
JUDICIAL REVIEW CHECKLIST

Judicial Review Checklist Reports

- GAL Report Received (72 hours) § 39.701(7)(b)-(c)
- JR Report Received (72 hours) § 39.701(7)(b)-(c)
- Report of Agency (if applicable)
- Report of Citizen Review Panel (if applicable)
- Master Trust
 - Quarterly Accounting Attached to Each JR
- Medical, Psychological, and Educational Records
- Independent Living 13+
 - Assessment (Pre-IL and IL)
 - Normalcy Plan – Attached to JR - Reviewed Quarterly
 - Skills & Services Needed
 - Education / Career Plan (13+) – Attached to JR
 - Supervised Independent Living Agreement (16+)
- Transition Plan (Recipient of RTI or Transitional Services)
- Missing Child – Child’s Status & Efforts to Locate – Weekly Documentation for the First 3 Months; then Monthly Documentation 65C30.013(2)(c) F.A.C.

Judicial Review Preparation

- Permanency Goal Change
- Review Permanency Goal Options § 39.01(51)
- Clarify any Issues or Questions with GAL & Staff
- Recommendations of GAL Program
- Encourage Child’s Presence at Hearing
- Clothing Allotment
 - Initial
 - Annual
- Understand the Child’s Wishes
- Subpoena Witnesses / Gather Documents
- Child Prescribed Psychotropic Medication §39.407(3)(a)
 - See *Psychotropic Medication Guidelines*

- Child in RTC - Reviews Every 90 Days § 39.407(6)(g)2

Case Plan

- Parent’s Tasks / Referrals Made/Compliance
 - No Substantial Compliance – File TPR
 - Material Breach – File TPR Earlier than 12 Months
- Child’s Services ~ Referrals Made
- Services Provided to Foster Parents / Placement
- Department Compliance
- Case Plan Amendments § 39.6013
 - Preponderance of the Evidence: Goal Changes, Concurrent Planning, Add or Remove Parent’s Tasks § 39.6013(4).
 - Competent Evidence: Amend Services for the Child
- Adoption – Documentation of Steps for Permanent Placement (the Department)
- IL Needs, Tasks & Referrals
- Concurrent Planning ~ Appropriate Tasks

Psychotropic Medication § 39.407(3)(a)

- Prescribing Physicians Signed Medical Report
- Motion for More Frequent Reviews?
 - See *Psychotropic Medication Guidelines*

Normalcy (13+) § 39.409.1451(3)(a)

- Written Plan Developed ~ Reviewed Quarterly
- Given Information: Drug & Alcohol, Runaway Prevention, Health Services, Available Resources, Legal Issues
- Permission/ Encouragement to:
 - Social / Extracurricular Activities
 - Contact W/Family Members, if Appropriate
 - Access to Phone
 - Reasonable Curfews
 - Assistance in Participating in Activities Such as:

- Driver's Ed/Support Effort to Get Auto Insurance
- Public Recognition for Accomplishments
- Community & School Organizations Clubs

No One Can Take This Away as Punishment

Visitation

- Parents ~ Frequency, Duration, Results, Recommendations, Agency Report?
- Siblings (Plan for Frequent Visitation)
- Grandparents § 39.509

Placement

- Current Placement, "Family-Like", Stability
- Supervised Independent Living Considered (16+)

Concurrent Planning § 39.01(18)

- Case Plan May be Amended at any Time to Employ Concurrent Planning § 39.6013(2)
- If Court Finds Reunification Unlikely @ 6 Month Review, Then Must Change Goal to Concurrent Planning § 39.701(9)(e)
 - Department to File Motion 10 Days from Court's Finding

Education

- Education / Career Plan (13+) § 409.1451(3)(b)
- Placed in Same School / Stability / Efforts Made
- Educational Needs & Services Considered
- Child has Appropriate Clothing & Supplies
- Transportation
- Attendance Issues
- Performance Level (Educational Evaluation, GPA, etc)
- Educational Advocate
- Individual Education Plan (IEP)
- Child has Physical, Mental Health Issues - Services

Financial

- Master Trust ~Quarterly Accounting Attached to JR
 - Personal Allowance – No Less Than \$15 a Month

- Notice of Ability to Request Fee Waiver or Change in Foster Care or Personal Allowance 65C-17.005 F.A.C.
- Funds Distributed?

Plan for Achieving Self-Sufficiency (PASS) Sub-Account for SSI beneficiaries. 65C-17.003(2) F.A.C.

Foster Care Allowance - Part of Board Rate Sent to Foster Parents

Removal of Disability of Non-Age for Banking (16). Requires Financial Literacy Course

Developmental Disability

Disability Services Applied for / Receiving Before 18

Minor Parents

Access To Services, IL Services, Plan for Future, Child Placed with Minor (Unless at "Significant Risk") 65C-28.010(1) F.A.C.

Court Order

Review the Court Order / Identify Issues

Follow-Up

- Discuss Follow-Up Issues with GAL Team & Develop Plan
- Appellate Issues *See Appellate Guidelines*

