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## INVITATION TO COMMENT SPR13-18

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Title	Action Requested
Juvenile Law: Psychotropic Medications	Review and submit comments by June 19, 2013
Proposed Rules, Forms, Standards, or Statutes	Proposed Effective Date
Amend Cal. Rules of Court, rule 5.640; revise forms JV-219-INFO, JV-221, and JV-222	January 1, 2014
Proposed by	Contact
Family and Juvenile Law Advisory Committee	Melissa Ardaiz, Attorney
Hon. Kimberly J. Nystrom-Geist, Cochair	melissa.ardaiz@jud.ca.gov
Hon. Dean T. Stout, Cochair	916-643-8002

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### Executive Summary and Origin

The Family and Juvenile Law Advisory Committee proposes revisions to rule 5.640 of the California Rules of Court and related forms regarding the administration of psychotropic medication to address two distinct issues. First, the committee recommends clarifying the time frame in rule 5.640(c)(8) for filing an opposition to an application for the juvenile court to authorize the administration of psychotropic medication. This recommendation is based on a 2012 Court of Appeal opinion<sup>1</sup> that called upon the Judicial Council to consider amending this provision to tie the due date for filing the opposition to the date of service—rather than the date of receipt—of the application to authorize administration of psychotropic medication.

Second, the committee recommends adding notice requirements for tribes if psychotropic medication is being sought for an Indian child. This recommendation is based on a request by the California Tribal Court/State Court Forum<sup>2</sup> (forum). The committee recommends requiring notice to both an intervening tribe and a tribe that has not intervened but has acknowledged the child as a member of, or eligible for membership in, the tribe.

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<sup>1</sup> *In re A.S.* (2012) 205 Cal.App.4th 1332.

<sup>2</sup> The forum's request is echoed by the Los Angeles City/County Native American Indian Commission, the California Department of Social Services, and the Statewide Indian Child Welfare Act (ICWA) Workgroup.

*The proposals have not been approved by the Judicial Council and are not intended to represent the views of the council, its Rules and Projects Committee, or its Policy Coordination and Liaison Committee. These proposals are circulated for comment purposes only.*

## The Proposal

### Clarifying notice and service of process time frame

The Family and Juvenile Law Advisory Committee recommends revising rule 5.640(c)(8), *Information About Psychotropic Medication Forms* (form JV-219-INFO), and *Opposition to Application Regarding Psychotropic Medication* (form JV-222) to require that any opposition to the application for the court to authorize administration of psychotropic medication be filed “within four court days of service of notice” rather than “within two court days of receiving notice,” in response to the Fourth Appellate District of the Court of Appeal’s recommendation in *In re A.S.* (2012) 205 Cal.App.4th 1332. This case and current court process and notice protocols are discussed below.

**Current court process and notice protocols.** Rule 5.640(c) describes the court procedure for authorizing the administration of psychotropic medication for a child declared a dependent child or ward of the court. Upon receiving a completed application requesting administration of psychotropic medication, the court has seven court days to approve or deny the application or set the matter for a hearing. (Cal. Rules of Court, rule 5.640(c)(4); see also Welf. & Inst. Code, §§ 369.5(c), 739.5(c).) A parent or guardian, his or her attorney, the child’s attorney, or a child’s Child Abuse Prevention and Treatment Act (CAPTA) guardian ad litem who is opposed to the administration of the proposed psychotropic medication “must file a completed *Opposition to Application Regarding Psychotropic Medication* (form JV-222) within two court days of receiving notice of the pending application for psychotropic medication.” (Cal. Rules of Court, rule 5.640(c)(8).)

The person or persons responsible for providing notice as required by local court rules or local practice protocols must complete and sign *Proof of Notice: Application Regarding Psychotropic Medication* (form JV-221) to provide verification of the notice required by rule 5.640. (Cal. Rules of Court, rule 5.640(c)(7)(D); see also form JV-219-INFO.) The person completing form JV-221 must identify the names of those given notice of the pending application for administration of psychotropic medication, the date the person was notified, and the manner in which the person was notified via check boxes on the form. Currently, these options include “In person,” “By phone,” “By fax,” and “By depositing the required information in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address.”

