

Local Rules For The Superior Court Of California County Of Humboldt § 7.40. Procedure by Which Any Person May Request that a Minor be Brought Under the Protection of the Juvenile Court.

California Rule

LOCAL RULES FOR THE SUPERIOR COURT OF CALIFORNIA COUNTY OF HUMBOLDT

Chapter 7. JUVENILE COURT

As amended through July 1, 2010

§ 7.40. Procedure by Which Any Person May Request that a Minor be Brought Under the Protection of the Juvenile Court

(a) Applications pursuant to Welfare and Institutions Code §329 shall be directed to Child Welfare Services and not to the Probation Department.

(b) When Child Welfare Services fails to file a petition in response to a Welfare and Institutions Code §329 application, the procedure for applying to the Juvenile Court for an order that Child Welfare Services commence dependency proceedings shall be as follows:

(1) Where the child is already the subject of a delinquency, guardianship, or conservatorship proceeding, the application to the Court shall be filed as part of that proceeding.

(2) Where there is no case pending concerning the child, the applications shall be directed to the judge of the Juvenile Court. The judge shall order the clerk to open a juvenile file in the matter and shall render a decision pursuant to Welfare and Institutions Code §331. Said decision may be reached with or without a hearing, at the Court's discretion.

History. Eff. 07/01/2002; as amended, eff. 07/01/2004