

SUPREME COURT OF ARIZONA

In the Matter of) Arizona Supreme Court
) No. R-24-0012
RULES 327 AND 332, RULES OF)
PROCEDURE FOR THE JUVENILE COURT)
)
) **FILED 08/22/2024**
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_____)

**ORDER AMENDING RULES 327 AND 332 OF
THE RULES OF PROCEDURE FOR THE JUVENILE COURT**

A petition having been filed proposing to amend Rules 327 and 332 of the Rules of Procedure for the Juvenile Court, and no comments having been received, upon consideration,

IT IS ORDERED that Rules 327 and 332 of the Rules of Procedure for the Juvenile Court are amended in accordance with the attachment to this order, effective January 1, 2025.

DATED this 22nd day of August, 2024.

_____/s/
ANN A. SCOTT TIMMER
Chief Justice

Arizona Supreme Court No. R-24-0012

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TO:

Rule 28 Distribution

Thomas Jose

ATTACHMENT¹

RULES OF PROCEDURE FOR THE JUVENILE COURT

Rule 327. Court Authorized Removal

(a)–(b) [No change]

(c) Procedure.

(1) *Application.* An applicant may request the court to authorize DCS to take temporary custody of a child by submitting the application to a judicial officer designated by the Maricopa County superior court presiding judge to receive and respond to applications under this rule. The application must state:

(A)–(C) [No change]

(D) efforts made to determine the availability of less restrictive voluntary options, including care by a parent or relative, that effectively removes or controls the danger; ~~and~~

(E) the identity and description of each child for whom temporary custody authorization is sought; and

(F) whether DCS provided information to each child’s parent, guardian, or custodian regarding the investigation and child safety decision-making process pursuant to A.R.S. § 8-803 and the parent’s, guardian’s, or custodian’s rights pursuant to A.R.S. § 8-809.01.

(2)–(4) [No change]

(d) [No change]

Rule 332. Preliminary Protective Hearing

(a)–(b) [No change]

(c) Procedure. At the preliminary protective hearing, the court must:

(1) [No change]

(2) determine:

(A)–(E) [No change]

(F) whether a proposed case plan for services has been submitted and whether it is reasonable and necessary to carry out the case plan; ~~and~~

¹ Additions to the text of the rule are shown by underscoring and deletions are shown by ~~strike-through~~.

(G) whether the parent admits, does not contest, or denies the allegations in the dependency petition; and

(H) whether an educational placement conference has been conducted pursuant to A.R.S. § 8-530.04;

(3) if DCS is the petitioner, determine:

(A) **[No change]**

(B) whether DCS made arrangements, as provided by A.R.S. §§ 8-512, 8-512.01, and 8-514.05, for:

(i)–(iii) **[No change]**

(iv) the communication of recommendations and results;

(C) whether DCS has provided the child with information regarding the child’s rights pursuant to A.R.S. § 8-529(C);

(D) whether DCS has provided the parent, guardian, or custodian with information regarding the investigation and child safety decision-making process pursuant to A.R.S. § 8-803 and the parent’s, guardian’s, or custodian’s rights pursuant to A.R.S. § 8-809.01; and

(E) whether DCS has provided the foster parent or kinship foster parent with information regarding the foster parent’s or kinship foster parent’s rights pursuant to A.R.S. § 8-530(B).

(4)–(9) **[No change]**

(d)–(f) [No change]