**In re A.S. case.** In 2012, the Fourth Appellate District of the Court of Appeal published *In re A.S.*, a case in which the mother appealed an order approving the application to administer psychotropic medication, arguing that she was denied due process because of the short time frame for filing an opposition in rule 5.640(c)(8). The appellate court disagreed, concluding that rule 5.640(c)(8) comports with due process, and affirmed the juvenile court’s order. However, it stated that “[w]e publish this opinion especially to call the Judicial Council’s attention to the need to amend this rule of court to change the filing date for an opposition to or a request for hearing on an application to administer psychotropic medication.” (*Id.* at p. 1335.)

In its analysis, the Court of Appeal called into question rule 5.640(c)(8), which ties the opposition filing due date to the date of receipt of notice, rather than service of notice. The appellate court stated:

In our view, California Rules of Court, rule 5.640(c)(8) needs to be amended. The rule requires the interested party to file opposition to the application “within two court days of receiving notice.” How does one determine when notice is received? Tying the opposition due date to receipt of notice could result in oppositions that are timely but filed after the juvenile court has made its decision. Although that is not a problem presented by the facts of this case, we would call on the Judicial Council to consider an amendment to this rule of court that will support the purposes of facilitating (1) prompt action on applications for psychotropic medication, and (2) timely input from all interested parties. Such an amended rule of court would tie the opposition due date to the date of service of the application, not to receipt of the application.

(*In re A.S.*, *supra*, 205 Cal.App.4th at p. 1344.)

The appellate court further concluded that “rule 5.640(c)(8) provides interested parties with notice and an opportunity to be heard on an application for administration of psychotropic medication, and therefore comports with due process. The two-court-day requirement for filing an opposition must be considered in relation to the seven-court-day time frame for making a decision on the application or scheduling a hearing. In this context, the two-court-day requirement for filing an opposition is reasonable.” (*Id.* at p. 1344.)

In accordance with the appellate court’s recommendation, the committee recommends revising rule 5.640(c)(8), form JV-219-INFO, and form JV-222 to change the time frame for filing an opposition to “within four court days of service of notice” of the application to administer psychotropic medication. The committee requests specific comment on several issues with respect to the proposed time frame and manner of service. These questions are included in the “Request for Specific Comments” box.

#### **Notice to Indian child’s tribe**

The Family and Juvenile Law Advisory Committee recommends adding provisions to rule 5.640, *Information About Psychotropic Medication Forms* (form JV-219-INFO), and *Proof of Notice: Application Regarding Psychotropic Medication* (form JV-221) that would require notice to an Indian child’s tribe if psychotropic medication is being sought for an Indian child and allow the tribe an opportunity to file an opposition to any pending application.

***Intervening tribe.*** Federal and state law allow an Indian child’s tribe to intervene as a party at any stage of a dependency proceeding, which confers the same rights as any other party. The United States Code states that “[i]n any State court proceeding for the foster care placement of, or termination of parental rights to, an Indian child, the Indian custodian of the child and the

Indian child's tribe shall have a right to intervene at any point in the proceeding.” (25 U.S.C. § 1911(c).) [see also Cal. Rules of Court, rule 5.534(i) “[t]he tribe of an Indian child is entitled to intervene as a party at any stage of a dependency proceeding concerning the Indian child.”] The United States Code further states that “[e]ach party to a foster care placement or termination of parental rights proceeding under State law involving an Indian child shall have the right to examine all reports or other documents filed with the court upon which any decision with respect to such action may be based.” (25 U.S.C. § 1912(c).) It follows that if a tribe has intervened in the proceedings on behalf of an Indian child, the tribe is entitled to receive notice of any pending application to authorize the administration of psychotropic medication and have the opportunity to file an opposition.

