.

d. The court has considered the information contained the report of the probation officer dated: _____
and, based on this information, finds that continuance in the home is contrary to the child's welfare pending a further hearing on the matter

2. **Jurisdiction, disposition or other delinquency hearing**

a. A motion to continue the (*specify*) _____ hearing pursuant to Welf. & Inst. Code, § 682 was made by the child prosecution probation parent or guardian other (*specify*):

b. The petitioner provided timely written notice to all parties of the continuance request.

c. The petitioner did not comply with noticing requirements. Good cause for failing to comply is found.

d. The order is granted. Good cause for granting the continuance does exist in that

notice of the date, time, and location of the hearing was not given to (*name*):

new counsel is being appointed

a determination needs to be made on whether the parent, guardian or adult relative can afford counsel.

the petitioner needs time to subpoena witnesses for the jurisdiction hearing because

the child made an extrajudicial admission and now denies it.

previously indicated an intent to admit the allegations to the court or petitioner but now denies the allegations

the court is ordering the child and the parent or guardian to participate with the child in a program of counseling or education under Welf. & Inst. Code, § 654.

other (*specify*): _____

3. **Other findings and orders:**

a. See attached.

b. (*specify*):

4. This is the (*specify number*): _____ continuance of this hearing.

5. **All parties are ordered to return for the continued hearing:**

Hearing date:	Time:	Dept:	Room:
---------------	-------	-------	-------

6. **All prior orders not in conflict with this order remain in full force and effect.**

7. Number of pages attached: _____

Date:

<input type="checkbox"/> JUDGE	<input type="checkbox"/> JUDGE PRO TEMPORE	<input type="checkbox"/> COMMISSIONER	<input type="checkbox"/> REFEREE
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

**SCHOOL NOTIFICATION OF COURT ADJUDICATION
(Welfare & Institutions Code Section 827(b))**

To Superintendent:

School District:

Mailing address:

City, state, zip code:

ATTENTION SCHOOL SUPERINTENDENT:

Pursuant to Welfare & Institutions Code section 827(b), you are hereby notified that

CHILD'S NAME:

CHILD'S DATE OF BIRTH :

CASE NUMBER:

is enrolled in your school and was found by a court of competent jurisdiction to have committed the following offense(s):

- | | |
|--------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Assault (Pen. Code, § 240) | <input type="checkbox"/> Possession of concealable firearm by a minor (Pen. Code, § 120101) |
| <input type="checkbox"/> Assault with a deadly weapon (Pen. Code, § 245(a)) | <input type="checkbox"/> Possession of a controlled substance (Heath & Safety Code, § 11357) |
| <input type="checkbox"/> Battery (Pen. Code, § 242) | <input type="checkbox"/> Possession of a controlled substance for sale (Heath & Safety Code, 11359) |
| <input type="checkbox"/> Burglary (Pen. Code, § 459) | <input type="checkbox"/> Possession of tobacco products (Pen. Code, § 308(b)) |
| <input type="checkbox"/> Consumption of alcohol by a minor (Bus. & Prof. Code, § 25658(b)) | <input type="checkbox"/> Possession of weapon on school grounds (Pen. Code, § 626.10) |
| <input type="checkbox"/> Driving under the influence (Veh. Code, § 23152) | <input type="checkbox"/> Possession of unlawful weapon (Pen. Code, § 12020) |
| <input type="checkbox"/> Gambling (Pen. Code, § 337a) | <input type="checkbox"/> Robbery (Pen. Code, § 211) |
| <input type="checkbox"/> Graffiti on government property (Pen. Code, § 640.5) | <input type="checkbox"/> Rape (Pen. Code, § 261) |
| <input type="checkbox"/> Grand theft (Pen. Code, § 487) | <input type="checkbox"/> Unlawful Sexual Intercourse (Pen. Code, § 261.5) |
| <input type="checkbox"/> Lewd act on a child (Pen. Code, § 288) | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Petty theft (Pen. Code, § 488) | |
| <input type="checkbox"/> Possession of alcohol (Bus & Prof. Code, § 25662) | |

THE COURT ORDERED DISPOSITION of the child's case is:

- | | |
|-------------------------------------------------------------------|-----------------------------------------------------------------------|
| <input type="checkbox"/> Camp placement | <input type="checkbox"/> Suitable placement in a group or foster home |
| <input type="checkbox"/> Department of Juvenile Justice placement | <input type="checkbox"/> Juvenile hall commitment |
| <input type="checkbox"/> Home on probation | (Optional) Anticipated date of release: |
| <input type="checkbox"/> Other: | |

