

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

**6.1 ADOPTION, CONSTRUCTION AND AMENDMENT OF RULES AND STANDING ORDERS**

**a. APPLICABILITY OF RULES**

Unless otherwise stated in a particular rule, Rule 6 shall apply to all matters heard pursuant to Welfare and Institutions Code sections 300, 601, or 602.

*(Subd (a) amended effective January 1, 2010; adopted effective August 1, 2002; previously amended effective August 3, 2007, and July 1, 2008.)*

**b. STANDING ORDERS**

The Presiding Judge of the Juvenile Division may issue such standing orders for the administration of the Juvenile Court, as the court deems appropriate. The court may issue new or amended standing orders by filing the same with the clerk of the court and posting the order for a period of thirty (30) days outside of the juvenile courtrooms and the clerk's office.

*(Subd (b) amended and relettered effective January 1, 2010; adopted as subdivision (c) of Rule 6.1.1 effective August 1, 2002; previously amended effective July 1, 2008.)*

*(Rule 6.1 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.1 effective August 1, 2002; previously amended effective August 3, 2007, and July 1, 2008.)*

**6.2 JUVENILE CALENDAR**

All juvenile matters will be heard by the Juvenile Court on such days and such times as scheduled or approved by the Juvenile Presiding Judge.

*(Rule 6.2 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.2 effective August 1, 2002; previously amended effective July 1, 2008.)*

**6.3 ACCESS TO COURTROOM BY NON-PARTIES**

Unless specifically permitted by statute, Juvenile Court proceedings are confidential and shall not be open to the general public. The court encourages interested persons including trainees and students to attend juvenile proceedings in order to better understand the workings of the Juvenile Court. The court retains the discretion to determine in each case whether any such interested party shall remain in the courtroom.

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

*(Rule 6.3 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.3 effective August 1, 2002.)*

**6.4 CONFIDENTIALITY**

All participants or permitted observers in Juvenile Court proceedings shall maintain the confidentiality of Juvenile Court documents and proceedings. Juvenile records may not be copied or disseminated outside of the juvenile proceedings without a court order. An intentional violation of these confidentiality provisions is a misdemeanor punishable by fine, imprisonment or both, and/or punishable as a contempt of court. [W&I § 827(b)(2)]

*(Rule 6.4 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.4 effective August 1, 2002; previously amended effective July 1, 2008.)*

**6.5 RELEASE OF INFORMATION RELATING TO JUVENILES**

**a. DISCOVERY OF JUVENILE RECORDS**

Except as indicated within this rule, in all cases in which a person or agency seeks access to Juvenile Court records, including records maintained by the Juvenile Court Clerk, the Probation Department, or the Health and Social Services Department – Child Welfare Services Division, the person or agency shall file a Petition for Disclosure (Judicial Council form JV-570) [W&I § 827(a)(2)(A)] with the Presiding Judge or a judicial officer of the Juvenile Court. The petition shall set forth with specificity the materials sought and the relevance of the materials to the underlying action. The petition shall be supported by a declaration which specifies the information or documents sought, the purpose for which the documents or information is sought, the relevance of the documents or information to the purpose for which they are sought, and, if necessary, a memorandum of points and authorities. The Juvenile Court Clerk shall not accept facsimile copies of Section 827 petitions for filing. This section does not apply to those persons and agencies designated by Welfare and Institutions Code section 827(a) or any party authorized to obtain records by a standing order issued by this court.

*(Subd (a) amended and subd (1) through (3) deleted effective January 1, 2010; adopted effective August 1, 2002; previously amended effective July 1, 2008.)*

**b. RELEASE OF RECORDS TO PARTIES AND THEIR ATTORNEYS**

Any party, their attorney, or authorized agent in any Welfare and Institutions Code 300, 601 or 602 matter shall be given access to all records relating to the

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

child which are held by the Clerk of the Court unless otherwise specifically ordered by the court. The party or counsel shall also have the right to secure copies of such records. The party or counsel shall be responsible for the cost of any copying. Any person requesting records shall complete the form adopted or approved by the court for this purpose. A copy of the request shall be filed in the court file.

*(Subd (b) amended effective January 1, 2010; adopted as Subd (f) effective August 1, 2002; previously amended and relettered effective July 1, 2008.)*

**c. RELEASE OF COURT REPORTS TO COURT-APPROVED MENTAL HEALTH EVALUATORS**

Where the court has ordered a mental health or psychological evaluation of a minor, the court approved evaluator shall be given access to the court's file, unless the court makes a specific order to the contrary in the referral.

*(Subd (c) amended and relettered effective July 1, 2008; adopted as Subd (g) effective August 1, 2002.)*

*(Rule 6.5 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.5 effective August 1, 2002; previously amended effective July 1, 2008.)*

**6.6 DISCOVERY**

**a. INFORMAL DISCOVERY**

Discovery shall be conducted informally. Except as protected by privilege, all relevant material shall be disclosed in a timely fashion to all parties to the litigation.

*(Subd (a) adopted effective August 1, 2002.)*

**b. FORMAL DISCOVERY**

If all informal means of discovery have been exhausted, a party may petition the court for discovery. Any noticed motion shall state the relevancy and materiality of the information sought and the reasons why informal discovery was not adequate to secure that information. The motion shall be served on all parties at least five (5) court days before the hearing date. The date for the hearing shall be obtained from the Juvenile Court clerk. A copy shall be served on the court before whom the matter is scheduled to be heard. Any responsive papers shall be filed and served in like manner two (2) court days prior to the hearing.

*(Subd (b) amended effective January 1, 2010; adopted effective August 1, 2002.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

*(Rule 6.6 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.7 effective August 1, 2002; renumbered as Rule 6.1.6 effective July 1, 2008.)*

**6.7 PETITIONS, PLEADINGS & MOTIONS**

**a. FORMAT OF PETITIONS, PLEADINGS AND MOTIONS**

All petitions, pleadings and motions filed with the Juvenile Court must be in a format approved by the court. All petitions, pleadings and motions must be reviewed and signed by the attorney of record for the party where the party is represented by counsel. Counsel are responsible for ensuring the legal sufficiency of the document and compliance with procedural requirements.

*(Subd (a) relettered effective January 1, 2010; adopted as unlettered portion of Rule 6.1.8 effective August 1, 2002; former subd (a) repealed effective January 1, 2010.)*

**b. EX PARTE APPLICATIONS**

All ex parte applications shall be in writing and the party making the applications shall provide notice to all counsel at least one court day prior to the hearing.

*(Subd (b) amended effective January 1, 2010; adopted as subd (e) effective August 1, 2002; amended and relettered effective July 1, 2008.)*

**c. NOTICES OF UNAVAILABILITY**

The court shall not accept for filing a "Notice of Unavailability of Counsel" or other document or pleading whose sole purpose is to advise the court and/or other parties of an attorney's or party's unavailability. *Carl v. Superior Court of Orange County* (2007) 157 Cal.App.4th 73.

*(Subd (c) adopted effective January 1, 2009.)*

*(Rule 6.7 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.8 effective August 1, 2002; previously amended and renumbered as Rule 6.1.7 effective July 1, 2008; previously amended effective January 1, 2009.)*

**6.8 REQUEST FOR TRANSCRIPTS BY NON-PARTY**

Any non-party requesting a reporter's transcript of a juvenile proceeding must file a Petition for Disclosure (Judicial Council form no. 570).

*(Rule 6.8 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.11 effective August 1, 2002; previously renumbered as Rule 6.1.10 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

**6.9 WELFARE AND INSTITUTIONS CODE SECTION 241.1 ASSESSMENTS**

Any party requesting a Welfare and Institutions Code section 241.1 hearing may submit a written declaration providing specific facts supporting the party's assertion that the minor comes within the description of a person subject to both Welfare & Institutions Code section 300 and either Section 601 or 602. The Probation Department and Child Welfare Services shall prepare an assessment report in accordance with the protocol established by Welfare and Institutions Code section 241.1, subdivision (b). The report shall provide the sources of the factual information upon which the recommendations of the respective departments are based.

*(Rule 6.9 amended and renumbered effective January 1, 2010; adopted as Rule 6.1.15 effective August 1, 2002; previously amended and renumbered as Rule 6.1.11 effective July 1, 2008.)*

**6.10 MOTION TO CHALLENGE LEGAL SUFFICIENCY OF PETITION**

**a. TIMING OF THE MOTION**

A motion to challenge the legal sufficiency of the petition may be made orally or in writing at the initial/detention hearing, or at the jurisdictional hearing. A party may object on the ground that the petition alleges facts which, even if determined to be true, either are not sufficient to state a cause of action, or are not stated with sufficient clarity and precision to enable the party to determine what must be defended against. The court may entertain the objection by oral argument when made, or may set it for further hearing. No objection in the nature of a special demurrer to particular allegation shall lie to challenge only certain paragraphs under a particular subdivision of Welfare & Institutions Code section 300 (i.e. a party must challenge all allegations under Section 300(b), not merely certain allegations.)

*(Subd (a) amended effective January 1, 2010; previously adopted as Subd (a) of Rule 6.2.5 effective August 1, 2002.)*

**b. HEARING ON MOTION; MEMORANDA OF POINTS AND AUTHORITIES**

If the court sets a hearing on the objection, counsel for the objecting party may file a supporting memorandum of points and authorities. To be considered timely, the memorandum must be filed at least 48 hours before the hearing in the department where the hearing is scheduled. The petitioner may file a memorandum of points and authorities in opposition to the objection. To be considered timely, the memorandum in opposition must be filed by 8:30 a.m. on

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART ONE: Rules for Juvenile Court in General**

the day of the hearing, in the department where the matter is set for hearing. All memoranda of points and authorities, whether in support of or in opposition to the objection, must be served on all other counsel and the petitioner via facsimile or personal service.

*(Subd (b) amended effective January 1, 2010; previously adopted as Subd (b) of Rule 6.2.5 effective July 1, 2008.)*

**c. AMENDING THE PETITION**

Petitioner may not amend the petition without leave of court once a written objection to the sufficiency of the petition has been filed.

*(Subd (c) amended effective January 1, 2010; previously adopted as Subd (c) of Rule 6.2.5 effective July 1, 2008.)*

**d. OBJECTION OVERRULED**

If an objection to the sufficiency of a petition is overruled and no admission or denial has been entered, the Court shall allow the admission or denial to be entered at the conclusion of the hearing, or upon such terms as may be just.

*(Subd (d) amended effective January 1, 2010; previously adopted as Subd (d) of Rule 6.2.5 effective July 1, 2008.)*

**e. OBJECTION SUSTAINED**

If the Court sustains the objection to the sufficiency of a petition, the Court may grant leave to amend the petition upon any terms as may be just and shall fix the time within which the amended petition shall be filed. During the time that the petition is being amended, the minor may continue to be detained if the Court finds that a prima facie case for detention exists.

*(Subd (e) amended effective January 1, 2010; adopted as unlettered portion of Rule 6.2.8 effective August 1, 2002; amended and relettered as Subd (e) effective July 1, 2008.)*

*(Rule 6.10 adopted effective January 1, 2010.)*

**6.11 – 6.29 [RESERVED]**

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**6.30 APPOINTED COUNSEL IN DEPENDENCY PROCEEDINGS**

**a. MINIMUM STANDARDS OF COMPETENCE**

All attorneys seeking appointment in juvenile dependency proceedings must meet the minimum standards of competence set forth in California Rules of Court, rule 5.660(d).