***Non-Intervening tribe, child acknowledged as an Indian child.*** State law also supports providing notice of a pending application to administer psychotropic medication to a tribe that has not intervened but has acknowledged the Indian child as a member of, or eligible for membership in, the tribe. Welfare and Institutions Code section 224.2(b) requires that “[n]otice shall be sent whenever it is known or there is reason to know that an Indian child is involved, and for every hearing thereafter, including, but not limited to, the hearing at which a final adoption order is to be granted, unless it is determined that the Indian Child Welfare Act (25 U.S.C. Sec. 1901 et seq.) does not apply to the case in accordance with Section 224.3.”

Rule 5.534 (i)(2) further states that, even “[i]f the tribe of the Indian child does not intervene as a party, the court may permit an individual affiliated with the tribe, or if requested by the tribe, a representative of a program operated by another tribe or Indian organization to: [¶] (C) Receive notice of hearings; [¶] (D) Examine all court documents relating to the dependency case; [and] [¶] (E) Submit written reports and recommendations to the court ... .”

From a best practice perspective, the committee believes that an Indian child's tribe should be notified in advance of an application to administer psychotropic medication to avoid a situation in which the tribe later intervenes after medication is administered. From a treatment perspective, the tribe may have important information about the child's and his or her family's medical history, as well as resources such as culturally appropriate services, relevant to the diagnosis and treatment.

The committee proposes the following revisions to incorporate tribal notice requirements:

- Add a new paragraph (D) to rule 5.640(c)(7) to describe the tribal notice requirements;
- Revise rule 5.640(c)(8) to add an “Indian child's tribe” to the list of those who can file an opposition to an application to administer psychotropic medication;
- Revise rule 5.640(c)(9) to add an “Indian child's tribe” to the list of those whom the court clerk must notify if the court sets a hearing regarding an application to administer psychotropic medication;
- Add references to an “Indian child's tribe” to form JV-219-INFO to match what would be stated in rule 5.640; and

- Add a new item 10 to form JV-221 to show proof of notice to an Indian child’s tribe that an application to administer psychotropic medication is pending before the court and the date and manner of service.

The committee requests specific comment on two issues with respect to tribal notice, which are included in the “Request for Specific Comments” box.

## **Alternatives Considered**

### **Notice time frame for filing an opposition**

There were no alternatives considered to basing the opposition due date on the date of service rather than the date of receipt of notice. Rule 5.640(c)(8) and related forms need to be revised. In *In re A.S.*, the appellate court specifically called into question that rule 5.640(c)(8) ties the due date for filing an opposition to the date of receipt of notice rather than the date of service of notice. This case raised questions about how best to (1) clarify the notice and service of process provisions in the rule and forms and (2) balance prompt actions on applications for psychotropic medication with timely input from all interested parties. The committee is seeking specific comment on alternative time frames.

### **Tribal notice requirements**

One alternative would be to keep the rule and related forms as is and not add tribal notice requirements. Another alternative would be to revise the definition of an “Indian child’s tribe.” The committee is seeking specific comment on (1) whether it is appropriate to include both an intervening tribe and one that has not intervened but has acknowledged the child as a member of, or eligible for membership in, the tribe, as subject to the notice requirements, and (2) how tribal notice requirements will impact courts on a local level.

### **Implementation Requirements, Costs, and Operational Impacts**

The proposed notice requirements will impact courts and the person or persons responsible for providing notice under local court rules or local practice protocols. The proposal includes a revised time frame for notice as well as an added requirement to notify tribes. This will likely result in minimal implementation costs and a slight increase in workload for the person or persons providing notice to the parties and attorneys. In implementing the revised forms, courts will incur standard reproduction costs.

## Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal reasonably achieve the stated purpose?
- Would this proposal have an impact on public's access to the courts? If a positive impact, please describe. If a negative impact, what changes might lessen the impact?
- Does changing the time frame for filing an opposition in rule 5.640(c)(8) from "within two court days of receiving notice" to "within four court days of service of notice" allow parties a sufficient opportunity to timely respond, considering that the court is operating under a seven-court-day time frame to approve or deny the application or set the matter for hearing?
- Should there be an added requirement that the person or persons responsible for providing notice of the pending application to administer psychotropic medication use the most expeditious manner as possible for giving notice?
- Should there be a distinction made between the time frame for service by mail and other manners of service (in-person, fax, phone), in which service is completed in a shorter time frame?
- Should service "by phone" continue to be a check box option in *Proof of Notice: Application Regarding Psychotropic Medication* (form JV-221) for notifying the child's parents/legal guardians, child's current caregiver, attorneys, and child's Court Appointed Special Advocate of a pending application to administer psychotropic medication—or should this option be deleted? Is service "by phone" being utilized at a local level?
- Should there be an "electronic service" check box option? Are courts establishing local rules and protocols with respect to electronic service in juvenile proceedings and utilizing this manner of service?
- Should both an intervening tribe and one that has not intervened but has acknowledged the child as a member of, or eligible for membership in, the tribe be subject to the notice requirements for an "Indian child's tribe"?
- How will the tribal notice requirements impact courts on a local level?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide costs savings? If so, please quantify. If not, what changes might be made that would provide savings, or greater savings?
- What would the implementation requirements be for courts? For example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems.
- Would 2 months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- If this proposal would be cumbersome or difficult to implement in a court of your size, what changes would allow the proposal to be implemented more easily or simply in a court of your size?

## **Attachments and Links**

The amended rule and forms as proposed are attached for review and comment as follows:

1. Cal. Rules of Ct., rule 5.640, at pages 8–9.
2. Forms JV-219-INFO, JV-221, and JV-222, at pages 10–15.

Supplemental documents that inform this proposal are available online via the following links:

- *In re A.S.* (2012) 205 Cal.App.4th 1332:  
<http://www.courts.ca.gov/opinions/archive/G045896.PDF>
- Welfare and Institutions Code section 369.5: <http://www.leginfo.ca.gov/cgi-bin/displaycode?section=wic&group=00001-01000&file=360-370>
- Welfare and Institutions Code section 739.5: <http://www.leginfo.ca.gov/cgi-bin/displaycode?section=wic&group=00001-01000&file=725-742>
- Welfare and Institutions Code section 224.2: <http://www.leginfo.ca.gov/cgi-bin/displaycode?section=wic&group=00001-01000&file=200-224.6>
- Cal. Rules of Ct., rule 5.534:  
[http://www.courts.ca.gov/cms/rules/index.cfm?title=five&linkid=rule5\\_534](http://www.courts.ca.gov/cms/rules/index.cfm?title=five&linkid=rule5_534)

1 **Rule 5.640. Psychotropic medications**

2  
3 (a)–(b) \*\*\*

4  
5 (c) **Procedure to obtain authorization**

6  
7 (1)–(6) \*\*\*

8  
9 (7) Notice must be provided as follows:

10  
11 (A)–(C) \*\*\*

12  
13 (D) Notice to an Indian child’s tribe must include:

14  
15 (i) A statement that a physician is asking to treat the child’s  
16 emotional or behavioral problems by beginning or  
17 continuing the administration of psychotropic medication to  
18 the child and the name of the psychotropic medication;

19  
20 (ii) A statement that an *Application Regarding Psychotropic*  
21 *Medication* (form JV-220) and a *Prescribing Physician’s*  
22 *Statement—Attachment* (form JV-220(A)) are pending  
23 before the court;

24  
25 (iii) A copy of *Information About Psychotropic Medication*  
26 *Forms* (form JV-219-INFO) or information on how to  
27 obtain a copy of the form; and

28  
29 (iv) A blank copy of *Opposition to Application Regarding*  
30 *Psychotropic Medication* (form JV-222) or information on  
31 how to obtain a copy of the form.

32  
33 ~~(D)~~(E) \*\*\*

34  
35 (8) A parent or guardian, his or her attorney of record, a child’s attorney of  
36 record, ~~or~~ a child’s Child Abuse Prevention and Treatment Act  
37 guardian ad litem appointed under rule 5.662 of the California Rules of  
38 Court, or an Indian child’s tribe ~~whethat~~ that is opposed to the  
39 administration of the proposed psychotropic medication must file a  
40 completed *Opposition to Application Regarding Psychotropic*  
41 *Medication* (form JV-222) within ~~two~~ four court days of ~~receiving~~  
42 service of notice of the pending application for psychotropic  
43 medication.



