

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1358

Page 1, line 3, replace the second "subsection" with "subsections 2 and"

Page 12, line 2, remove "and"

Page 12, line 10, remove the overstrike over "~~;~~and"

Page 12, line 11, remove the overstrike over "e-"; after "The" insert "If the", remove the overstrike over "~~child is~~" and insert immediately thereafter "of sufficient age and understanding to comprehend the proceedings, the child must be", and remove the overstrike over "~~personally before the court at the provisional hearing~~"

Page 14, line 5, replace "Subsection" with "Subsections 2 and"

Page 14, line 6, replace "is" with "are"

Page 14, after line 6, insert:

- "2. An order of disposition committing a delinquent or unruly child to the division of juvenile services continues in force for not more than two years, excluding any period of time the child is on parole from an institution, or until the child is sooner discharged by an institution.
 - a. The court which made the order may extend its duration for additional two-year periods subject to like discharge, if:
 - (1) A hearing is held upon motion of the division, or on the court's own motion, prior to the expiration of the order;
 - (2) Reasonable notice of the hearing and an opportunity to be heard are given to the child and the parent, guardian, or other custodian; and
 - (3) The court finds that the extension is necessary for the treatment or rehabilitation of the child.
 - b. A permanency hearing must be conducted within thirty days after a court determines that ~~reasonable efforts~~ aggravated circumstances of the type described in subdivisions a, c, d, or e of subsection 2 3 of ~~section 27-20-32.2 are not required~~ 27-20-02 exist, or within twelve months after a child, subject to an order of disposition under this subsection, is considered to have entered foster care, or is continued in foster care following a previous permanency hearing. The permanency hearing may be conducted:
 - (1) By the division of juvenile services as a placement hearing under chapter 27-21; or

- (2) By the court, if the court requires, or if it appears that an appropriate permanency plan could not be carried out without exceeding the authority of the division of juvenile services."

Renumber accordingly