

ASSEMBLY BILL

No. 2000

Introduced by Assembly Member Campos

February 16, 2016

An act to add Section 607.6 to the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2000, as introduced, Campos. Wards: termination of juvenile court jurisdiction.

Existing law establishes the jurisdiction of the juvenile court, which may adjudge a minor to be a ward of the court on the basis of the minor's delinquent behavior. Under existing law, the jurisdiction of the juvenile court may continue until the ward attains 21 or 25 years of age, depending on the nature of the offense. Existing law requires the juvenile court to hold a hearing prior to terminating jurisdiction over a ward who is subject to an order of foster care, as specified. Under existing law, whenever the juvenile court terminates jurisdiction over a ward who has also been designated a dependent of the court or previously placed into foster care, the probation or parole officer is required to provide the ward with specified information and documents relating to benefits for former foster children.

This bill would require the juvenile court to conduct a hearing prior to terminating jurisdiction over a ward who has attained 18 years of age and who is either placed out of the home by the juvenile court or who is returning to an unstable home environment. The bill would require the probation department to provide certain information, documents, and services to the ward before the court may terminate jurisdiction. By imposing this duty on probation officers, this bill would

impose a state-mandated local program. The bill would also direct the Judicial Council to develop and implement standards and forms necessary to implement these provisions.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 607.6 is added to the Welfare and
2 Institutions Code, to read:

3 607.6. (a) The juvenile court shall not terminate jurisdiction
4 over a ward who has attained 18 years of age and who is either
5 placed out of the home by the juvenile court in the most recent
6 order or who is returning to an unstable home environment, until
7 a hearing is conducted pursuant to this section and the probation
8 department has submitted a report verifying that the following
9 information, documents, and services have been provided to the
10 ward, or in the case of a ward who, after reasonable efforts by the
11 probation department, cannot be located, verifying the efforts made
12 to make the following available to the ward:

13 (1) Written information concerning the ward’s case, including
14 any known information regarding the ward’s Indian heritage or
15 tribal connections, if applicable, directions on how to access the
16 documents the ward is entitled to inspect under Section 827, and
17 the date on which the jurisdiction of the juvenile court would be
18 terminated.

19 (2) Written information regarding any psychoactive or other
20 medications that the ward is taking, including the dosage, the
21 reason the medications were prescribed, contact information of
22 the prescribing doctor or psychiatrist, and information regarding
23 how to maintain the medication regimen if the ward so chooses.

24 (3) The following documents:

25 (A) Social security card.

- 1 (B) Certified copy of his or her birth certificate.
- 2 (C) Health and education summary, as described in subdivision
- 3 (a) of Section 16010.
- 4 (D) Driver's license, as described in Section 12500 of the
- 5 Vehicle Code, or identification card, as described in Section 13000
- 6 of the Vehicle Code.
- 7 (E) A letter prepared by the probation department that includes
- 8 the following information:
- 9 (i) The ward's name and date of birth.
- 10 (ii) The dates during which the ward was within the jurisdiction
- 11 of the juvenile court.
- 12 (iii) A statement that the ward was a youth in compliance with
- 13 state and federal financial aid documentation requirements.
- 14 (F) If applicable, the death certificate of the parent or parents.
- 15 (G) If applicable, proof of the ward's citizenship or legal
- 16 residence.
- 17 (H) An advance health care directive form.
- 18 (4) Referrals for assistance with completing an application for
- 19 Medi-Cal or referrals for assistance with obtaining other health
- 20 insurance.
- 21 (5) Referrals to transitional housing, if available, or referrals to
- 22 other housing.
- 23 (6) Referrals for assistance with obtaining employment or other
- 24 financial support.
- 25 (7) Assistance in applying for admission to college or to a
- 26 vocational training program or other educational institution and
- 27 in obtaining financial aid, where appropriate.
- 28 (8) If the ward has been in out-of-home placement for six
- 29 months or longer from the date the ward entered foster care or a
- 30 long-term detention facility, contact information in the ward's file
- 31 for individuals who are important to the ward, based on the ward's
- 32 best interests.
- 33 (9) For wards between 18 and 21 years of age who were placed
- 34 in foster care, assistance in accessing the Independent Living
- 35 Aftercare Program in the ward's county of residence.
- 36 (b) At any hearing for a ward who has turned 18 years of age
- 37 at which the court is considering terminating jurisdiction, the
- 38 probation department shall ensure that the nonminor is present in
- 39 court, unless the nonminor does not wish to appear in court and
- 40 elects a telephonic appearance, or shall document reasonable efforts

1 made by the probation department to locate the ward when the
2 ward is not available.

3 (c) At the hearing closest to and before a ward's 18th birthday
4 and every review hearing thereafter for nonminor wards, the
5 probation department shall submit a report describing efforts
6 toward completing the items described in subparagraphs (E) to
7 (H), inclusive, of paragraph (2) of subdivision (a).

8 (d) If the ward has met his or her rehabilitative goal and requests
9 immediate termination of jurisdiction, the termination shall not be
10 delayed if the probation department has not complied with this
11 section.

12 (e) The Judicial Council shall develop and implement standards,
13 and develop and adopt appropriate forms, necessary to implement
14 this section.

15 SEC. 2. If the Commission on State Mandates determines that
16 this act contains costs mandated by the state, reimbursement to
17 local agencies and school districts for those costs shall be made
18 pursuant to Part 7 (commencing with Section 17500) of Division
19 4 of Title 2 of the Government Code.