Date: _____ Clerk of the Superior Court: _____

— NOTICE —

WARNING: UNLAWFUL DISSEMINATION OF THIS INFORMATION IS A MISDEMEANOR

Any information received from this court is to be kept in a separate confidential file at the school of attendance. This record must be destroyed upon the child graduating from high school, reaching the age of 18 or being released from court jurisdiction, whichever occurs first.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

**NOTIFICATION TO SHERIFF OF JUVENILE DELINQUENCY FELONY
ADJUDICATION
(Welfare & Institutions Code Section 827.2)**

To the Sheriff of the

County of:

Mailing address:

City, state, zip code:

ATTENTION COUNTY SHERIFF:

Pursuant to Welfare & Institutions Code section 827.2, you are hereby notified that

CHILD'S NAME:

CHILD'S DATE OF BIRTH :

CASE NUMBER:

was found by a court of competent jurisdiction to have committed at least one offense which would have been a felony if committed by an adult. The child was found to have committed the following felony offense(s):

(List statutory violations)

YOU ARE BEING NOTIFIED BECAUSE *(Check all that apply)*:

- The offense(s) occurred in your county
- The child is a resident of your county.
- The child's disposition has been modified.

THE COURT ORDERED DISPOSITION of the child's case is:

- | | |
|-------------------------------------------------------------------|-----------------------------------------------------------------------|
| <input type="checkbox"/> Camp placement | <input type="checkbox"/> Suitable placement in a group or foster home |
| <input type="checkbox"/> Department of Juvenile Justice placement | <input type="checkbox"/> Juvenile hall commitment. |
| <input type="checkbox"/> Home on probation | <input type="checkbox"/> Other: |

Date: _____ Clerk of the Superior Court: _____

— NOTICE —

WARNING: UNLAWFUL DISSEMINATION OF THIS INFORMATION IS A MISDEMEANOR

Any information received from this court is to be received in confidence for the limited law enforcement purpose for which it was provided and shall not be further disseminated except as provided by the provisions of 827.2. An intentional violation of the confidentiality provisions of this section is a misdemeanor.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO. (Optional): _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY DRAFT Not approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
YOUTH'S NAME: PARENT'S NAME:	
COMMITMENT TO THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION, DIVISION OF JUVENILE FACILITIES	CASE NUMBER: JUVENILE:

1. a. Youth's name:
 b. Youth's date of birth:
2. a. Date of hearing: _____ Dept.: _____ Room: _____
 b. Judicial officer (name): _____
 c. Persons present:
 Youth Youth's attorney Mother Father Guardian Deputy district attorney
 Others as reflected on the attached minute order

THE COURT FINDS AND ORDERS:

3. The youth was under the age of 18 years at the time of the commission of the offense for which the youth is being committed to the Division of Juvenile Facilities.
4. The mental and physical condition and qualifications of this youth render it probable that the youth will benefit from the reformatory discipline or other treatment provided by the Division of Juvenile Facilities.
5. a. The youth is committed to the Division of Juvenile Facilities for a 90-day period of observation and diagnosis.
 b. The youth is committed to the Division of Juvenile Facilities for acceptance.
 c. The youth is a ward of the Division of Juvenile Facilities under a prior commitment; and
 is recommitted to the Division of Juvenile Facilities; or
 is returned to the Division of Juvenile Facilities with the following recommendation:
 the parole status of the youth be revoked;
 the parole status of the youth not be revoked; or
 the parole status of the youth will be determined by the Division of Juvenile Facilities.
6. The youth has been declared a ward of the court and is committed based on the following sustained petitions:

<u>Petition Date</u>	<u>Offense</u>	<u>Code</u>	<u>Degree</u>	<u>707(b)</u>	<u>Enhancement</u>	<u>Term</u>
a.						
b.						

YOUTH'S NAME: 	CASE NUMBER: JUVENILE:
-----------------------	-------------------------------

6. c. Sustained
Petition Date Offense Code Degree 707(b) Enhancement Term

d.

e.

Continued in attachment 6.

7. The youth has credit for _____ days in secure custody.

8. Confinement period:

a. The maximum period of confinement is *(state years and months)*:

b. The court has considered the individual facts and circumstances of the case in determining the maximum period of confinement.

9. The youth is ordered to pay a restitution fine of *(state dollar amount)*: \$

10. The youth is ordered to pay victim restitution as stated in attachment 10.

11. Exceptional needs:

a. The youth is an individual with exceptional needs.

b. The youth has an individualized education program and it:

is included as attachment 11b.

will be furnished to the Division of Juvenile Facilities when obtained.

c. The youth is not an individual with exceptional needs.

d. It does not appear that a determination has been made regarding any exceptional needs the youth may have.