*(Subd (a) amended and relettered effective January 1, 2010; adopted as unlettered portion of Rule 6.2.1 effective August 1, 2002.)*

**b. INITIAL APPLICATION TO PRACTICE IN THE JUVENILE COURT**

An attorney seeking to practice before the Juvenile Court in dependency matters shall submit an Application to Practice (Solano County Local Form no. 6000) to the Presiding Judge of the Juvenile Court.

*(Subd (b) adopted effective January 1, 2010.)*

**c. RENEWAL APPLICATION TO PRACTICE IN THE JUVENILE COURT**

A Renewal Application to Practice (Solano County Local Form no. 6001) before the Juvenile Court must be submitted to the court by January 30 in the year immediately following the two (2) year anniversary of the submission of the original Application to Practice. Those attorneys who submitted their original application in January shall file their renewal application by January 30 of the second year following the submission of the original Application to Practice. The attorney shall attach to the renewal application evidence that he or she completed at least eight (8) hours of continuing training or education directly related to dependency proceedings since the last application. This evidence may include a certificate of attendance at MCLE training, professional organization training (along with a copy of the program schedule) and/or attendance at court-sponsored or approved training.

Failure to supply proof of completion of continuing education or training by the due date will cause the court to notify the attorney that his or her right to be appointed in dependency proceedings will be revoked. The attorney shall have thirty (30) days from mailing of notice to submit proof of completion of the required education or training. If the attorney fails to submit such proof, the court will not recommend further appointments until such time as the requisite proof is provided.

*(Subd (a) amended and relettered effective July 1, 2008; adopted as Subd (c) effective August 1, 2002.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

*(Rule 6.30 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.1 effective August 1, 2002; previously amended effective July 1, 2008.)*

**6.31 APPOINTMENT OF PRIVATE COUNSEL IN DEPENDENCY PROCEEDINGS**

**a. ELIGIBILITY FOR APPOINTMENT**

The court will appoint only counsel who has submitted the application required by these rules and have been certified by the court to represent parents or children in the dependency court.

*(Subd (a) amended effective July 1, 2008; adopted effective August 1, 2002)*

**b. NOTIFICATION OF APPOINTMENT**

Notification of appointment may be communicated by phone call and confirmed by appropriate written order or minute order.

*(Subd (b) amended effective July 1, 2008; adopted effective August 1, 2002.)*

**c. COMPENSATION**

Billing shall be forwarded to the court on appropriate forms with documentation for approval.

*(Subd (c) adopted effective August 1, 2002.)*

*(Rule 6.31 renumbered effective January 1, 2010; adopted as Rule 6.2.2 effective August 1, 2002; previously amended effective July 1, 2008..)*

**6.32 PROCEDURES FOR REVIEWING AND RESOLVING COMPLAINTS REGARDING REPRESENTATION IN DEPENDENCY PROCEEDINGS**

**a. WHO MAY LODGE A COMPLAINT**

Any party to a Juvenile Court dependency proceeding may lodge a written complaint with the court concerning the performance of the party's appointed attorney in that proceeding. In the case of a complaint concerning the performance of an attorney appointed to represent a minor, the complaint may be lodged either by the minor or on the minor's behalf by the social worker, a caretaker relative or a foster parent.

*(Subd (a) amended effective July 1, 2008; adopted effective August 1, 2002.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**b. PROCEDURE**

- (1) Upon receipt of a written complaint, the court shall notify the attorney in question of the complaint, shall provide the attorney with a copy of the complaint, and shall give the attorney fifteen days from the date of the notice to respond to the complaint in writing.  
*(Subd (1) renumbered effective January 1, 2010; adopted as portion of Subd (b) effective August 1, 2002.)*
- (2) After a response has been filed by the attorney or the time for the submission of a response has passed, the court shall review the complaint and the response, if any, to determine whether the attorney acted contrary to local rules or policies or has acted incompetently. The court may ask the complainant or the attorney for additional information prior to making a determination on the complaint.  
*(Subd (2) renumbered effective January 1, 2010; adopted as Subd (c) effective August 1, 2002.)*
- (3) If, after reviewing the complaint, the response, and any additional information, the court, either in writing or at oral hearing, finds that the attorney acted contrary to the rules or policies of the court or incompetently, the court shall take appropriate action.  
*(Subd (3) renumbered effective January 1, 2010; adopted as Subd (d) effective August 1, 2002.)*
- (4) The court shall notify the attorney and complaining party either in writing or by oral ruling at a closed hearing of its determination of the complaint. The court's determination will be final.  
*(Subd (4) renumbered effective January 1, 2010; adopted as Subd (e) effective August 1, 2002.)*

*(Subd (b) amended effective January 1, 2010; adopted effective August 1, 2002.)*

*(Rule 6.32 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.4 effective August 1, 2002; amended and renumbered as Rule 6.2.3 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**6.33 PROCEDURES FOR INFORMING THE COURT OF THE INTERESTS OF A DEPENDENT CHILD [CRC 5.660]**

**a. NOTIFICATION TO THE COURT**

At any time during the pendency of a dependency proceeding, any interested person may notify the court that the minor who is the subject of the proceeding may have an interest or right which needs to be protected or pursued in another judicial or administrative forum. Notice to the court may be given by the filing of filing a verified petition or notice of motion specifying the right or interest to be protected. The person giving notice shall set forth the nature of the interests or right which needs to be protected or pursued, the name and address, if known, of the administrative agency or judicial forum in which the right or interest may be affected and the nature or the proceedings being contemplated or conducted there. *(Subd (a) amended effective January 1, 2010; adopted effective August 1, 2002.)*

**b. FURTHER ACTION**

If the court determines that further action on behalf of the child is required, the court shall do one or more of the following:

- (1) Authorize the minor’s attorney to pursue the matter on the child’s behalf;
- (2) Appoint an attorney for the child if the child is unrepresented;
- (3) Notice a joinder hearing pursuant to Section 362(a) compelling the responsible agency to report to the court with respect to whether it has carried out its statutory duties with respect to the child;
- (4) Appoint a guardian ad litem for the child for the purposes of initiating or pursuing appropriate action in the other forum(s);
- (5) Take any other action the court may deem necessary or appropriate to protect the welfare, interests and rights of the child.

*(Subd (b) amended and relettered effective January 1, 2010; adopted as Subd (c) effective August 1, 2002.)*

*(Rule 6.33 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.5 effective August 1, 2002; amended and renumbered as Rule 6.2.4 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**6.34 MOTION TO CHALLENGE LEGAL SUFFICIENCY OF PETITION**

**a. TIMING OF MOTION**

A motion to challenge the legal sufficiency of the petition may be made orally or in writing at the initial/detention hearing, or at the jurisdictional hearing. A party may object on the ground that the petition alleges facts which, even if determined to be true, either are not sufficient to state a cause of action, or are not stated with sufficient clarity and precision to enable the party to determine what must be defended against. The court may entertain the objection by oral argument when made, or may set it for further hearing. No objection in the nature of a special demurrer to particular allegation shall lie to challenge only certain paragraphs under a particular subdivision of Welfare and Institutions Code section 300 (i.e. a party must challenge all allegations under Section §300(b), not merely certain allegations.)

*(Subd (a) amended effective January 1, 2010; adopted effective August 1, 2002; previously amended effective July 1, 2008.)*

**b. MEMORANDUM OF POINTS AND AUTHORITIES**

If the court sets a hearing on the objection, counsel for the moving party may file a supporting memorandum of points and authorities. To be considered timely, the memorandum must be filed at least 48 hours before the hearing in the department where the hearing is scheduled. Petitioner may file a memorandum of points and authorities in opposition to the objection. To be considered timely, the memorandum in opposition must be filed by 9 a.m. on the day of the hearing, in the department where the matter is set for hearing. All memoranda of points and authorities, whether in support of or in opposition to the objection, must be served on all other counsel and the petitioner via facsimile.

*(Subd (b) adopted effective July 1, 2008.)*

**c. AMENDING THE PETITION**

Petitioner may not amend the petition without leave of court once a written objection to the sufficiency of the petition has been filed.

*(Subd (c) adopted effective July 1, 2008.)*

**d. OBJECTION TO SUFFICIENCY OF PETITION OVERRULED**

If an objection to the sufficiency of a petition is overruled and no admission or denial has been entered, the court shall allow the admission or denial to be entered at the conclusion of the hearing, or upon such terms as may be just.

*(Subd (d) adopted effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**e. OBJECTION TO SUFFICIENCY OF PETITION SUSTAINED**

If the court sustains the objection to the sufficiency of a petition, the court may grant leave to amend the petition upon any terms as may be just and shall fix the time within which the amended petition shall be filed. During the time that the petition is being amended, the minor may continue to be detained if the court finds that a prima facie case for detention exists.

*(Subd (e) amended and relettered effective July 1, 2008; adopted as unlettered portion of Rule 6.2.8 effective August 1, 2002.)*

*(Rule 6.34 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.8 effective August 1, 2002; previously amended and renumbered as Rule 6.2.5 effective July 1, 2008.)*

**6.35 ACCESS TO MINORS**

**a. ACCESS TO MINORS PETITIONED PURSUANT TO W& I 300**

No party or attorney in a dependency proceeding shall interview the minor about the events relating to the allegations in the petition(s) on file without permission of the minor's attorney or court order. No party or attorney in a dependency proceeding shall cause the minor to undergo physical, medical or mental health examination or evaluation without court approval. This rule does not apply to the investigating social worker prior to the establishment of jurisdiction.

*(Subd (a) amended and relettered effective July 1, 2008; adopted as subd (b) effective August 1, 2002.)*

**b. INTERVIEWING MINORS WHO ARE ALLEGED VICTIMS OF CHILD SEXUAL ABUSE**

In all dependency matters where there are allegations of child sexual abuse, all participants and their counsel shall minimize the number of interviews they take of the minor relating to the events surrounding the alleged abuse.

*(Subd (b) amended and relettered effective July 1, 2008; adopted as Subd (c) effective August 1, 2002.)*

*(Rule 6.35 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.10 effective August 1, 2002; previously amended and renumbered as Rule 6.2.6 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**6.36 MODIFICATIONS OF ORDERS**

**a. VACATIONS OUT OF SOLANO COUNTY**

Permission for a dependent child’s custodian to take the child out of Solano County for a vacation may be submitted directly to the Court for approval at least five court days prior to departure. Any attempts to notify the parents and the parents’ position on the request shall be indicated in the application.

*(Subd (a) relettered effective July 1, 2008; adopted as Subd (e) effective August 1, 2002.)*

**b. NEW SERVICE PLAN REQUIREMENTS**

Any significant changes or additions to the service plan for parents or guardians shall be submitted to them for approval before implementation. A parent or guardian who disagrees with the new requirements may request a hearing with the Court on the matter.

*(Subd (b) amended effective January 1, 2010; adopted as Subd (f) effective August 1, 2002; relettered effective July 1, 2008.)*

**c. NOTICE RE CHANGE IN PLACEMENT**

In order to ensure that proper notice is received by attorneys for parents and children of any change in a child’s placement after the original dispositional hearing:

(1) In non-emergency situations, the Department shall give notice at least three (3) court days prior to the change in placement.

(2) Prior to removal of a child from one county to another, the Department shall provide notice at least ten (10) court days unless emergency circumstances prevent such notice. In emergency circumstances, the Department shall give notice immediately and in no case later than 48 hours (two court days) following the child’s change in placement. Notice may be given orally or in writing.

