

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

SENATE CONCURRENT RESOLUTION NO. 4004
(Senators Triplett, Fiebiger, Lyson)
(Representatives DeKrey, Delmore, Klemin)

A concurrent resolution directing the Legislative Council to study the respective responsibilities of county and state judicial system personnel under the Uniform Juvenile Court Act in light of statutory ambiguities in defining those responsibilities.

WHEREAS, the Uniform Juvenile Court Act, Chapter 27-20, was enacted in 1969 and has been amended numerous times in following years; and

WHEREAS, during the years after the Act's enactment the structure of this state's judicial system and the relationships between county personnel and state judicial system personnel have changed substantially as a result of legislative enactments; and

WHEREAS, the current Act provides for numerous actions in the adjudication of juvenile court cases, including preparation of petitions, service of notice, and presentation of evidence, but is ambiguous in defining institutional responsibilities for ensuring these actions are effectively and appropriately carried out; and

WHEREAS, these ambiguities pose difficulties concerning intrusions into respective executive and judicial branch spheres of authority and the blurring of institutional lines of responsibilities; and

WHEREAS, in light of the involvement and respective roles, and institutional interests, of county and state personnel and officials in the adjudication of juvenile court cases, a thorough review of those roles and interests and applicable statutes would aid in ensuring proper execution of the Act's objectives;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Legislative Council study the respective responsibilities of county and state judicial system personnel under the Uniform Juvenile Court Act in light of statutory ambiguities in defining those responsibilities; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Sixty-first Legislative Assembly.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

Filed in this office this _____ day of _____, 2007,
at _____ o'clock _____ M.

Secretary of State