

**Colorado Supreme Court Juvenile Rules Revision Committee
Minutes of June 12, 2015 Meeting**

A quorum being present, the Juvenile Rules Revision Committee was called to order by Judge Karen Ashby at 1:30 p.m., in the Supreme Court Conference Room on the fourth floor of the Ralph L. Carr Colorado Judicial Center. Members present or excused from the meeting were:

Name	Present	Excused
Judge Karen Ashby, Chair	X	
David P. Ayraud		X
Magistrate Howard Bartlett	X	
Charlene Benton	X	
Kelly Boe	X	
Vivian Burgos	X	
Jennifer Conn	X	
Traci Engdol-Fruhwirth	X	
Shana Kloek	X	
Kendall Marlowe	X	
Tom Maxwell	X	
Judge Ann Meinster		X
Judge Dave Miller	X	
Lauren Mueller	X	
Chief Judge Mick O'Hara		X
Professor Colene Robinson	X	
Magistrate Fran Simonet	X	
Judge Teresa Slade	X	
Karen Stall	X	
John Thirkell	X	
Judge Douglas Vannoy	X	
Chief Judge Doug Walker	X	
Judge Jeffrey Wilson	X	
Non-voting Participants		
Justice Allison Eid, Liaison	X	
Terri Morrison	X	

- I. Attachments & Handouts**
 - A. June 12 Agenda
 - B. May 2015 Survey Results

II. Announcements from the Chair

The Juvenile Rules Revision Committee was formed on April 29, 2014 to amend existing and enact new court rules in response to HB 14-1032, *Defense Counsel for Juvenile Offenders*. The committee was initially composed of 10 members, all of whom were jurists, and in the summer of 2014 it met four times. HB 14-1032 contained statutory amendments that affected juvenile justice procedures and as a result the committee amended Colorado Rules of Juvenile Procedure 2.2, 3, 3.7, and drafted a new rule, Rule 3.9. Also, two new forms for judicial use were created. These rules were adopted by the supreme court effective November 1, 2014.

With the initial project completed, the committee decided to begin planning a large-scale revision of the Juvenile Rules. Membership was expanded to include attorneys, county attorneys, guardians ad litem, district administrators, clerks of court, law professors, and other subject area specialists. This was the first meeting since membership had been expanded and Judge Ashby welcomed all new members.

III. Business

A. Colorado Rules of Juvenile Procedure Revision Project

Judge Ashby began by addressing the parameters of the project. She emphasized that the committee is drafting procedural rules that are substantively neutral; the rules shouldn't benefit a certain legal interest, but instead implement legislation from the Children's Code. In regards to drafting, the larger committee would break off and form subcommittees. The Dependency and Neglect (D&N) rules will be revised first. When the D&N rules are completed, the committee will move on to a different Juvenile Rule type and membership of the committee will be modified as appropriate.

B. Survey Results

A survey was sent out in May 2015 asking various stakeholders their opinions on the Colorado Rules of Juvenile Procedure. After viewing the survey results Judge Ashby asked members for their thoughts. Many members thought that creating D&N discovery rules was a priority. Also, after new rules are created they will need to be implemented with assistance in the form of CLEs, articles, and judicial conference presentations. Additionally, most members agreed that the rules have large gaps in coverage and little consistency.

C. Subcommittees

Judge Ashby explained that the committee will break off and form subcommittees to work on assigned issues. The subcommittee chairs will be committee members, while subcommittee membership may consist of committee and non-committee members. Therefore, subcommittees can include membership outside of the committee as each subcommittee chair deems appropriate. Subcommittees will meet between regular committee meetings and present as to the subcommittee's progress at each committee

meeting. Subcommittee updates may include bringing rule drafts, questions, and any policy-related matters or issues requiring input from or resolution by the committee

Judge Ashby asked the committee what would be the best way to organize the D&N rules revision. It was decided that each subcommittee should be assigned one of the following stages of a D&N proceeding: 1) Case Commencement; 2) Pre-Adjudication; 3) Adjudication; 4) Dispositional Review; 5) Permanency Planning; 6) Termination; and 7) Post-Termination. As well as the stages of the proceeding, other issues might be best set aside for a separate committee, such as D&N discovery rules. Keeping all of these comments in mind a plan will be presented at the next committee meeting.

D. Protocols

Each meeting will have an agenda, and items related to the D&N rule revision project will appear on the agenda until finalized. As other juvenile rules-related issues are brought to the committee's attention it will decide, through discussion at future meetings of the committee, if, when, and how to incorporate those matters into the work of the committee.

IV. Future Meetings

August 7, 2015

November 6, 2015

The Committee adjourned at 3:00 p.m.

*Respectfully submitted,
Jenny A. Moore*