*(Subd (c) amended effective January 1, 2010; adopted as portion of Rule 6.2.11 effective August 1, 2002; previously amended effective July 1, 2008.)*

*(Rule 6.36 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.11 effective August 1, 2002; amended and renumbered as Rule 6.2.7 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART TWO: Juvenile Dependency**

**6.37 COURT APPOINTED SPECIAL ADVOCATE PROGRAM (CASA)**

The court adopts by incorporation into these rules the requirements of Welfare and Institutions Code sections 100 *et seq.* and 356.5, California Rules of Court, rule 5.655, and the Judicial Council Court-Appointed Special Advocate (CASA) Grant Program Guidelines, which implement the requirements of these statutory provisions. Any grant funds received under the CASA Grant Program shall be administered in accordance with the CASA Grant Program Guidelines.

*(Rule 6.37 amended and renumbered effective January 1, 2010; adopted as Rule 6.2.13 effective August 1, 2002; previously renumbered as Rule 6.2.8 effective July 1, 2008.)*

**6.38 – 6.59 [RESERVED]**

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART THREE: Juvenile Delinquency**

**6.60 RETURN ON BENCH WARRANT**

With a minimum of two court days notice to the Juvenile Court, the District Attorney and Probation, counsel for juveniles in Welfare and Institutions Code section 602 proceedings may schedule a return on warrant hearing. If the minor fails to appear at the Return on Bench Warrant hearing, counsel for the juvenile will need permission to re-calendar the matter from the Juvenile Court Judge or their designated staff.

*(Rule 6.60 renumbered effective January 1, 2010; adopted as Rule 6.1.9 effective July 1, 2008.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART THREE: Juvenile Delinquency**

**6.1.2 [RENUMBERED]**

*(Rule 6.1.2 renumbered as Rule 6.2 effective January 1, 2010.)*

**6.1.3 [RENUMBERED]**

*(Rule 6.1.2 renumbered as Rule 6.3 effective January 1, 2010.)*

**6.1.4 [RENUMBERED]**

*(Rule 6.1.4 renumbered as Rule 6.4 effective January 1, 2010.)*

**6.1.5 [RENUMBERED]**

*(Rule 6.1.5 renumbered as Rule 6.5 effective January 1, 2010.)*

**6.1.6 [RENUMBERED]**

*(Rule 6.1.6 renumbered as Rule 6.6 effective January 1, 2010.)*

**6.1.7 [RENUMBERED]**

*(Rule 6.1.7 renumbered as Rule 6.7 effective January 1, 2010.)*

**6.1.8 ATTENDANCE AT HEARINGS [REPEALED]**

*(Rule 6.1.8 repealed effective January 1, 2010; adopted as Rule 6.1.9 effective August 1, 2002; renumbered as Rule 6.1.8 effective July 1, 2008.)*

**6.1.9 [RENUMBERED]**

*(Rule 6.1.9 renumbered as Rule 6.60 effective January 1, 2010.)*

**6.1.10 [RENUMBERED]**

*(Rule 6.1.10 renumbered as Rule 6.8 effective January 1, 2010.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**PART THREE: Juvenile Delinquency**

**6.1.11 [RENUMBERED]**

*(Rule 6.1.11 renumbered as Rule 6.9 effective January 1, 2010.)*

**6.2.1 [RENUMBERED]**

*(Rule 6.2.1 renumbered as Rule 6.30 effective January 1, 2010.)*

**6.2.2 [RENUMBERED]**

*(Rule 6.2.2 renumbered as Rule 6.31 effective January 1, 2010.)*

**6.2.3 [RENUMBERED]**

*(Rule 6.2.3 renumbered as Rule 6.32 effective January 1, 2010.)*

**6.2.4 [RENUMBERED]**

*(Rule 6.2.4 renumbered as Rule 6.33 effective January 1, 2010.)*

**6.2.5 [RENUMBERED]**

*(Rule 6.2.5 renumbered as Rule 6.34 effective January 1, 2010.)*

**6.2.6 [RENUMBERED]**

*(Rule 6.2.6 renumbered as Rule 6.35 effective January 1, 2010.)*

**6.2.7 [RENUMBERED]**

*(Rule 6.2.7 renumbered as Rule 6.36 effective January 1, 2010.)*

**6.2.8 [RENUMBERED]**

*(Rule 6.2.8 renumbered as Rule 6.37 effective January 1, 2010.)*

**Superior Court of California  
County of Solano**

**Rule 6 – Juvenile Proceedings**

**APPENDIX – Standing Orders of the Juvenile Court**

| <b><u>Standing Order</u></b> | <b><u>Title</u></b>   |
|------------------------------|---|
| 2002-01                      | Medical Authorization – Juvenile Hall   |
| 2002-02                      | Community School Programs   |
| 2002-03                      | Records – Family Law  |
| 2002-04                      | Records – Multi-Disciplinary Teams  |
| 2002-05                      | Release of Records, Absent Parents  |
| 2002-06                      | Release of Records – Guardianship Proceedings   |
| 2002-07                      | Release of Records – Financial Hearing Officer  |
| 2002-08                      | Release of Records – T.N.G. Order [VACATED]<br><i>[Vacated effective July 1, 2010; see Standing Order 2010-001]</i>                           |
| 2002-09                      | Release of Records – Foster Youth Services Program  |
| 2002-10                      | Release of School Records – Probation   |
| 2002-11                      | Toxicology Testing  |
| 2004-01                      | Sealing File upon Successful Completion of Deferred Entry of Judgment   |
| 2004-02                      | Notice of Change of Address DCSS  |
| 2005-01                      | Release of Records – T.N.G. Order (as to 601 and 602 cases) [VACATED]<br><i>[Vacated effective July 1, 2010; see Standing Order 2010-001]</i> |
| 2010-001                     | Release of Juvenile Case File Information for W&I 601 and 602 Proceedings   |

FILED  
SOLANO COUNTY COURTS

02 AUG -2 PM 3:50

IN THE SUPERIOR COURT OF SOLANO COUNTY, STATE OF CALIFORNIA

CHARLES D. RAMEY

JUVENILE COURT DIVISION

By Patsy Worcester  
DEPUTY CLERK

|    |                                  |   |                       |
|----|----------------------------------|---|-----------------------|
| 6  | <b>IN THE MATTER OF:</b>         | ) |                       |
| 7  | AUTHORIZATION FOR IMMEDIATE      | ) |                       |
| 8  | HEALTH APPRAISAL, IMMUNIZATION   | ) |                       |
| 9  | AND TREATMENT OF ACUTE           | ) | <b>STANDING ORDER</b> |
| 10 | CONDITIONS OF MINORS DETAINED AT | ) | <b>2002- 1</b>        |
| 11 | JUVENILE HALL; AND AUTHORIZING   | ) |                       |
| 12 | CHIEF PROBATION OFFICER TO       | ) |                       |
|    | CONSENT TO ONGOING TREATMENT IN  | ) |                       |
|    | CERTAIN CIRCUMSTANCES            | ) |                       |

The Juvenile Court Standing Order Misc J 629, issued on May 23, 2002, is hereby vacated and reissued *nunc pro tunc* as Standing Order 2002-1 effective August 1, 2002.

**I. HEALTH APPRAISAL AT CONFINEMENT**

In order that juveniles confined in the Solano County Juvenile Hall undergo a health appraisal at the first possible opportunity after their initial admission to the facility, Solano County Juvenile Hall is authorized to provide a health appraisal and appropriate services in compliance with California Code of Regulations, Title 15, Section 1430 et seq. This comprehensive health appraisal is to be conducted consistent with the requirements set forth in Title 15, as well as the recommendations of the American Academy of Pediatric Health Standards for Juvenile Court Residential Facilities, and may consist of:

1. A complete medical history and physical examination, including laboratory and diagnostic testing.
2. A mental health status evaluation.

1 3. A dental assessment and remedial care to include cleaning, fillings and root  
2 canal therapy.

3 4. Any clinical laboratory tests the physician determines are necessary for the  
4 evaluation of the juvenile's health status, to include screening for tuberculosis and sexually  
5 transmitted diseases in sexually active juveniles, with their consent.

6 5. Any immunizations necessary to bring the juvenile's immunization status up  
7 to date following guidelines of the American Academy of Pediatrics.

8 6. An assessment of the appropriateness of continuing or discontinuing the  
9 prescription of any medication (including psychotropic medication) the minor may presently  
10 be taking.

11 7. Mental health crisis intervention and the management of acute psychiatric  
12 episodes.

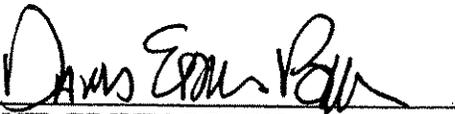
13 8. Any routine medical care or dental care required for the care of illness and  
14 injury, including the use of standard x-ray, based upon the results of this comprehensive  
15 health appraisal.

## 16 **II. CONTINUING TREATMENT AFTER DETENTION**

17 At the time of admission to the Juvenile Hall, all reasonable efforts shall be made to  
18 obtain the consent of the parent or legal guardian for ongoing medical, dental and mental  
19 health care while the juvenile is in the facility. A further attempt to obtain consent shall be  
20 made at the time of the detention hearing for ongoing care while the minor is detained in  
21 Juvenile Hall, New Foundations or other placement. In the event that consent cannot be  
22 obtained (e.g., parents or legal guardians not available to give consent) through reasonable  
23 efforts, the Chief Probation Officer or his/her designee, shall complete a statement of due  
24 diligence, to be placed in the minor's health file and lodged with the Court. Upon  
25 completion of the statement of due diligence and placement in the minor's health file, the  
Chief Probation Officer or his/her designee shall be authorized to consent on behalf of the  
minor to any routine, ongoing or emergency care which will protect and promote the  
minor's physical and mental well being. This authorization shall include the authority to

1 complete any documents required by the treating practitioner which are consistent with the  
2 scope of this order, including specific consents required by the treating practitioner prior to  
3 administering treatment.

4 Dated: 8/2/02

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6 DAVID EDWIN POWER  
7 Judge of the Superior Court, Juvenile Division  
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IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA

IN SESSION AS A JUVENILE COURT

CHARLES D. RAMEY  
By Penny Worcester  
DEPUTY CLERK

|  |   |                |
|--|---|----------------|
| IN THE MATTER OF:                          | ) |                |
| DESIGNATION OF CHIEF PROBATION             | ) | STANDING ORDER |
| OFFICER/DESIGNEE AS                        | ) |                |
| REPRESENTATIVE OF COURT FOR                | ) | 2002- <u>2</u> |
| PURPOSES OF REFERRING STUDENTS             | ) |                |
| TO THE COMMUNITY SCHOOL                    | ) |                |
| PROGRAMS                                   | ) |                |
| (Welfare and Institutions Code Section 654 | ) |                |
| and Education Code Section 42238.18(c).)   | ) |                |

The Juvenile Standing Order Misc J 430 issued on February 7, 2000, is hereby vacated and reissued *nunc pro tunc* as Standing Order 2002- 2 effective August 1, 2002.

**GOOD CAUSE APPEARING, THEREFORE, IT IS HEREBY ORDERED THAT** in the matter of students referred to Community Schools, the Chief Probation Officer or his/her designee be the representative of the Court for the purpose of referring students to the Community Schools pursuant to Welfare and Institutions Code section 654. The Court further authorizes the representative to review and certify the appropriateness of the placement pursuant to Education Code section 42238.18(c).

Dated: 8/2/02

David Edwin Power  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION

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IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA  
IN SESSION AS A JUVENILE COURT

FILED  
SOLANO COUNTY COURTS  
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CHARLES D. RAMEY  
By Patsy Worcester  
DEPUTY CLERK

IN THE MATTER OF:

Designation of Family Law Judicial Officers  
As Juvenile Court Officers for Purposes of  
Making Discovery Determinations of Child  
Welfare and Dependency Records in Family  
Law Proceedings (Welfare and Institutions  
Code sections 827, 828 and Rule of Court  
1423)

STANDING ORDER

2002- 3

The Juvenile Standing Order Misc J 136 issued on April 12, 1993, is hereby vacated and reissued *nunc pro tunc* as Standing Order 2002- 3 effective August 1, 2002.

