

Arizona Supreme Court

Rule 28 Petition

R-24-0014

RULES 304 & 306, PROCEDURE FOR JUVENILE COURT

Appellate Case Information

Case Filed: 9-Jan-2024
Case Closed: 22-Aug-2024

Dept/Composition

Side 1. RULES 304 AND 306, RULES OF PROCEDURE FOR THE JUVENILE COURT, Other

(Litigant Group) PETITIONER: TOM JOSE

- Thomas Jose, Center for the Rights of Abused Children, Petitioner

(Litigant Group) COMMENTOR: ARIZONA COMMISSION ON ACCESS TO JUSTICE

- Arizona Commission on Access to Justice, Commentor
Hon Samuel A Thumma, Arizona Commission on Access to Justice, Commentor

CASE STATUS

Aug 22, 2024...Decision Rendered

Jan 9, 2024.....Pending

CASE DECISION

22-Aug-2024 ORDER

* A petition having been filed proposing to amend Rules 304 and 306 of the Rules of Procedure for the Juvenile Court, and comments having been received, upon consideration,

IT IS ORDERED that Rules 304 and 306 of the Rules of Procedure for the Juvenile

Ann Timmer

Filed: 22-Aug-2024 Mandate:

Decision Disposition

Adopted as Modified

5 PROCEEDING ENTRIES

1. 9-Jan-2024 FILED: In Re Petition to Amend Rules 304 and 306 of the Arizona Rules of Procedure for the Juvenile Court (Petitioner Tom Jose, Center for the Rights of Abused Children)

2. 17-Jan-2024 Rule petitions have been filed in the above-captioned matters under Rule 28(a), Rules of the Supreme Court of Arizona. Upon consideration,

IT IS ORDERED that these petitions are opened for public comment pursuant to Rule 28(c), Rules of the Supreme Court of Arizona. Comments must be submitted by no later than Wednesday, May 1, 2024, and any reply by a petitioner must be submitted no later than Monday, June 3, 2024.

The petitions may be viewed by going to: http://www.azcourts.gov/Rules-Forum. This opens the "Welcome" page. Petitions are posted under the appropriate body of rules, for example, Rules of Criminal Procedure, which is found by scrolling down the page.

For instructions on how to post comments electronically, follow the steps listed above and click on http://www.azcourts.gov/rules/Forum-FAQ at the top of the "Forum FAQ" page and then "How do I file a comment on a Rule 28 petition?"

Alternatively, commenters may submit comments by filing an original and one paper copy of the comment and one electronic copy of the written comments and supporting documents in Microsoft Word format on a CD or other compatible electronic medium with the Clerk of the Supreme Court, 1501 West Washington St., Room 402, Phoenix, AZ 85007 in an envelope marked "Rule Comment."

Any person filing a comment must send a copy of the comment to the Petitioner electronically or by ordinary mail. (Hon. John R. Lopez IV)

3. 29-Apr-2024 FILED: Comments of the Arizona Commission on Access to Justice in Support of the Petition (Arizona Commission on Access to Justice by Samuel A. Thumma, Chair)

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5 PROCEEDING ENTRIES

4. 20-Aug-2024 WOULD AMEND RULES 304 AND 306 OF THE RULES OF PROCEDURE FOR THE JUVENILE COURT TO PROVIDE, AMONG OTHER THINGS, THAT A CHILD'S TRIAL COUNSEL COULD ASK THE JUVENILE COURT TO APPOINT SEPARATE COUNSEL FOR THE CHILD IN APPEALS REGARDING DEPENDENCY, GUARDIANSHIP, AND TERMINATION

ORDERED: In Re Petition to Amend Rules 304 and 306 of the Arizona Rules of Procedure for the Juvenile Court = ADOPTED as modified, effective January 1, 2025.

5. 22-Aug-2024 A petition having been filed proposing to amend Rules 304 and 306 of the Rules of Procedure for the Juvenile Court, and comments having been received, upon consideration,

IT IS ORDERED that Rules 304 and 306 of the Rules of Procedure for the Juvenile Court are amended in accordance with the attachment to this order, effective January 1, 2025. (Hon. Ann A. Scott Timmer)
