



Supreme Court

STATE OF ARIZONA

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KATHLEEN E. KEMPLEY
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September 6, 2007

RE: RULES OF PROCEDURE FOR THE JUVENILE COURT
Arizona Supreme Court No. R-06-0036

GREETINGS:

The following action was taken by the Supreme Court of the State of Arizona on August 27, 2007, in regard to the above-referenced cause:

ORDERED: [Amended] Petition for Amendment Pursuant to Rule 28, Rules of the Supreme Court [Rules of Procedure for the Juvenile Court] = ADOPTED as modified on a permanent basis, effective January 1, 2008.

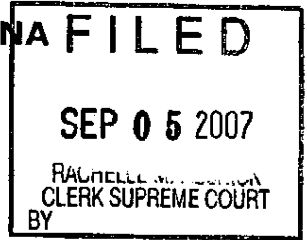
Rachelle M Resnick, Clerk

TO:

Hon Robert M Brutinel, Chairperson, Committee on Juvenile Courts
Juanita Mann, President, Arizona Association of Superior Court Clerks
Mariannina E Preston, Administrative Office of the Courts, Legal
Services

Final Rule Distribution List
cf

IN THE SUPREME COURT OF THE STATE OF ARIZONA



Supreme Court No. R-06-0036

ORDER ADOPTING
RULES 47.1 and 60, RULES OF PROCEDURE
FOR THE JUVENILE COURT,
IN FINAL FORM AND FURTHER AMENDING RULE 41

The Court having previously adopted amendments to Rules 41, 47.1 and 60, Rules of Procedure for the Juvenile Court, on an emergency basis with a public comment period to follow;

IT IS ORDERED that Rule 47.1 and 60, Rules of Procedure for the Juvenile Court, be adopted in final form, and Rule 41 be further amended in accordance with the attachment hereto*, effective as of the date hereof.

DATED in the City of Phoenix, Arizona at the Arizona Courts Building, this 5th day of September, 2007.

For the Court:

RUTH V. MCGREGOR
Chief Justice

* Changes or additions in text are indicated by underscoring and deletions from text are indicated by ~~strikeouts~~.

Rule 41(I), Rules of Procedure for the Juvenile Court

I. Notice.

(A) If the Arizona Department of Economic Security (the Department) is the petitioner, it shall notify the foster parents, pre-adoptive parents, or relative caregivers of a child in foster care under the responsibility of the State of the date, time, and location of all proceedings to be held with respect to the child. Foster parents, pre-adoptive parents, or relative caregivers of a child in foster care under the responsibility of the State shall have a continuing duty to provide the Department with a current and correct mailing address, including addresses identified as protected by court order.

(B) If the petitioning party is not the Department, the court shall ensure that foster parents, pre-adoptive parents, or relative caregivers are notified of all proceedings to be held with respect to the child.

(C) The foster parents, pre-adoptive parents, or relative caregivers shall be afforded the right to be heard in any proceeding to be held with respect to the child. This right shall not be construed to require that any foster parents, pre-adoptive parents, or relative caregivers be made a party to such proceeding solely on the basis of such notice and a right to be heard.

(D) Nothing in this rule shall be construed to limit the periodic review hearing notice requirements of ARS Sec. 8-847(B).