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(9) The court may grant the application without a hearing or may set the matter for hearing at the court’s discretion. If the court sets the matter for a hearing, the clerk of the court must provide notice of the date, time, and location of the hearing to the parents or legal guardians, their attorneys of record, the dependent child if 12 years of age or older, a ward of the juvenile court of any age, the child’s attorney of record, the child’s current caregiver, the child’s social worker, the social worker’s attorney of record, the child’s Child Abuse Prevention and Treatment Act guardian ad litem, ~~and~~ the child’s Court Appointed Special Advocate, if any, and an Indian child’s tribe at least two court days before the hearing. Notice must be provided to the child’s probation officer and the district attorney, if the child is a ward of the juvenile court.

**(d)–(h) \*\*\***

Use the Judicial Council forms listed below when requesting an order regarding psychotropic medication. Local forms may be used to provide additional information to the court.

JV-220, *Application Regarding Psychotropic Medication*

JV-220(A), *Prescribing Physician’s Statement—Attachment*

JV-221, *Proof of Notice: Application Regarding Psychotropic Medication*

JV-222, *Opposition to Application Regarding Psychotropic Medication*

JV-223, *Order Regarding Application for Psychotropic Medication*

### General Instructions

- ① Use psychotropic medication forms when a child is under the jurisdiction of the juvenile court and living in an out-of-home placement and the child’s physician is asking for an order:
  - a. giving permission for the child to receive a psychotropic medication that is not currently authorized *or*
  - b. renewing an order for a psychotropic medication that was previously authorized for the child because the order is due to expire.
- ② Use of the forms is mandatory for a child who is a dependent of the juvenile court and living in an out-of-home placement.
- ③ Use of the forms is mandatory for a child who is a ward of the juvenile court and living in a foster care placement, as defined in Welfare and Institutions Code section 727.4.
- ④ Use of the forms is optional for a child who is a ward of the juvenile court and living in an out-of-home facility that is not considered a foster care placement as defined in Welfare and Institutions Code section 727.4, unless use of the forms is required by a local rule of court.
- ⑤ Use of the forms is not required if the court has previously entered an order giving the child’s parent the authority to approve or deny the administration of psychotropic medication to the child.
- ⑥ Form JV-220(A), *Prescribing Physician’s Statement—Attachment*, must be completed and signed by the prescribing physician and forwarded to the person responsible for completing Form JV-220, *Application Regarding Psychotropic Medication*, as provided for in local court rules or local practice protocols. The completed JV-220(A), with all its attachments, must be attached to JV-220 when it is filed with the court.
- ⑦ The person or persons responsible for providing notice under local court rules or local practice protocols must complete, sign, and file with the court Form JV-221, *Proof of Notice: Application Regarding Psychotropic Medication*.

### JV-220, *Application Regarding Psychotropic Medication*

- ① This form gives the court basic information about where the child lives and whether the current situation has caused the child to be moved to a temporary location such as a psychiatric hospital, a juvenile hall, a shelter home, or respite care. It also provides the name and contact information for the child’s social worker or probation officer.
- ② This form may be completed by the prescribing physician, the medical office staff, the child welfare services staff, the probation department staff, or the child’s caregiver. If completed by a staff person from the medical office, the child welfare services agency, the probation department, or the child’s caregiver, he or she must check the appropriate box, type or print his or her name, and sign the form. If completed by the prescribing physician, he or she must check the appropriate box and complete and sign Form JV-220(A).