In order to properly carry out its functions, including, but not limited to the proper supervision of the offices and adjuncts of this Court and the promotion and protection of the welfare and best interests of the minors who are subject to the jurisdiction and potentially subject to the jurisdiction of the Court, the Court hereby designates the Family Law Judges and Family Law Commissioners/Referees to sit as the Juvenile Court for purposes of making discovery determinations regarding the records maintained by the Solano County Health and Social Services - Child Welfare Services in cases pending before the Family Law Court.

Dated: 8/2/02

David Edwin Power  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION

1  
2 IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA

FILED  
SOLANO COUNTY COURTS  
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3 IN SESSION AS A JUVENILE COURT

4 CHARLES D. RAMEY  
By *J. O. Breda*  
DEPUTY CLERK

5 IN THE MATTER OF: )

6 THE EXCHANGE OF INFORMATION )  
7 PERTAINING TO JUVENILES AMONG )  
8 MEMBERS OF MULTIDISCIPLINARY )  
9 TEAMS, )  
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STANDING ORDER

2002-4

11 The Juvenile Standing Order Misc J 630 issued on May 23, 2002, is hereby vacated and  
12 reissued *nunc pro tunc* as Standing Order 2002-4 effective August 1, 2002.

13 Pursuant to the provisions of Welfare and Institutions Code section 18986.40, the Solano  
14 County Probation Department and the Solano County Department of Health and Social Services,  
15 Division of Mental Health, have adopted a Memorandum of Understanding (MOU) establishing  
16 a multidisciplinary team (MDT) to provide services to minors coming within the jurisdiction of  
17 the juvenile court.

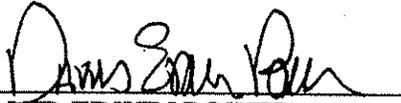
18 The MOU specifies the type of information that may be shared, and sets forth a process  
19 which ensures the maximum protection of privacy and confidentiality rights by requiring each  
20 team member to maintain the same confidentiality obligations, and be subject to the same  
21 penalties as the persons disclosing confidential information.

22 Pursuant to the establishment of the MDT, and to further the treatment plans and the  
23 delivery of services through the coordination of care to minors falling under the jurisdiction of  
24 the Juvenile Court and their families, the Court makes the following orders:  
25

1. The MDT shall make all reasonable efforts to obtain the consent of the parent or legal guardian authorizing the release of medical, mental health, social service and educational records, covering multiple service providers, in order to permit the release of records and information to the MDT.
2. In the event that parental consent cannot be obtained despite reasonable efforts, each member of the MDT is hereby authorized to share medical, mental health, social service and education information regarding the minor in order to provide services to the minor, pursuant to the terms of the MOU.
3. Notwithstanding the above, in the event that consent cannot be obtained due to the refusal of the parent or legal guardian to provide such consent, no confidential information may be shared among members of the MDT.
4. No information shared among members of the MDT may be disclosed to anyone other than members of the MDT and collateral service providers as defined by Welfare and Institutions Code section 18986.40.

IT IS SO ORDERED

Dated: 8/2/02

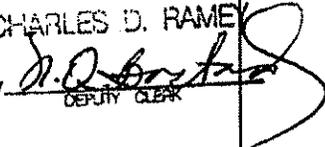
  
\_\_\_\_\_  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION



IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA 2 PM 4: 04

IN SESSION AS A JUVENILE COURT

CHARLES D. RAMEY

By   
DEPUTY CLERK

|   |                              |   |                       |
|---|------------------------------|---|-----------------------|
| 5 | <b>IN THE MATTER OF:</b>     | ) |                       |
| 6 | RELEASE OF CHILD WELFARE     | ) | <b>STANDING ORDER</b> |
| 7 | RECORDS TO THE COURT         | ) |                       |
| 8 | INVESTIGATOR IN GUARDIANSHIP | ) | <b>2002-6</b>         |
| 9 | PROCEEDINGS                  | ) |                       |

10 The Juvenile Standing Order Misc J 501 issued on October 10, 2000, is hereby vacated  
11 and reissued *nunc pro tunc* as Standing Order 2002- 6 effective August 1, 2002.

12 In order for the Solano County Superior Court to fully evaluate and consider the  
13 establishment or continuance of guardianships over minors who come before the Superior Court,  
14 it is necessary for the Court to receive a complete investigative report of the minors'  
15 circumstances.

16 The preparation of a full and complete investigative report to the Solano County Superior  
17 Court regarding these minors would serve the best interests of these minors and the interests of  
18 justice. These interests outweigh the public interest of maintaining the confidentiality of records  
19 of public assistance provided to such minors.

20 Therefore, pursuant to Welfare and Institutions Code sections 827 and 10850, each and  
21 every Solano County Superior Court Investigator, upon showing proof of employment and  
22 assignment to investigate the guardianship matter under the jurisdiction of the Solano County  
23 Superior Court, shall be given access by the Solano County Health and Social Services  
24 Department to the following information pertaining to the minor, the minor's guardian or  
25 prospective guardian:

Standing Order 2002- 6  
Re: Release of Child Welfare Records  
To the Court Investigator

1. Any and all records maintained by the Solano County Health and Social Services, Child Welfare Division, including but not limited to referrals, emergency response investigative reports, court reports, evaluations, etc., pertaining to the minor, the guardian or prospective guardian.
2. Any reports, recommendations, assessments prepared by a multi-disciplinary team convened for the purpose of assessing and making recommendations regarding a family or family group which includes the minor who is the subject of the guardianship investigation.
3. Any and all school records pertaining to the minor who is the subject of the guardianship investigation.
4. Any and all health records pertaining to the minor who is the subject of the guardianship investigation.
5. Any and all mental health records pertaining to the minor who is the subject of the guardianship investigation.
6. Any and all substance abuse records pertaining to the minor who is the subject of the guardianship investigation.

The Solano County Superior Court Investigator shall maintain the confidentiality of the Records reviewed, inspected or copied for the purpose of the preparation of the investigative report to the Court. Any information obtained from these records shall not be disseminated except in the guardianship proceedings. Any copies or records obtained by the Court Investigator shall be destroyed upon establishment or termination of the guardianship.

Dated: 8/2/02

  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION

IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA

IN SESSION AS A JUVENILE COURT

CHARLES D. RAMEY

By M. O. [Signature]  
DEPUTY CLERK

IN THE MATTER OF: )  
 )  
 ) **STANDING ORDER**  
 )  
 ) **2002-7**  
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The Juvenile Standing Order Misc J 144 issued on August 25, 1993, is hereby vacated and reissued *nunc pro tunc* as Standing Order 2002- 7 effective August 1, 2002.

The Court finds that in the interest of continuing to provide optimum legal representation for parents and minors in Welfare and Institutions Code Section 300 proceedings in a effort to further the goal of family preservation and reunification, it is necessary to share certain information protected pursuant to Welfare and Institutions Code section 10850.

**THE COURT THEREFORE ISSUES THE FOLLOWING STANDING ORDER:**

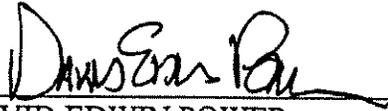
For purposes of determining financial responsibility for court appointed attorney fees, Child Welfare workers may share the name, address, social security number, name and address of employer and any other financial information regarding a parent in a Welfare and Institutions Code section 300 proceeding with the Superior Court Financial Hearing Officer.

**IT IS FURTHER ORDERED** that the Financial Hearing Officer may convey this information to the Office of County Counsel for the sole purpose of collecting any fees ordered in the Welfare and Institutions Code Section 300 proceedings. The Office of County Counsel shall not use the information for any other purpose and shall keep such information separate

//

1 from Welfare and Institutions Code section 300 case files.

2 Dated: 8/2/02

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4 DAVID EDWIN POWER  
5 JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION  
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CHARLES D. RAMEY

By *[Signature]*  
DEPUTY CLERK

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF SOLANO  
IN SESSION AS A JUVENILE COURT

\*\*\*\*\*

IN THE MATTER OF:

RELEASE OF JUVENILE RECORDS  
PURSUANT TO IN RE: T.N.G.

STANDING ORDER

2002-8

Juvenile Court Standing Order J - 1 issued on November 13, 1981, is vacated and reissued *nunc pro tunc* as Standing Order 2002- 8 effective August 1, 2002.

Pursuant to the provisions of Welfare and Institutions Code, Section 827 and the duty imposed upon the Court by the decision of the California Supreme Court in the case of T.N.G. v. Superior Court, 4 Cal. 5th 767, the Juvenile Court of Solano County hereby makes the following order:

IT IS HEREBY ORDERED:

A. The District Attorney, Chief Probation Officer, Law Enforcement Officials of the Solano County Law Enforcement Agencies and their employees may release, solely in connection with the discharge of their official responsibilities, any information in their possession regarding minors to the following persons and agencies upon the terms and conditions set forth below:

1. The minor about whom the information pertains, said minor's parents, guardians, foster parents or attorneys for the

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aforementioned persons may be given all such information in the possession of the agencies listed in paragraph A.

2. All such information in the possession of the agencies listed in paragraph A may be released to persons who have an official interest and need to know in connection with the discharge of their official responsibilities and who are employed by:

- a) California Attorney General's office
- b) District Attorney's Offices in California
- c) California law enforcement agencies (including peace officers designated in Penal Code Sections §30, 831.0, 830.2, 830.3, 830.4 and 830.9)
- d) Probation Departments in California
- e) Public Welfare Agencies in California
- f) California Bureau of Identification and Investigation
- g) California Youth Authority
- h) California Department of Corrections
- i) Any Coroner
- j) Federal investigative and enforcement agencies.

3. Hospitals, schools, camps, job corps, ranches, placements or any other person, group or institution which require such information for the placement, treatment, or rehabilitation of said minor, pursuant to court order or voluntary placement by probation or public welfare agencies.

4. All California school systems grades Kindergarten through twelve (12) who have a legitimate interest may be given information pertaining to a minor's status with the district Attorney's office or the Probation Department, and any terms or

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conditions imposed upon the minor, as a result of said status which pertain to the minor's schooling.

5. Persons entitled to receive information pursuant to California Vehicle Code Section 20008 through 20012.

6. Victims, parents or guardians of minor victims, attorneys for victims, and insurers of victims may receive the following information:

- a) Orders of restitution made by the Court or agreed upon as a condition of informal probation;
- b) The name and address of a minor offender and the address of his/her parent or guardian for the purpose of pursuing enforcement of civil liability when requested;
- c) Whether or not an arrest has been made;
- d) The offenses for which an arrest has been made;
- e) The disposition of the minor by the law enforcement agency;
- f) Whether or not a petition will be filed with the Juvenile Court and the charge(s) to be alleged in any such petition;
- g) The results of any detention hearing held;
- h) The date and location of the hearing;
- i) The identification of the Judge or Referee who heard or will hear the matter;
- j) The jurisdictional finding and the final disposition of the Court.

**VACATED**

B. All information received by an authorized recipient listed in Paragraph A, Sections 1 through 6, of this Order shall be kept confidential by that recipient, and shall not

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be further released unless utilized to take court action against a minor, parent or guardian.

C. Requests by the public for access to information in the Court files, or by any law enforcement agency to disseminate any information in its files to any person or agency not listed in Paragraph A, Sections 1 through 6, will be considered by the Juvenile Court on an individual basis, pursuant to petition under Welfare and Institutions Code Section 827.

