

State of Arizona
Senate
Forty-second Legislature
Second Regular Session
1996

FILED

**Jane Dee Hull
Secretary of State**

CHAPTER 65

SENATE BILL 1388

AN ACT

AMENDING SECTIONS 8-515.01 AND 8-515.04, ARIZONA REVISED STATUTES; REPEALING SECTION 41-2996.05, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3006.01; RELATING TO THE STATE FOSTER CARE REVIEW BOARD.

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 8-515.01, Arizona Revised Statutes, is amended to
3 read:

4 8-515.01. Local foster care review boards; appointment;
5 exclusions; terms; training; compensation; meetings

6 A. The presiding judge of the juvenile court in each county shall
7 establish local foster care review boards for the review of cases of children
8 who are in out-of-home placement and who are the subject of a dependency
9 action to assist in the review required pursuant to section 8-515, subsection

10 C. The judge shall establish one board for each one hundred children, or
11 fraction thereof OF THAT NUMBER. The judge, ~~in his discretion,~~ may determine

12 DECIDE not to create an additional review board ~~when~~ IF the number of
13 children assigned to a review board exceeds one hundred by fewer than fifty
14 children. The boards shall consist of ~~either three or five members~~ AT LEAST
15 FIVE REGULAR MEMBERS. THE JUDGE MAY APPOINT ONE ALTERNATE MEMBER FOR EACH
16 BOARD IF DEEMED NECESSARY. THE ALTERNATE MEMBER SHALL RECEIVE ALL CASE
17 CORRESPONDENCE AND REPORTS AND SHALL SERVE ON THE REVIEW BOARD IN THE ABSENCE
18 OF ONE OF THE REGULAR MEMBERS. Each board shall, to the maximum extent
19 feasible, represent the various socioeconomic, racial and ethnic groups of
20 the county in which it serves. A list of the members of each local board
21 shall be sent to the supreme court.

1 B. ~~He~~ THE PRESIDING JUDGE SHALL NOT APPOINT A person employed by the
2 division, any child welfare agency or the juvenile court ~~may be appointed to~~
3 a local board.

4 C. ~~Upon~~ ON the appointment of a new local board, REGULAR BOARD members
5 shall divide themselves by lot into three classes as nearly equal in number
6 as possible. Members of the first class shall serve for a term of one year,
7 members of the second class shall serve for a term of two years and members
8 of the third class shall serve for a term of three years. All subsequent
9 local board members, INCLUDING ALTERNATE MEMBERS, shall serve for a term of
10 three years, except if a member has been appointed to fill a vacancy
11 occasioned other than by the expiration of a full term of office. The term
12 of each member shall expire on the third Monday in January of the appropriate
13 year. Members shall continue to serve until a successor is appointed. In the
14 event a vacancy occurs on the local board, the judge shall appoint another
15 person to serve the unexpired portion of the term.

16 D. ~~He~~ A person ~~may~~ SHALL NOT remain on a local board unless the person
17 participates in the training established pursuant to section 8-515.04.

18 E. Each local board shall elect a chairman and a vice-chairman and
19 ~~such~~ other officers as it deems necessary.

20 F. Local board members shall be compensated pursuant to title 38,
21 chapter 4, article 2.

22 G. Each local board shall meet, at a place designated by the juvenile
23 court, as often as it deems necessary to carry out the duties of the local
24 board. ~~In no event shall~~ A local board SHALL NOT meet less than twice
25 annually.

26 Sec. 2. Section 8-515.04, Arizona Revised Statutes, is amended to
27 read:

28 8-515.04. State foster care review board; members; personnel;
29 training programs; compensation

30 A. There is established within the supreme court, ~~the~~ the state foster
31 care review board which shall be composed of ~~five~~ SEVEN persons with
32 knowledge of the problems of foster care appointed by the supreme court and
33 the ~~chairmen~~ MEMBERS of the local foster care review boards APPOINTED BY THE
34 PRESIDING JUDGE OF THE JUVENILE COURT. IN COUNTIES HAVING ONLY ONE FOSTER
35 CARE REVIEW BOARD, THE JUDGE SHALL APPOINT ONE MEMBER. In counties having
36 more than one foster care review board, the presiding judge of the juvenile
37 court shall appoint to the state board only one ~~chairman~~ MEMBER for every
38 three boards. Terms of office of members of the state board, who are local
39 board members, shall be coterminous with their terms as ~~chairmen~~ MEMBERS of
40 local review boards. Terms of office of members who are appointed by the
41 supreme court shall be not less than two years, nor more than five years.

42 B. The state board shall select a chairman and a vice-chairman and
43 ~~such~~ other officers ~~as~~ it deems necessary.

1 C. The state board shall meet no less than twice annually and more
2 frequently upon the call of the chairman or as the board shall determine. The
3 supreme court ~~is authorized to promulgate~~ MAY ADOPT reasonable rules relating
4 to the functions and procedures of the local boards and the state board in
5 accordance with the duties of ~~such~~ THE boards as provided in this article.
6 The state board shall review and coordinate the activities of the local
7 boards and make recommendations to the supreme court, the governor and the
8 legislature on or before January 15 of each year regarding foster care
9 statutes and policies and procedures.

10 D. The supreme court shall employ a coordinator and ~~such~~ other
11 personnel ~~as~~ it deems necessary to carry out the duties of the state board
12 and the local boards. Compensation for all ~~such~~ personnel shall be ~~as~~
13 determined pursuant to section 38-611.

14 E. The state board shall establish training programs for local board
15 members, which shall include periodic in-service training.

16 F. State board members shall be compensated as determined pursuant to
17 title 38, chapter 4, article 2.

18 Sec. 3. Repeal

19 Section 41-2996.05, Arizona Revised Statutes, is repealed.

20 Sec. 4. Title 41, chapter 27, article 2, Arizona Revised Statutes, is
21 amended by adding section 41-3006.01, to read:

22 41-3006.01. State foster care review board; termination July 1,

23 2006

24 A. THE STATE FOSTER CARE REVIEW BOARD TERMINATES ON JULY 1, 2006.

25 B. TITLE 8, CHAPTER 5, ARTICLE 1 IS REPEALED ON JANUARY 1, 2007.

26 Sec. 5. Purpose

27 The state foster care review board is intended to aid the juvenile
28 court in determining the proper disposition of children in foster care.

29 Sec. 6. Retroactivity

30 Sections 3 and 4 of this act are effective retroactively to July 1,
31 1996.

APPROVED BY THE GOVERNOR APRIL 1, 1996

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 1, 1996