12. The court requests that the youth be considered for programming related to _____.

13. The court requests that a copy of the Clinical Summary Report be sent to the youth's attorney *(provide name and address of attorney)*:

14. The probation officer is directed to forward a copy of the youth's medical records to the Division of Juvenile Facilities before delivery.

YOUTH'S NAME: _____	CASE NUMBER: JUVENILE:
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15. Youth has has not been prescribed psychotropic medication.
 Type and dosage of medication (*specify*):

Additional documentation provided in attachment 15.

16. Such psychotropic medication, if still necessary based on an evaluation by a Division of Juvenile Facilities physician, may be continued for a period not to exceed 60 days from the date of delivery to the Division of Juvenile Facilities reception center and clinic.

17. The court has determined that the youth has been in at least one foster care or other Title 42, U.S. Code, Part IV-E-eligible placement during the course of a dependency or delinquency case.

Date:

 JUDICIAL OFFICER

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): _____ _____ _____ TELEPHONE NO.: _____ FAX NO. (Optional) _____ E-MAIL ADDRESS (Optional) _____ ATTORNEY FOR (Name) _____	FOR COURT USE ONLY DRAFT Not approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
CASE NAME: _____	
JUVENILE NOTICE OF VIOLATION OF PROBATION <input type="checkbox"/> § 725 <input type="checkbox"/> § 777(a)	CASE NUMBER: _____

1. Petitioner on information and belief alleges the following:

a. <input type="checkbox"/> Under a previous order of this court, dated _____, the child was declared a ward under Welfare and Institutions Code section <input type="checkbox"/> 601(a) <input type="checkbox"/> 601(b) <input type="checkbox"/> 602(a).			
b. <input type="checkbox"/> Under a previous order of this court, dated _____, the child was NOT declared a ward and placed on summary probation under Welfare and Institutions Code section 725(a).			
c. Child's name and address: _____	d. Age: _____	e. Date of birth: _____	f. Sex: _____
g. Name: _____ Address: _____ If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input type="checkbox"/> mother <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown	h. Name: _____ Address: _____ If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input type="checkbox"/> mother <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown
i. Name: _____ Address: _____ If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input type="checkbox"/> mother <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown	j. Other (state name, address, and relationship to child): <input type="checkbox"/> No known parent or guardian resides within this state. This adult relative lives in this county or is closest to this court.	
k Attorney for child (if known): Address: _____ Phone number: _____	l. Child is <input type="checkbox"/> not detained <input type="checkbox"/> detained. Date and time of detention (custody): _____ Current place of detention (address): _____		

(See important notice on page 2.)

CHILD'S NAME: _____	CASE NUMBER: _____
------------------------	-----------------------

2. The child is a probationer or ward of the court under Welfare and Institutions Code section 601 602 725(a) and the child has violated a condition of probation or order of the court.

(State supporting facts concisely, and number them 1, 2, etc.)

See Attachment 2.

3. The recommended modification consequence is:

- a. Removal from the custody of a parent guardian relative friend
- b. Placement in a foster home or relative's home
- c. Commitment to a private institution
- d. Commitment to a county institution
- e. Commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Facilities
- f. To be determined
- g. Other (specify): _____

4. The child violated non-wardship probation. Petitioner requests a hearing be set pursuant to Welfare and Institutions Code section 725(a) to decide if the child should be a ward and determine the appropriate disposition.

5. Number of pages attached: _____

— NOTICE —

TO PARENTS OR OTHERS LEGALLY RESPONSIBLE FOR THE SUPPORT OF THE CHILD

You and the estate of your child may be jointly and severally liable for the cost of the care, support, and maintenance of your child in any placement or detention facility, the cost of legal services for your child or you by a public defender or other attorney, the cost of supervision of your child by order of the juvenile court, and the cost of any restitution owed to the victim.

CASE NAME: _____	CASE NUMBER: _____
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**PETITION TO MODIFY, CHANGE, SET ASIDE PREVIOUS ORDERS—
CHANGE OF CIRCUMSTANCES**

1. The child is a ward of the court under Welfare and Institutions Code section 601 602.
2. Petitioner is the

<ol style="list-style-type: none"> a. <input type="checkbox"/> parent b. <input type="checkbox"/> legal guardian c. <input type="checkbox"/> probation officer d. <input type="checkbox"/> adult relative (<i>state relationship</i>): 	<ol style="list-style-type: none"> e. <input type="checkbox"/> attorney for the child f. <input type="checkbox"/> child g. <input type="checkbox"/> other interested person (<i>describe interest</i>):
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

3. Petitioner alleges the following changes of circumstances or new evidence regarding the child (*describe changes concisely, numbering each change or new evidence*):

See Attachment 3 for further grounds.