D. Concurrently with the release of any information by any law enforcement agency in Solano County to any authorized recipient not listed above, such law enforcement agency is required to furnish the recipient with a copy of Paragraph A and B of this order.

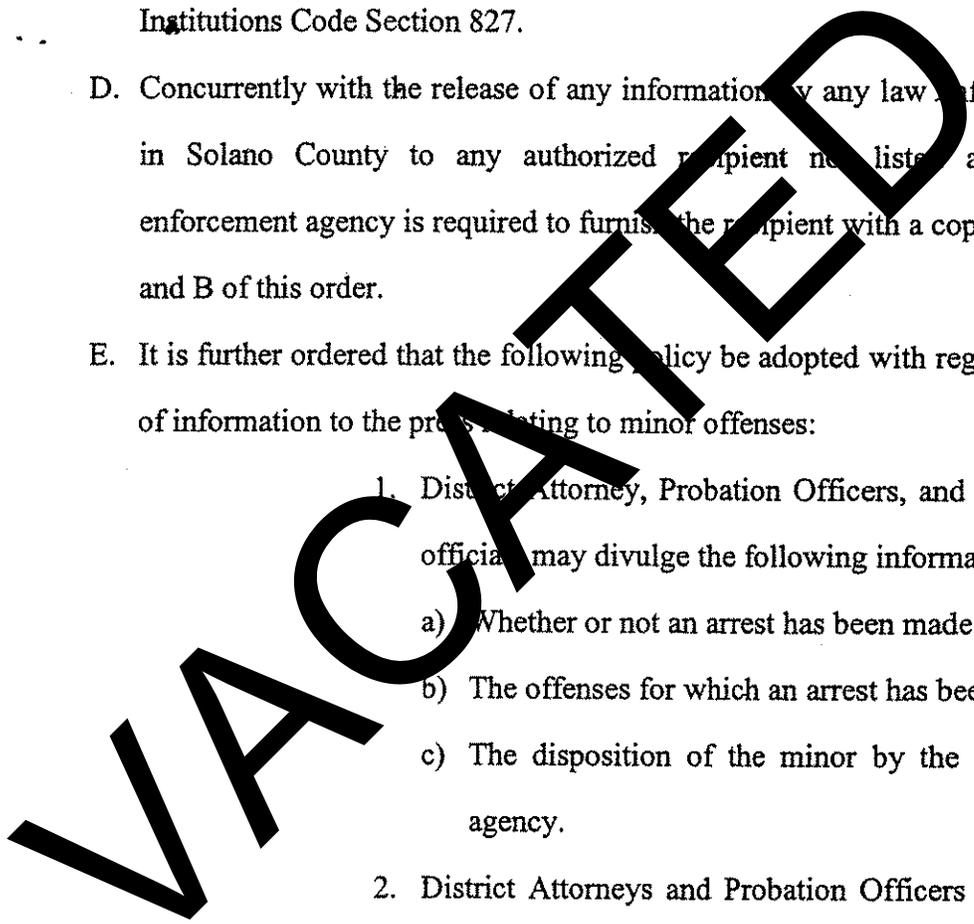
E. It is further ordered that the following policy be adopted with regard to the release of information to the press relating to minor offenses:

1. District Attorney, Probation Officers, and law enforcement officials may divulge the following information:

- a) Whether or not an arrest has been made;
- b) The offenses for which an arrest has been made;
- c) The disposition of the minor by the law enforcement agency.

2. District Attorneys and Probation Officers may divulge the following:

- a) Whether or not a petition will be filed with the Juvenile Court and the charge to be alleged in any such petition;
- b) The results of any detention hearing held;
- c) The date and location of the hearing;
- d) The identification of the Judge or Referee who heard or will hear the matter;



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e) The jurisdictional finding and the final disposition of the Court.

IT IS FURTHER ORDERED that this Order does not prohibit release of information by District Attorneys, Probation Officers or law enforcement agencies about crimes, or the contents of arrest reports, except insofar as they disclose the identity of the juvenile, and this Order does not apply prior to taking into custody or detention of a juvenile, and it is not intended to apply to Coroner's reports.

Dated: 8/2/02

  
\_\_\_\_\_  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION

**VACATED**

IN THE SUPERIOR COURT OF SOLANO COUNTY, STATE OF CALIFORNIA: 03  
02 AUG 2 PM

IN SESSION AS A JUVENILE COURT

CHARLES D. RAMEY

By Patsy Worcester  
DEPUTY CLERK

IN THE MATTER OF:

STANDING ORDER

RELEASE OF JUVENILE RECORDS TO BE  
USED IN THE SOLANO COUNTYWIDE  
FOSTER YOUTH SERVICES PROGRAM

2002-9

Juvenile Court Standing Order Misc J 535 issued March 6, 2001, is vacated and reissued nunc pro tunc as Standing Order 2002- 9 effective August 1, 2002.

WHEREAS, the Solano County Office of Education Foster Youth Services Program (the Program) is intended to make foster youth services more readily available to foster children and youth that are under the jurisdiction of the County of Solano; and,

WHEREAS, in order to develop a database of foster children and youth under the jurisdiction of the County of Solano, determine the services required and provide such services, the Program has a need to access certain records and information regarding the foster children and youth under the jurisdiction of the County of Solano; and

WHEREAS, it is recognized that such records and information may be confidential and may be released by court order; and

WHEREAS, it is the intent of the court to allow access to and use of such records to the extent necessary for the purposes of the Program and the delivery of services to the foster children and youth of this community;

IT IS ORDERED AS FOLLOWS:

1. Records and information regarding foster children and youth under the

1 jurisdiction of the County of Solano and maintained by any agency for the purpose of the  
2 delivery of services to the foster children under the jurisdiction of the County of Solano shall be  
3 released to the representatives of the Program.

4 2. The records or information required for the Program may be transmitted  
5 electronically if the Solano County Office of Education establishes a method of transmission that  
6 assures the confidentiality of the information.

7 3. Any person or agency receiving the records and information referred to in this  
8 order or allowed access to the records and information maintained by the Program shall maintain  
9 the confidentiality of these records and information and shall use such records and information  
10 only to the extent necessary for the purposes of the Program or for the delivery of services to the  
11 foster child or youth.

12 4. The Solano County Office of Education shall be responsible to assure that all  
13 persons and agencies involved in the Program are provided with a copy of this Order.

14 Dated: 8/2/02

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17 DAVID EDWIN POWER  
18 Judge of the Superior Court, Juvenile Division  
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27 Standing Order 2002- 9

28 Re: Release of Records to Solano Countywide Foster  
Youth Services Program

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IN THE SUPERIOR COURT OF SOLANO, STATE OF CALIFORNIA

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SOLANO COUNTY COURTS

IN SESSION AS A JUVENILE COURT 02 AUG -2 PM 4:09

CHARLES D. RAMEY

By: Patsy Worcester  
DEPUTY CLERK

IN THE MATTER OF: )  
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STANDING ORDER

RELEASE OF SCHOOL RECORDS TO )  
SOLANO COUNTY PROBATION )  
(Education Code section 49077) )  
)  
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2002- 10

The Juvenile Standing Order Misc J 38 issued on September 19, 1984, is hereby vacated and reissued *nunc pro tunc* as Standing Order 2002- \_\_\_\_\_ effective August 1, 2002.

Having found that it is necessary to have access to any and all student information for Juvenile Court purposes in making detention, dispositional and placement decisions regarding wards of the court and dependent children of the court, the court hereby orders as follows:

That all school personnel are hereby ordered to provide any student information to any member of the Solano County Probation Department upon request in order that said members of said department may perform the investigative and supervisory functions mandated by the above-entitled court.

This order shall remain in full force and effect until modified or rescinded by the above-entitled court.

Dated: 8/2/02

David Edwin Power  
DAVID EDWIN POWER  
JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION

1 IN THE SUPERIOR COURT OF SOLANO COUNTY, STATE OF CALIFORNIA

FILED  
SOLANO COUNTY COURTS  
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2 IN SESSION AS A JUVENILE COURT

CHARLES D. RAMEY  
By Patsy Worcester  
DEPUTY CLERK

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4 IN THE MATTER OF:

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6 TOXICOLOGY TESTING FOR DRUG EXPOSED  
7 CHILDREN SUBJECT TO JUVENILE LAWS.  
(Welfare and Institutions Code Section 369(d))

STANDING ORDER

2002- 11

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10 The Juvenile Court Standing Order Misc J 505 issued on October 19, 2000, is hereby  
11 vacated and reissued *nunc pro tunc* as Standing Order 2002- 11 effective August 1, 2002.

12 THE JUVENILE COURT OF THE COUNTY OF SOLANO finds that when children are  
13 taken into protective custody by law enforcement officials or Solano County Health and Social  
14 Services Child Welfare Division social workers due to alleged child endangerment through the  
15 children's presence at an illegal manufacturing and/or distribution cite for methamphetamine or  
16 other illegal substance, it is important to determine the extent of each child's toxic exposure to  
17 the chemicals used in the production of the methamphetamine or illegal drug or to the  
18 methamphetamine or illegal drug itself to ensure that each child's medical needs are met.

19 THEREFORE, IT IS ORDERED that:

20 1. When a child is placed into protective custody by Solano County law enforcement  
21 officials or Child Welfare Services Division, due to alleged child endangerment through  
22 exposure or suspected exposure to the manufacture, production or use of methamphetamine or  
23 other illegal substance, or the chemicals involved in the manufacture or production of  
24 methamphetamine or other illegal substance; that child shall be immediately tested by trained  
25 medical personnel to assess the minor for the ingestion or assimilation of chemicals and drugs.  
26 Follow-up medical treatment and care shall be obtained as directed by the medical personnel.

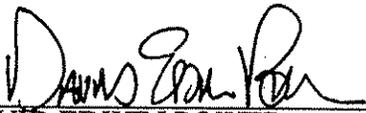
27 2. The testing shall consist of the analysis of urine, blood, or hair; with the least

1 invasive testing method to be used to secure medically accurate and timely results.

2 3. Parental consent to such testing shall be sought and such efforts shall be  
3 documented in the case records. However, if no parent or guardian is available, capable or  
4 willing to authorize such medical procedures, a Solano County Child Welfare Division social  
5 worker may authorize such testing due to the emergency nature of the need for medical  
6 assessment and treatment, pursuant to Welfare and Institutions Code section 369(d).

7 4. All of the results and documentation of the medical testing conducted pursuant to  
8 this order shall be deemed confidential; however, such information may be released to law  
9 enforcement officials, the Solano County Health and Social Services Child Welfare Division, the  
10 child's counsel and the child's parents and their counsel.

