

Friday February 3, 2012

Judge Keller, Judge Driscoll, Judge Gleeson, Chris Rapillo, Fran Carino, Ben Zivyon, Carolyn Signorelli, Mike Besso, Maria Holzberg, Rob Shaver, Lori Hellum, Julia O'Leary, Bruce Tonkonow, Cynthia Cunningham

Agenda item #1 (referrals back to Juvenile Review Boards (JRB)) – the group agreed that legislative changes are required prior to drafting any PB Rules to address this issue. Proposed changes to the confidentiality statute (CGS 46b-124) to allow JRBs and YSBs to have access to information have been drafted and will be submitted.

Mike Besso (AG's Office) raised for discussion the outstanding issue of DCF's party status on the delinquency side. Because the issue has been appealed and argued, the group agreed to wait for the AC decision.

Agenda item #2 (default provisions) – Judge Keller suggested clarifying default provisions in Juvenile Matters in effort to reduce continuances in response to the federal push on time standards. Mike Besso agreed to comment on PB Rule 35a-8(a).

Agenda item #3 (impact of Taylor F. decision on child witness notice requirement) – if you want to introduce a child's statement based on the psychological unavailability exception, the Taylor F. decision requires that proper notice be given. Ben Zivyon agreed to draft proposed language for PB Rule 32a-4.

Agenda item #4 (discovery rules) – the group agreed that no revisions to discovery rules are required at this time.

There was a discussion about whether both DCF and AAG have access to copies of court ordered evaluations under PB Rules 34a-21, 32a-7, 35a-10 and CGS 46b-124. Judge Keller offered to take a look at this issue.

Agenda item #5 (timely requests for court ordered evaluations) – Judge Keller suggested addressing the issue by asking the Juvenile Judges to more closely scrutinize the requests, rather than a rule change.

Agenda item #6 (obligation of child's attorney) – Chris Rapillo agreed to draft proposed language for PB Rule 3-9. Judge Gleeson suggested that the requirement for the attorney to notify OCPD-CPU of MTWD be in the contract language rather than in the PB Rule.

Agenda item #7 (child protection appellate rules) – Judge Keller suggested that PB Rule 35a-21(b) be revised to conform to PB Rule 79a-3. Judge Keller agreed to look at PB Rule 35a-21.