

**SUPREME COURT OF PENNSYLVANIA
JUVENILE COURT PROCEDURAL RULES COMMITTEE**

REPORT

Proposed Amendment of Pa.R.J.C.P. 512, 610, and 612

The Juvenile Court Procedural Rules Committee proposes to amend Rule 512 to require that, after entering disposition, counsel should review a colloquy of post-dispositional rights with the juvenile. Additionally, the court would ensure that the colloquy has been conducted and that the juvenile understands his or her post-dispositional rights. The Committee also proposes to amend Rules 610 and 612 to require a similar requirement when there is a change in disposition that aggrieves the juvenile.

As background, the Committee reviewed Rule 512(C) to consider whether the rule should contain explicit information about a juvenile's post-dispositional rights. In doing so, the Committee was guided by prior rulemaking concerning the use of a written admission colloquy in Rule 407(C). The Committee believed that conveying information about post-dispositional rights was crucial to the efficient administration of justice and would serve to reduce instances where a juvenile might later seek to exercise those rights vis-à-vis a motion for *nunc pro tunc* relief, claiming insufficient notice of such rights. Therefore, the Committee proposes to amend Rule 512(C) to require a colloquy and inquiry like that of the admission process concerning post-dispositional rights.

The Committee examined forms used in three counties to inform juveniles of their post-dispositional rights. Aspects of these forms were incorporated into this proposal with an attempt to modify the language to make it more age-appropriate to juveniles.

Like the admission form, the proposed form in Rule 512(C) is intended as the minimum information to be provided to a juvenile. A judicial district may add to the form pursuant to local rulemaking. See Pa.R.J.C.P. 121. Further, a Spanish language version of the form would be made available online.

The text of Rules 610 and 612 is likewise proposed to be revised to a colloquy and inquiry requirement. The Comments to Rule 512, 610, and 612 would be further revised to reference Pa.R.A.P. 1770 when disposition results in an out-of-home placement.

The Committee invites all comments, concerns, and suggestions regarding this rulemaking proposal.