**JV-220(A), Prescribing Physician's Statement—Attachment**

- ① This form must be completed and signed by the prescribing physician, who must provide information related to the administration of the psychotropic medication, including the child's diagnosis, relevant medical history, other therapeutic services, the psychotropic medication to be administered, and the basis for the psychotropic medication recommendation.
- ② Prior court authorization must be obtained before a psychotropic medication not currently authorized is given to a child except in an emergency situation. An emergency situation occurs when a physician finds that the child requires psychotropic medication because of a mental condition and the purpose of the medication is to protect the life of the child or others, prevent serious harm to the child or others, or to treat current or imminent substantial suffering and it is impractical to obtain prior authorization from the court. Court authorization must be sought as soon as practical but never more than two court days after the emergency administration of the psychotropic medication.

**JV-221, Proof of Notice: Application Regarding Psychotropic Medication**

- ① This form provides verification of the notice required by rule 5.640 of the California Rules of Court.
- ② This form must be completed and signed by the person or persons responsible for providing notice as required by local court rules or local practice protocols. A separate signature line is provided on each page of the form to accommodate those courts in which the provision of notice is shared between agencies—for example, when local court rule or local practice protocol requires the child welfare services agency to provide notice to the parent or legal guardian and the caregiver and the juvenile court clerk's office to provide notice to the attorneys and CASA volunteer. If one agency does all the required noticing, only one signature is required on page 3 of the form.

**JV-222, Opposition to Application Regarding Psychotropic Medication**

- ① This form must be used when the parent or guardian, the attorney of record for a parent or guardian, the child, the child's attorney, or the child's CAPTA guardian ad litem does not agree that the child should take the recommended psychotropic medication.
- ② Within four court days of service of the application regarding psychotropic medication, the parent or guardian, his or her attorney, the child, the child's attorney, the child's CAPTA guardian ad litem, or an Indian child's tribe that disagrees must complete, sign, and file Form JV-222 with the clerk of the juvenile court.
- ③ The court will make a decision about the child's psychotropic medication after reading the application and its attachments and any opposition filed on time. The court is not required to set a hearing when an opposition is filed. If the court does set the matter for a hearing, the juvenile court clerk must provide notice of the date, time, and location of the hearing to the parents or legal guardians, their attorneys, the child if 12 years of age or older, the child's attorney, the child's current caregiver, the child's social worker, the social worker's attorney, the child's CAPTA guardian ad litem, the child's CASA, if any, and an Indian child's tribe at least two court days before the date set for the hearing. In delinquency matters, the clerk also must provide notice to the child regardless of his or her age, the child's probation officer, and the district attorney.

**JV-223, Order Regarding Application for Psychotropic Medication**

This form contains the court's findings and orders about psychotropic medications.

Read JV-219-INFO, *Information About Psychotropic Medication Forms*, for more information about the required forms and the application process.

Clerk stamps date here when form is filed.

**DRAFT  
Not approved by the  
Judicial Council**

①  The following parents/legal guardians of the child were given notice of the physician’s request to begin and/or to continue administering psychotropic medication, the name of each medication, and that a JV-220, *Application Regarding Psychotropic Medication*, and a JV-220(A), *Prescribing Physician’s Statement—Attachment*, are pending before the court. They were also provided with JV-219-INFO, *Information About Psychotropic Medication Forms*, and a blank copy of JV-222, *Opposition to Application Regarding Psychotropic Medication*, or with information on how to obtain a copy of each form.

Fill in court name and street address:

**Superior Court of California, County of**

a. Name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Relationship to child: \_\_\_\_\_  
Manner:  In person  By phone at (*specify*): \_\_\_\_\_  
 By depositing the required information and copies of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (*specify*): \_\_\_\_\_

Fill in child's name and date of birth:

**Child's Name:**

**Date of Birth:**

b. Name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Relationship to child: \_\_\_\_\_  
Manner:  In person  By phone at (*specify*): \_\_\_\_\_  
 By depositing the required information and copies of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (*specify*): \_\_\_\_\_

Fill in case number when form is filed.

**Case Number:**

c. Name: \_\_\_\_\_ Date notified: \_\_\_\_\_ Relationship to child: \_\_\_\_\_  
Manner:  In person  By phone at (*specify*): \_\_\_\_\_  
 By depositing the required information and a copy of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (*specify*): \_\_\_\_\_

②  Parental rights were terminated, and the child has no legal parents who must be informed.