11 Dated: 8/2/02

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15 DAVID EDWIN POWER  
16 JUDGE OF THE SUPERIOR COURT, JUVENILE DIVISION  
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1 DENNIS BUNTING # 055499  
County Counsel  
2 WENDY GETTY, # 161311  
Assistant County Counsel  
3 Office of the County Counsel  
4 580 Texas Street  
Fairfield, California 94533  
5 Telephone: (707) 421-6140  
Facsimile: (707) 421-6862

01-09-10 PM 1:26  
C. Cloughridge

6 Attorneys for  
7 SOLANO COUNTY DEPARTMENT OF  
CHILD SUPPORT SERVICES

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF SOLANO

10  
11 In Re the All Matters Involving ) CASE No. 2004-02  
12 the Solano County Department of ) STANDING ORDER  
13 Child Support Services ) REGARDING NOTICE OF  
14 ) CHANGE OF ADDRESS OF  
15 ) SOLANO COUNTY DEPARTMENT  
16 ) OF CHILD SUPPORT SERVICES  
17 )

18 **TO ALL PARTIES IN MATTERS INVOLVING THE SOLANO COUNTY**  
19 **DEPARTMENT OF CHILD SUPPORT SERVICES:**

20 WHEREAS, the Solano County Department of Child Support Services has relocated its  
21 Fairfield Office;

22 WHEREAS, California Rules of Court, rule 385, requires an attorney to give notice of a  
23 change of address;

24 WHEREAS, providing notice to each and every litigant in every pending or ongoing case  
25 will be unduly burdensome and expensive to the Solano County Department of Child Support  
26 Services;

27 WHEREAS, numerous resources exist that provide actual notice of the substituted  
28 address, including a website, dedicated telephone line and answering machine and ongoing  
correspondence;

1 WHEREAS, alternative means exist to provide effective notice of a change of address to  
2 litigants;

3 Good cause appearing therefor, it is ordered as follows:

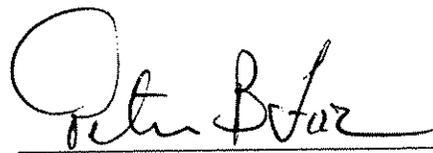
4 1. Effective immediately, all papers and documents in actions or proceedings in  
5 which the Solano County Department of Child Support Services is a party pending in the Solano  
6 County Superior Court shall be served at the address set forth below:

7 **Solano County Department of Child Support Services**  
8 **435 Executive Court North**  
9 **Fairfield, CA 94534**

10 2. In lieu of individual notices to each litigant in each ongoing or pending matter,  
11 notice of this Order shall be given to the public by posting a copy of same in the Courthouse in a  
12 place reserved for public notices for a period of not less than 90 days and by publication of a  
13 copy of this order in a newspaper of general circulation, published in the County of Solano, that  
14 is most likely to give notice to litigants in the above described proceedings. Except as set forth  
15 herein, no other notice of change of address must be given by the Solano County Department of  
16 Child Support Services.

17 IT IS SO ORDERED.

18  
19 10/6/04  
20 Dated

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\_\_\_\_\_  
Judge of the Superior Court

1  
2 SUPERIOR COURT OF CALIFORNIA  
3 IN AND FOR THE COUNTY OF SOLANO  
4 IN SESSION AS A JUVENILE COURT

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*James E. Guale*

IN THE MATTER OF:  
RELEASE OF JUVENILE RECORDS

STANDING ORDER NO. 2005-01  
RE: RELEASE OF JUVENILE CASE FILE  
INFORMATION FOR W&I 601 AND 602  
PROCEEDINGS

The Juvenile Court Standing Order No. 2002-01 as it relates to proceedings under Welfare and Institutions Code sections 601 and 602 is hereby vacated.

Pursuant to the provisions of Welfare and Institutions Code section 827 and the duty imposed upon the Court by the decision of the California Supreme Court in the case of T.N.G. v Superior Court (1971) 4 Cal.3d 76, the Juvenile Court of the County of Solano makes the following standing orders:

**I. GENERAL PROVISIONS**

- A. This order applies to the inspection and copying of juvenile case files for minors currently involved or previously involved in proceedings under Welfare and Institutions Code sections 601 and 602.
- B. For purposes of this order, a Juvenile Case File means a petition filed in any juvenile court proceeding, reports of the probation officer, and all other documents filed in the case or made available to the probation officer in making his or her report, or to the judge, referee or other hearing officer, and thereafter retained by the probation officer, judge, referee or other hearing officer. A Juvenile Case File includes the file retained by the Court ("herein "Juvenile Court File") and the file retained by the Probation Department (herein "Probation Department File").

- 1 C. The Juvenile Case File does not include: (1) case notes created by probation  
2 officers; (2) files regarding the minor created or maintained by Juvenile Hall or  
3 other placements, which files are subject to the requirements of Welfare and  
4 Institutions Code section 827.
- 5 D. For purposes of this Order, "psychological or psychiatric reports, evaluations and  
6 other mental health records" and "medical records" are those records which are  
7 created by a medical or mental health care provider.
- 8 E. Nothing in this Standing Order shall prohibit any city or the County from  
9 establishing a computerized data base system that permits the probation  
10 department, law enforcement agencies and school districts to access probation  
11 department, law enforcement, school district and juvenile court information and  
12 records pursuant to the provisions of Welfare and Institutions Code section 827.1.
- 13 F. Nothing in this Standing Order shall prohibit the dissemination of information as  
14 otherwise required by law.
- 15 G. Notwithstanding any other provision of this Standing Order, an adult with a prior  
16 Juvenile Case File may execute a release authorizing the inspection and/or  
17 copying of certain documents and/or the release of verbal information from the  
18 Probation Department File portion of the Juvenile Case File. Victim information  
19 shall be specifically excluded from inspection, and victim information, psychiatric  
20 evaluations, medical records and crime reports shall be specifically excluded from  
21 copying. The release shall be on a form adopted by the Probation Department and  
22 must be either notarized or signed in the presence of a Probation Department  
23 official designated by the Chief Probation Officer.
- 24 H. Except as otherwise provided in this Standing Order, requests by the public for  
25 access to Juvenile Case File information, or by any law enforcement agency to  
26 disseminate any information in its files to any person or agency not authorized by  
27 this Standing Order will be considered by the Juvenile Court on an individual  
28 basis, pursuant to a petition filed under Welfare & Institutions Code section 827.

1 I. All information disseminated pursuant to this Standing Order shall be kept  
2 confidential by the recipient, and shall not be further released unless such release  
3 is permitted by the Juvenile Court.

4 **II. VIEWING JUVENILE CASE FILES**

5 A. The following persons may view a minor's Juvenile Case File without a court  
6 order. However, except as specifically provided in this Standing Order, the right  
7 to view shall not apply to the following documents unless a court order is  
8 obtained: (1) victim information not contained in a probation report; (2)  
9 psychological or psychiatric reports, evaluations, and other mental health records;  
10 (3) medical records:

- 11 1. Solano County Superior Court personnel with an official need.
- 12 2. The minor who is the subject of the proceeding (a minor may view  
13 psychological or psychiatric reports, evaluations, mental health records  
14 and medical records pertaining to him/her, without the need for a court  
15 order).
- 16 3. The minor's parents or legal guardians.
- 17 4. The district attorney, city attorney or city prosecutor authorized to  
18 prosecute criminal or juvenile cases under state law.
- 19 5. The attorneys for the parties who are actively participating in criminal or  
20 juvenile proceedings where the minor is the subject of the proceeding.  
21 Judges, referees, hearing officers and probation officers who are actively  
22 participating in criminal or juvenile proceedings where the minor is the  
23 subject of the proceeding.
- 24 7. Law enforcement officers who are actively participating in criminal or  
25 juvenile proceedings involving the minor.
- 26 8. Authorized legal staff or special investigators who are peace officers  
27 employed by or acting as agents of the State Department of Social  
28 Services, as necessary to the performance of their duties to inspect,

1 license and investigate community care facilities and ensure compliance  
2 with rules and regulations to which such facilities are subject.

3 9. A person, agency or multidisciplinary team providing direct treatment to,  
4 or supervision of, the minor.

5 10. A judge, commissioner, or other hearing officer assigned to a family law  
6 case with issues concerning custody or visitation, or both, involving the  
7 minor.

8 11. A family court mediator, a court-appointed evaluator, or a person  
9 conducting a court-connected child custody evaluation, investigation or  
10 assessment involving the minor.

11 12. Counsel appointed for the minor in a family law case pursuant to Section  
12 3150 of the Family Code.

13 B. The Probation Department and the Superior Court may, in their sole discretion,  
14 require proof that a person wishing to view a file falls into one of the above-  
15 listed categories.

16 C. No information relating to the contents of a Juvenile Case File shall be  
17 disseminated by the person viewing the file without a court order, except to  
18 employees of the department employing the person viewing the file with an  
19 official need.

### 20 III. OBTAINING DOCUMENTS FROM JUVENILE CASE FILES

21 A. Persons in the following categories may obtain copies of documents contained  
22 in the Juvenile Court File portion of the Juvenile Case File without the need for a  
23 Court order. However, except as specifically provided in this Standing Order, the  
24 right to obtain copies shall not apply to the following documents unless a court  
25 order is obtained: (1) victim information not contained in a probation report; (2)  
26 psychological or psychiatric reports, evaluations and other mental health records;  
27 (3) medical records;

28 ///

1. Solano County Superior Court Personnel with an official need.
  2. The minor who is the subject of the proceeding (a minor may obtain copies of psychological or psychiatric reports, evaluations, mental health records and medical records pertaining to him/her, without the need for a court order).
  3. The minor's parents or legal guardians.
  4. The district attorney, city attorney or city prosecutor authorized to prosecute criminal or juvenile cases under state law.
  5. The attorneys for the parties who are actively participating in criminal or juvenile proceedings where the minor is the subject of the proceeding.
  6. Judges, referees, hearing officers and probation officers who are actively participating in criminal or juvenile proceedings where the minor is the subject of the proceeding.
  7. A judge, commissioner or other hearing officer assigned to a family law case with issues concerning custody or visitation, or both, involving the minor.
  8. Counsel appointed for the minor in a family law case pursuant to Section 261.5 of the Family Code.
- B. The Probation Department and the Superior Court may, in their sole discretion, require proof that a person wishing to obtain copies of documents falls into one of the above-listed categories, and may impose a reasonable fee for copying.
- C. A court order is required in all cases for the copying of information pertaining to crime victims, psychological evaluations and reports, mental health records, medical records, crime reports and information contained in the minor's Probation Department File, unless otherwise provided in this Order.
- D. All other persons listed in Section II may only obtain copies of documents in a Juvenile Case File by filing a petition and obtaining an order from the Court pursuant to section 827 of the Welfare and Institutions Code.

1 E. The Probation Department may, in its discretion, release documents regarding  
2 minors currently under their supervision as necessary to hospitals, schools, camps,  
3 job corps, ranches, or any other person, group or institution which requires such  
4 information for the placement, treatment or rehabilitation of the minor pursuant to  
5 court order or voluntary placement by probation.

6 F. The Probation Department, may, in its discretion, release to the superintendent or  
7 designee of the school district where the minor is enrolled the attending school  
8 information regarding (1) the minor's status with the District Attorney or  
9 Probation and (2) terms or conditions imposed on the minor as a result of said  
10 status which pertain to the minor's schooling.

11 G. Victims, parents or guardians of minor victims, attorneys for victims and insurers  
12 of victims may receive the following documents from the Juvenile Case File without  
13 a court order:

14 i. Orders of restitution made by the Court or agreed upon as a condition  
15 of probation.

16 ii. The name and address of a minor offender and the name and address  
17 of his or her parents or guardians for the purpose of pursuing enforcement  
18 of a restitution order and/or civil liability arising from the offense(s)  
19 which are the subject of the proceeding.

20 iii. All information received by any recipient shall be kept confidential by  
21 that recipient, and shall not be further released unless utilized to take  
22 court action against a minor, parent or guardian.

23 H. A petition filed pursuant to Welfare and Institutions Code section 827 shall be on  
24 Judicial Council Form No. JV-570, and must be served on the District Attorney,  
25 the minor, counsel for the minor, the minor's parent or guardian, the Probation  
26 Department and County Counsel. Any opposition to the petition shall be filed not  
27 later than five court days after the date of service of the petition. This time will be  
28 extended by five calendar days if service is by mail.

