

Minutes of the Meeting  
Juvenile Task Force  
September 27, 2010

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On Monday, September 27, 2010 the Child Protection Subcommittee of the Juvenile Task Force met in the [Superior Court for Juvenile Matters at Hartford](#), 920 Broad Street, 4th floor, Courtroom C, Hartford from 2:00 p.m. to approximately 5:05 p.m.

Members in attendance were:

Hon. Christine E. Keller, Chair  
Hon. John C. Driscoll  
Hon. Marcia J. Gleeson  
Michael Besso, Esq.

Nancy A. Porter, Esq.  
Robert Shaver, Esq.  
Carolyn Signorelli, Esq.  
Benjamin Zivyon, Esq.

The members discussed the agenda items in the following order:

1. The members approved the minutes of the August 26, 2010 child protection subcommittee meeting.

1. The members discussed and voted 5-0 to approve the proposed revisions to Section 33a-6. Benjamin Zivyon and Robert Shaver arrived after the members voted on this Section. They participated in the discussion and cast their votes on all subsequent matters.

2. The members discussed the proposed revisions to Section 33a-7 and made additional revisions to the last line of subsection (a)(12). The members will vote on the section as further revised at the next subcommittee meeting.

3. The members discussed the proposed revisions to Section 34a-1 to include sections 15-3 and 15-8. The members further discussed the possibility of including summary judgment (17-44 through 17-51) and concluded that summary judgment is not appropriate in juvenile matters. Therefore, the members decided not to include those sections in the rule. The members voted 7-0 to approve Section 34a-1, as further revised.

4. The members discussed and voted 7-0 to approve the proposed revisions to Section 35a-1.

5. After a lengthy discussion, the members agreed to redraft Section 35a-4, "Intervening Parties" by deleting the subsections that outline Gen. Stat. 46b-129(c) and (d) and retaining

subsections (g), (h), (i), (j) and (k). The members will discuss the revised draft at the next subcommittee meeting.

6. The members discussed the following three rules concerning guardianship drafted by the AAGs: Section 35a-16A, “Motions for Transfer of Guardianship (NEW);” Section 35a-20 entitled, “Motions for Reinstatement of Parent or former Legal Guardian as Guardian;” and Section 35a-20A, “Motions for Modification of Guardianship Post-Disposition (NEW).” The AAGs agreed to draft a commentary for 35a-16A that references In re Haley B., 81 Conn. App. 62, 65 (2004) and Public Act 09-185. At the end of the discussion, the members decided that this new section would be best placed and renumbered as Section 35a-12A. The AAGs also agreed to revise Sections 35a-20 and 35a-20A if they were inconsistent with In re Stacy G., 94 Conn. App. 348 (2006).

7. After discussion, the members decided to table the AAG’s revisions to Section 35a-14 “Motions to Review Permanency Plan” until they have the opportunity to review the relevant CFR provision. The AAGs agreed to provide the members with the rule at the next meeting.

9. After discussion, the members reaffirmed their earlier decision not to draft a rule on time limitations on the issuance of an Order of Temporary Custody decision. The members reiterated that a statutory change would be necessary before such a rule could be proposed.

10. The members discussed and voted 5-2 against the Chief Child Protection Attorney’s new draft rule 34a-24 that addressed primary jurisdiction for visitation, placement, educational placement, among other issues.

11. The members discussed and decided not to proceed with a proposal by the Chief Child Protection Attorney concerning the application of the Code of Evidence to juvenile matter proceedings.

15. Judge Keller advised the members that the next meeting of the child protection subcommittee would be in October.