③  Parent/legal guardian (*name*): \_\_\_\_\_  
was not informed because (*state reason*): \_\_\_\_\_

④  Parent/legal guardian (*name*): \_\_\_\_\_  
was not informed because (*state reason*): \_\_\_\_\_

⑤ The child’s current caregiver was notified that a physician is asking to treat the child with psychotropic medication and that a JV-220 and a JV-220(A) are pending before the court as follows:

Caregiver (*name*): \_\_\_\_\_  
Manner:  In person  By phone at (*specify*): \_\_\_\_\_  By depositing the required information in a sealed envelope in the United States mail, with first-class postage prepaid, to the following address (*specify*): \_\_\_\_\_

⑥ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Signature

Signature follows on page 3.

Child's name: \_\_\_\_\_

7 The child's attorney and the child's CAPTA guardian ad litem, if that person is someone other than the child's attorney, were provided with completed Forms JV-220, *Application Regarding Psychotropic Medication*, and JV-220(A), *Prescribing Physician's Statement—Attachment*; a copy of JV-219-INFO, *Information About Psychotropic Medication Forms*; and a blank copy of JV-222, *Opposition to Application Regarding Psychotropic Medication*, as follows:

a. Attorney's name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Manner:  In person  By fax at (specify): \_\_\_\_\_  By depositing copies in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

b. CAPTA guardian ad litem's name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Manner:  In person  By fax at (specify): \_\_\_\_\_  By depositing copies in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

8 The following attorneys were given notice of the physician's request to begin and/or continue administering psychotropic medication, the name of each medication, and that a JV-220, *Application Regarding Psychotropic Medication* and a JV-220(A), *Prescribing Physician's Statement—Attachment*, are pending before the court. They were also provided with a copy of JV-219-INFO, *Information About Psychotropic Medication Forms*, and a blank copy of JV-222, *Opposition to Application Regarding Psychotropic Medication*, or with information on how to obtain a copy of each form, as follows:

a. Attorney's name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Attorney for (name): \_\_\_\_\_  
Manner:  In person  By phone at (specify): \_\_\_\_\_  By fax at (specify): \_\_\_\_\_  
 By depositing the required information and copies of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

b. Attorney's name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Attorney for (name): \_\_\_\_\_  
Manner:  In person  By phone at (specify): \_\_\_\_\_  By fax at (specify): \_\_\_\_\_  
 By depositing the required information and copies of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

c. Attorney's name: \_\_\_\_\_ Date notified: \_\_\_\_\_  
Attorney for (name): \_\_\_\_\_  
Manner:  In person  By phone at (specify): \_\_\_\_\_  By fax at (specify): \_\_\_\_\_  
 By depositing the required information and copies of JV-219-INFO and JV-222 in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

9 The child's CASA volunteer was notified that a JV-220 and a JV-220(A) are pending before the court as follows:  
CASA volunteer (name): \_\_\_\_\_ Date notified: \_\_\_\_\_  
Manner:  In person  By phone at (specify): \_\_\_\_\_  By depositing the required information in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Signature

Signature follows on page 3.

Case Number: \_\_\_\_\_

Child's name: \_\_\_\_\_

10 The Indian child's tribe was given notice of the physician's request to begin and/or continue administering psychotropic medication, the name of each medication, and that a JV-220, *Application Regarding Psychotropic Medication*, and a JV-220(A), *Prescribing Physician's Statement—Attachment*, are pending before the court. They were also provided with a copy of JV-219-INFO, *Information About Psychotropic Medication Forms*, and a blank copy of JV-222, *Opposition to Application Regarding Psychotropic Medication*, or with information on how to obtain a copy of each form, as follows:

Indian Tribe (name): \_\_\_\_\_ Date notified: \_\_\_\_\_

Manner:  In person  By phone at (specify): \_\_\_\_\_  By depositing the required information in a sealed envelope in the United States mail, with first-class postage prepaid, to the last known address (specify): \_\_\_\_\_

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

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print name

▶ \_\_\_\_\_  
Signature