4. Petitioner requests the following modifications of prior orders:

5. Petitioner requests that the court order a hearing to be held on (*date*): _____ at (*time*): _____ and cause notice to be given to persons prescribed by law.

THE COURT FINDS AND ORDERS

6. Petition to modify, change, or set aside previous order filed (*date*): _____
 - a. is denied.
 - b. states a change of circumstances or new evidence.
 - c. is agreed to by all parties and attorneys of record.

7. It appears that the best interest of the child may be promoted by the proposed modification.

8. The petition for modification is granted
 - a. as requested in item 4.
 - b. as follows (*state specific modifications*):

Continued in Attachment 8b.

9. Other orders:

10. **The matter is set for hearing**

on (<i>date</i>):	at (<i>time</i>):	in Dept.:	Room:
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Date: _____ _____ JUDICIAL OFFICER



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civil Code, § 54.8.)

CHILD'S NAME: _____	CASE NUMBER: _____
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PETITION TO TERMINATE WARDSHIP AND ORDER

1. Wardship was declared on _____ based on a finding that the child violated the following sections:
 _____ of the _____ Code.
 _____ of the _____ Code.
2. The child has adhered to the terms and conditions of probation.
3. The child has successfully completed all court-ordered programs.
4. The child has satisfactorily met the goals of rehabilitation.
5. The child has reached the age of majority. The child has been in a foster placement. A completed Form JV-365, *Termination of Juvenile Court Jurisdiction—Child Attaining Age of Majority*, has been filed with this court.
6. The whereabouts of the child have been unknown since _____.
7. Continued wardship is not required for the rehabilitation or protection of the child.
8. Continued wardship is not required for the protection of the public.
9. The warrant issued on _____ is recalled.
10. A summary of the child's contacts with the probation department and law enforcement agencies is included as Attachment 10.
11. A summary of the child's school performance and other activities is included as Attachment 11.
12. The child is now a dependent of the juvenile court.

Petitioner requests that the court terminate the child's wardship and release him or her from all orders of the juvenile delinquency court.

Date:

_____ ▶ _____
 TYPE OR PRINT PETITIONER'S NAME (SIGNATURE OF PETITIONER)

ORDER

- Wardship and delinquency court jurisdiction are terminated. All other orders of the juvenile court that are not in conflict remain in full force and effect.
- The matter is set for hearing on _____ at _____ a.m. p.m.
- The petition is denied.

Date:

_____ JUDICIAL OFFICER

TO THE CHILD: ADVICE REGARDING SEALING YOUR RECORD

At any time after you have reached the age of 18, or five years or more after the date this order is filed, you may petition the court to have your record sealed. In some cases you will not be entitled to have the record sealed, depending on the offenses you have been found to have committed, or if the court finds that satisfactory rehabilitation has not occurred. Contact your probation officer to obtain the proper form and follow the procedures as directed.

Item SPR11-47 Response Form

Title: **Juvenile Law: Juvenile Delinquency Forms Proposed Revisions and New Forms** (approve forms JV-618, JV-667, JV-672, JV-674, JV-678, JV-682, and JV-690; revise forms JV-600, JV-615, JV-624, JV-625, JV-640, JV-642, JV-644, JV-665, JV-732, JV-735, JV-740, and JV-794)

- Agree with proposed changes
- Agree with proposed changes **if modified**
- Do not agree** with proposed changes

Comments: _____

Name: _____ **Title:** _____

Organization: _____

- Commenting on behalf of an organization**

Address: _____

City, State, Zip: _____

To Submit Comments

Comments may be submitted online, written on this form, or prepared in a letter format. If you are *not* commenting directly on this form, please include the information requested above and the proposal number for identification purposes. Please submit your comments online or email, mail, or fax comments. You are welcome to email your comments as an attachment.

Internet: www.courts.ca.gov/policyadmin-invitationstocomment.htm

Email: invitations@jud.ca.gov

Mail: Ms. Camilla Kieliger
Judicial Council, 455 Golden Gate Avenue
San Francisco, CA 94102

Fax: (415) 865-7664, Attn: Camilla Kieliger

DEADLINE FOR COMMENT: 5:00 p.m., Monday, June 20, 2011

Circulation for comment does not imply endorsement by the Judicial Council or the Rules and Projects Committee. All comments will become part of the public record of the council's action.