1 I. No portion of records or information relating to the contents of records in a  
2 Juvenile Case File shall be made attachments to any other documents without the  
3 prior approval of the Presiding Judge of the Juvenile Court, unless they are used in  
4 connection with and in the course of (1) a criminal investigation; (2) a proceeding  
5 brought to declare a person a dependent child or ward of the juvenile court; (c) by  
6 the State Department of Social Services in a proceeding described in Welfare and  
7 Institutions Code section 827(a)(1)(I); or (4) as otherwise permitted in this  
8 Standing Order.

9 **IV. OBTAINING VERBAL INFORMATION CONTAINED IN JUVENILE CASE**  
10 **FILES**

11 A. The Probation Department may, in its discretion, verbally release information  
12 regarding a Juvenile Case File to the following persons who have an official  
13 interest and need to know in connection with the discharge of their official  
14 responsibilities, and who are employed by:

- 15 1. California Attorney General.
- 16 2. District Attorney's offices throughout California.
- 17 3. California law enforcement agencies.
- 18 4. Probation Departments in California.
- 19 5. Public Welfare Agencies in California.
- 20 6. California Bureau of Identification and Investigation.
- 21 7. California Youth Authority.
- 22 8. California Department of Corrections.
- 23 9. Any Coroner.
- 24 10. Federal investigative and enforcement agencies.

25 B. The Probation Department may, in its discretion, verbally provide information to  
26 a minor's school as necessary to promote the rehabilitation of the minor and to  
27 lessen the potential for drug use, violence and other forms of delinquency.

28 C. The Probation Department may, in its discretion, verbally release information  
regarding minors currently under their supervision as necessary to hospitals,

1 schools, camps, job corps, ranches, or any other person, group or institution  
2 which requires such information for the placement, treatment or rehabilitation of  
3 the minor pursuant to court order or voluntary placement by probation

4 D. Victims, parents or guardians of minor victims, attorneys for victims and insurers  
5 of victims may verbally receive the following information without a court order:

- 6 i. Whether or not an arrest has been made.  
7 ii. The offenses for which an arrest has been made.  
8 iii. The disposition of the minor by the law enforcement agency.  
9 iv. Whether or not a petition will be filed with the Juvenile Court and the  
10 charge(s) to be alleged in any such petition.  
11 v. The results of any detention hearing held.  
12 vi. The date, time and location of any hearing in the case.  
13 vii. The identification of the judge or referee who heard or will hear the case.  
14 viii. The jurisdictional finding and the final disposition of the Court.  
15 ix. All information received by any recipient shall be kept confidential by that  
16 recipient, and shall not be further released unless utilized to take court  
17 action against a minor parent or guardian.

18 E. The Probation Department may, in its sole discretion, require proof that a person  
19 wishing to obtain verbal information from a Juvenile Case File is authorized by this  
20 Order to receive such information.

21 **V. RELEASE OF INFORMATION TO THE MEDIA.**

22 The following policy shall apply with regard to the release of information to the media  
23 relating to minor offenses:

- 24 A. The District Attorney, Chief Probation Officer and law enforcement officials or  
25 their designees may, in their discretion, divulge the following information:  
26 1. Whether or not an arrest has been made.  
27 2. The offenses for which an arrest has been made.  
28 3. The disposition of the minor by the law enforcement agency.

1 4. In cases where disclosure of information aids in an investigation, assists in the  
2 arrest of a suspect or warns the public of danger, law enforcement officials  
3 may release the name, date of birth and physical description of a minor.

4 B. The District Attorney and Chief Probation Officer or their designees may, in their  
5 discretion, divulge the following:

- 6 1. Whether or not a petition will be filed with the Juvenile Court and the charge  
7 to be alleged in any such petition.  
8 2. The results of any detention hearing held.  
9 3. The date and location of the hearing.  
10 4. The identification of the Judge or Referee who heard or will hear the matter.  
11 5. The jurisdictional finding and the final disposition of the Court.

12 Dated: August 1, 2005

  
\_\_\_\_\_  
GARRY T. ICHNIKAWA  
Judge of the Superior Court, Juvenile Division

**VACATED**

**FILED**  
Clerk of the Superior Court

JUN 23 2010

By C. W. J. [Signature]  
DEPUTY CLERK

SUPERIOR COURT OF CALIFORNIA  
IN AND FOR THE COUNTY OF SOLANO  
IN SESSION AS A JUVENILE COURT

IN THE MATTER OF:  
RELEASE OF JUVENILE DELINQUENCY  
RECORDS

STANDING ORDER NO. 2010-001 \_\_\_\_\_

RE: RELEASE OF JUVENILE CASE FILE  
INFORMATION FOR W&I 601 AND 602  
PROCEEDINGS

The Juvenile Court Standing Order No. 2002-8 as it relates to proceedings under Welfare and Institutions Code sections 601 and 602 is vacated. Juvenile Court Standing Order No. 2005-01 is vacated and replaced with this Standing Order.

Pursuant to the provisions of Welfare and Institutions Code section 827 ("section 827") and the duty imposed upon the Court by the decision of the California Supreme Court in the case of *T.N.G. v Superior Court* (1971) 4 Cal.3d 767, the Juvenile Court of the County of Solano makes the following Standing Order:

**I. GENERAL PROVISIONS**

**A. Applicability to Delinquency Proceedings Only.** This order applies to the inspection and copying of juvenile case files for minors currently involved or previously involved in proceedings under Welfare and Institutions Code sections 601 and 602.

**B. Juvenile Case File – Definition and Exclusions.** A Juvenile Case File means a petition filed in any juvenile court proceeding, reports of the probation officer, and all other documents filed in the case or made available to the probation officer in making his or her report, or to the judge, referee or other hearing officer, and thereafter retained by the probation officer, judge, referee or other hearing officer. A Juvenile Case File includes the file retained by the Court and

1 the file retained by the Probation Department. With the exception of documents  
2 specifically related to a proceeding involving a violation of a court order, the  
3 following documents are not included in the definition of a Juvenile Case File:

- 4 1. Case notes of Probation Officers.
- 5 2. Victim information not already contained in a probation report.
- 6 3. Court Appointed Special Advocates (CASA) records.
- 7 4. Records from the Solano County Juvenile Detention Facility, Fouts Springs  
8 Youth Facility or other placements.
- 9 5. Other documents that are privileged or confidential pursuant to any other  
10 state law, federal law or regulation, including, but not limited to psychological  
11 or psychiatric evaluations, mental health records and medical records.<sup>1</sup>
- 12 6. Records that have been sealed pursuant to Welfare and Institutions Code  
13 section 398 or 781.

14 C. Such documents may be only be accessed, if at all, at the discretion of the Court  
15 following the filing of a petition pursuant to section 827, or as otherwise provided  
16 by statute

17 D. **Psychological, Psychiatric and Medical Records – Definition.** The terms  
18 “psychological or psychiatric reports, evaluations and other mental health  
19 records” and “medical records” are those records which are created by a mental  
20 health or medical care provider.

21 E. **Exception – Computerized Data Base System.** Nothing in this Standing Order  
22 shall prohibit any city or the County from establishing a computerized data base  
23 system that permits the probation department, law enforcement agencies and  
24 school districts to access probation department, law enforcement, school district

25  
26  
27 <sup>1</sup> See, Welfare and Institutions Code section 827(a)(3)(A). Privileged or confidential records not subject  
28 to the informal release provisions of this Standing Order include, but are not limited to, records protected  
by Welfare and Institutions Code section 10850 [public social services records], Penal Code section  
11167 [mandated reporting of abuse or neglect], Evidence Code section 1040 [official information given in  
confidence] and Government Code section 6253.2, 6254(n) [persons paid to perform in-home supportive  
services, licensing applications].

1 and juvenile court information and records pursuant to the provisions of Welfare  
2 and Institutions Code section 827.1.

3 **F. Minor Permitted to Review and Receive His/Her Own Medical and Mental**  
4 **Health Information.** Notwithstanding any other provision of this Standing Order,  
5 an individual seeking psychiatric evaluations, medical records and/or mental  
6 health records from his or her own Juvenile Case File may receive such records  
7 following execution of a release that is compliant with the federal Health  
8 Information Privacy and Accountability Act ("HIPAA") and the California  
9 Confidentiality of Medical Information Act (Cal. Civil Code §56 et seq.). The  
10 release shall be on a form adopted by the Probation Department and must be  
11 either notarized or signed in the presence of a Probation Department or other  
12 law enforcement official designated by the Chief Probation Officer.

13 **G. Petition Required for Individuals Not Specifically Authorized by Statute to**  
14 **Receive Records.** Except as otherwise provided in this Standing Order,  
15 requests by any individual for access to Juvenile Case File information, or by any  
16 law enforcement agency to disseminate any information in its files to any person  
17 or agency not authorized by either section 827 or this Standing Order to receive  
18 such information shall only be considered by the Juvenile Court on an individual  
19 basis, pursuant to a petition filed under Welfare & Institutions Code section 827.  
20 Except in the case of a deceased child, a petition filed pursuant to section 827  
21 shall be on the appropriate Judicial Council Form, and must be served on the  
22 District Attorney, the minor, counsel for the minor, the minor's parent or  
23 guardian, the Probation Department and County Counsel. Any opposition to the  
24 petition shall be filed not later than ten court days after the date of service of the  
25 petition. This time will be extended by five calendar days if service is by mail. In  
26 the case of a deceased child, the provisions of Welfare & Institutions Code  
27 section 827(a)(2)(D)(E) and (F) shall control.  
28

1 H. No Conflict with Other Laws. Nothing in this Standing Order shall prohibit the  
2 dissemination of information as otherwise required by law.

3 **II. VIEWING JUVENILE CASE FILES**

4 A. Only those persons specifically identified in Welfare and Institutions Code  
5 section 827(a)(1) may view a juvenile case file. Any person not specifically  
6 listed must file a petition under section 827 for permission to view a Juvenile  
7 Case file.

8 B. The Probation Department and the Superior Court may, in their sole discretion,  
9 require proof that a person wishing to view a file falls into one of the categories  
10 listed in Welfare & Institutions Code section 827(a).

11 C. All persons wishing to view a Juvenile Case File must complete and sign a form  
12 which includes an acknowledgement that the records being viewed are  
13 confidential and the information contained is not to be further disseminated  
14 without an order of the Court. The form shall also contain a declaration signed  
15 under penalty of perjury that the person requesting access to the juvenile case  
16 file is authorized either by statute or court order to view the file. The executed  
17 form shall be maintained in the Probation file or Superior Court file being  
18 accessed.

19 D. No information relating to the contents of a Juvenile Case File may be  
20 disseminated by the person viewing the file without a court order, except to  
21 employees of the department employing the person viewing the file with an  
22 official need.

23 **III. OBTAINING DOCUMENTS FROM JUVENILE CASE FILES**

24 A. Only those persons specifically listed in Welfare & Institutions Code section  
25 827(a)(5) may obtain copies of documents contained in the Juvenile Case File  
26 without a court order.

27 B. The Probation Department and the Superior Court may, in their sole discretion,  
28 require proof that a person wishing to obtain copies of documents falls into one

1 of the categories permitted by Welfare & Institutions Code section 827(a)(5), and  
2 may impose a reasonable fee for copying, consistent with the fee schedule set  
3 by the County Board of Supervisors (for Probation records) and the  
4 Administrative Office of the Courts (for Court records).

5 C. All persons wishing to receive copies of documents from a Juvenile Case File  
6 must complete and sign a form which includes an acknowledgement that the  
7 records are confidential and are not to be further disseminated without an order  
8 of the Court. The form shall also contain a declaration signed under penalty of  
9 perjury that the person requesting access to the juvenile case file is authorized  
10 either by statute or court order to obtain copies of documents from the file. The  
11 executed form shall be maintained in the Probation file or Superior Court file  
12 being accessed. Every person receiving copies of documents from a Juvenile  
13 Case File will be provided with a copy of a Protective Order re: Release of  
14 Juvenile Case File Information adopted by the Juvenile Court.

15 D. The Probation Department may, in its discretion, release documents regarding  
16 minors currently under their supervision as necessary to hospitals, schools,  
17 camps, job corps, ranches, or any other person, group or institution which  
18 requires such information for the placement, treatment or rehabilitation of the  
19 minor, including but not limited to no-contact orders, gang terms and other terms  
20 of probation. The Probation File shall contain a written record of information and  
21 documents released pursuant to this paragraph.

22 E. The Probation Department, may, in its discretion, release to the superintendent  
23 or designee of the school district where the minor is enrolled or attending school  
24 information regarding (1) the minor's status with the Court or Probation and (2)  
25 terms or conditions imposed on the minor as a result of said status which pertain  
26 to the minor's schooling, including, but not limited to, no-contact orders gang  
27 terms and other terms of probation. The Probation File shall contain a written  
28 record of information and documents released pursuant to this paragraph.

1 **IV. OBTAINING VERBAL INFORMATION CONTAINED IN JUVENILE CASE FILES**

2 A. The Probation Department may, in its discretion, verbally release information  
3 regarding a Juvenile Case File to the following persons who have an official  
4 interest and need to know in connection with the discharge of their official  
5 responsibilities, and who are employed by:

- 6 1. California Attorney General.
- 7 2. District Attorney's offices throughout California.
- 8 3. California law enforcement agencies.
- 9 4. Probation Departments in California.
- 10 5. Public Welfare Agencies in California.
- 11 6. California Bureau of Identification and Investigation.
- 12 7. California Department of Corrections and Rehabilitation, Division of  
13 Juvenile Justice.
- 14 8. California Department of Corrections and Rehabilitation.
- 15 9. Any Coroner.
- 16 10. Federal investigative and enforcement agencies.

17 B. The Probation Department may, in its discretion, verbally provide information,  
18 including, but not limited to, no-contact orders, gang terms and other relevant  
19 terms of probation to a minor's school as necessary to promote the rehabilitation  
20 of the minor and to lessen the potential for drug use, violence and other forms of  
21 delinquency. The Probation File shall contain a written record of information  
22 released pursuant to this paragraph.

23 C. The Probation Department may, in its discretion, verbally release information  
24 regarding minors currently under their supervision as necessary to hospitals,  
25 schools, camps, job corps, ranches, or any other person, group or institution  
26 which requires such information for the placement, treatment or rehabilitation of  
27 the minor, including, but not limited to, no-contact orders, gang terms and other  
28

1 relevant terms of probation. The Probation File shall contain a written record of  
2 all information released pursuant to this paragraph.

3 D. Victims, parents or guardians of minor victims, attorneys for victims and insurers of  
4 victims may verbally receive the following information without a court order:

- 5 1. Whether or not an arrest has been made.
- 6 2. The offenses for which an arrest has been made.
- 7 3. The disposition of the minor by the law enforcement agency.
- 8 4. Whether or not a petition has been filed with the Juvenile Court and the  
9 charge(s) to be alleged in any such petition.
- 10 5. The results of any detention and/or disposition hearing held.
- 11 6. The date, time and location of any hearing in the case.
- 12 7. The identification of the judge or referee who heard or will hear the case.
- 13 8. The jurisdictional finding and the final disposition of the Court.
- 14 9. Any anticipated release date.
- 15 10. All information received by any recipient shall be kept confidential by that  
16 recipient, and shall not be further released unless utilized to take court  
17 action against a minor, parent or guardian.

18 The Probation File shall contain a written record of information and documents  
19 released pursuant to this paragraph.

20 E. The Probation Department may, in its sole discretion, require proof that a person  
21 wishing to obtain verbal information from a Juvenile Case File is authorized by  
22 this Order to receive such information.

23 **V. RELEASE OF INFORMATION TO THE MEDIA.**

24 The following policy shall apply with regard to the release of information to the media  
25 relating to minor offenses:

26 A. The District Attorney, Chief Probation Officer and law enforcement officials or  
27 their designees may, in their discretion, divulge the following information:

- 28 1. Whether or not an arrest has been made.

- 1 2. The offenses for which an arrest has been made.
- 2 3. The disposition of the minor by the law enforcement agency.
- 3 4. In cases where disclosure of information aids in an investigation, assists in
- 4 the arrest of a suspect or escapee or otherwise warns the public of danger;
- 5 the name, date of birth and physical description of a minor and, where
- 6 relevant to protect public health and safety, the charges against the minor.

7 B. The District Attorney and Chief Probation Officer or their designees may, in their  
8 discretion, divulge the following:

- 9 1. Whether or not a petition has been filed with the Juvenile Court and the
- 10 charge to be alleged in any such petition.
- 11 2. The results of any detention hearing held.
- 12 3. The date and location of the hearing.
- 13 4. The identification of the Judge or Referee who heard or will hear the matter.
- 14 5. The jurisdictional finding and the final disposition of the Court.

## 15 VI. PROTECTIVE ORDER

16 Unless otherwise specifically authorized by the Juvenile Court, or otherwise provided by  
17 this Order, every person who receives documents or information from a Juvenile Case File is  
18 subject to the following protective order:

19 A. No documents from a Juvenile Case File or information relating to the contents  
20 of records in a Juvenile Case File may be disseminated by the receiving party to  
21 any other person or agency, or made attachments to any other document(s) or  
22 used in any other proceeding with the prior approval of the Presiding Judge of  
23 the Juvenile Court, except as follows:

- 24 a. The records are used in a proceeding to declare the minor who is the
- 25 subject of the records a dependent child or ward of the juvenile court;
- 26 b. The records are released to immediate office staff, clients, expert
- 27 witnesses and investigators retained for the purposes of the pending
- 28 matter only and with no one else.

1 c. District Attorneys, City Attorneys authorized to prosecute criminal  
2 cases, and Public Defenders or other private defense counsel may  
3 disseminate records or disclose information in compliance with their  
4 discovery obligations under statutory and case law.

5 d. Records and information may be disclosed to a judicial officer of  
6 Solano County Superior Court for any purpose associated with that  
7 judicial officer's obligation to render any type of decision concerning  
8 that individual.

9 e. In cooperation with federal authorities consistent with California Penal  
10 Code section 834b.

11 B. Any violation of this Protective Order is punishable as a misdemeanor.

12 C. Any production or dissemination of juvenile records shall be accompanied by a  
13 copy of the Protective Order made herein. A true and correct copy of the  
14 Protective Order is attached and made a part of this Standing Order.

15 D. At the conclusion of the proceedings for which the records were disseminated,  
16 the receiving party shall cause all copies of the documents released to be  
17 destroyed, except that a single copy of the documents may be retained in each  
18 counsel's file, in a sealed condition, and not person shall have access to the  
19 documents thereafter without further order from the juvenile Court.

20  
21 Dated: April 8, 2010



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23 ROBERT C. FRACCHIA  
24 Presiding Judge of the Superior Court  
25 Juvenile Division  
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SUPERIOR COURT OF CALIFORNIA  
IN AND FOR THE COUNTY OF SOLANO  
IN SESSION AS A JUVENILE COURT

IN THE MATTER OF:  
RELEASE OF JUVENILE RECORDS

PROTECTIVE ORDER RE: RELEASE OF  
JUVENILE CASE FILE INFORMATION FOR  
W&I 601 AND 602 PROCEEDINGS

Unless otherwise specifically authorized by the Juvenile Court, or otherwise provided by this Order, every person who receives documents or information from a Juvenile Case File is subject to the following protective order:

A. No documents from a Juvenile Case File or information relating to the contents of records in a Juvenile Case File may be disseminated by the receiving party to any other person or agency, or made attachments to any other document(s) or used in any other proceeding with the prior approval of the Presiding Judge of the Juvenile Court, except as follows:

1. The records are used in a proceeding to declare the minor who is the subject of the records a dependent child or ward of the juvenile court.
2. The records are released to immediate office staff, clients, expert witnesses and investigators retained for the purposes of the pending matter only and with no one else.
3. District Attorneys, City Attorneys authorized to prosecute criminal cases, and Public Defenders or other private defense counsel may disseminate records or disclose information in compliance with their discovery obligations under statutory and case law.
3. Records and information may be disclosed to a judicial officer of Solano County Superior Court for any purpose associated with that

1 judicial officer's obligation to render any type of decision concerning  
2 that individual.

3 4. In cooperation with federal authorities pursuant to California Penal  
4 Code section 834b.

5 B. Any production or dissemination of records pursuant to this Standing Order shall  
6 be accompanied by a copy of the Protective Order made herein. A true and  
7 correct copy of the Protective Order is attached and made a part of this Standing  
8 Order.

9 C. At the conclusion of the proceedings for which the records were disseminated,  
10 the receiving party shall cause all copies of the documents released to be  
11 destroyed, except that a single copy of the documents may be retained in each  
12 counsel's file, in a sealed condition, and not person shall have access to the  
13 documents thereafter without further order from the Juvenile Court.

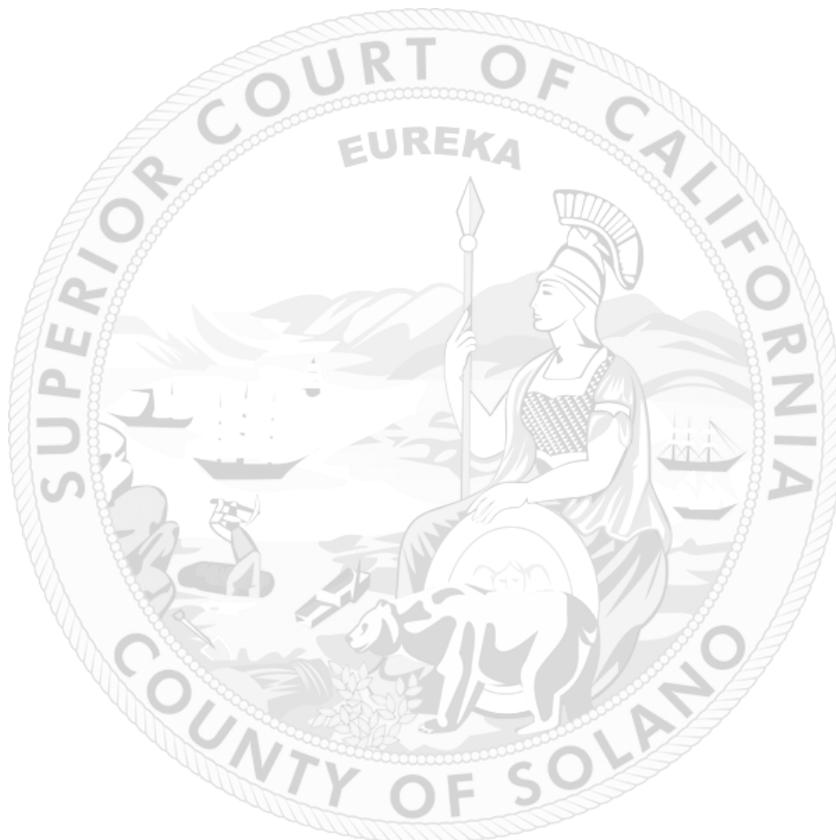
14 D. Any violation of this Protective Order is punishable as a misdemeanor.

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17 Dated: Dec 18, 2010



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19 ROBERT C. FRACCHIA  
20 Presiding Judge of the Superior Court  
21 Juvenile Division  
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**Superior Court of California  
County of Solano**



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