

**2012 -- H 7858 SUBSTITUTE A**

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LC01723/SUB A  
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**STATE OF RHODE ISLAND**

**IN GENERAL ASSEMBLY**

**JANUARY SESSION, A.D. 2012**

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A N A C T

RELATING TO DELINQUENT AND DEPENDENT CHILDREN - PROCEEDINGS IN  
FAMILY COURT

Introduced By: Representative Scott Slater

Date Introduced: February 28, 2012

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 14-1-33 of the General Laws in Chapter 14-1 entitled "Proceedings  
2 in Family Court" is hereby amended to read as follows:

3           **14-1-33. Supervision of child placed on probation.** -- (a) Whenever the court places a  
4 child on probation, the court may do so upon any terms and conditions, not inconsistent with law,  
5 that the court may deem best for the welfare of the child, but unless otherwise ordered by the  
6 court, a probation counselor may make any arrangements for the care of the child that he or she  
7 may deem best for its welfare, and may release the child in the care of its parent, guardian, or  
8 other lawful custodian, or in the care of any relative of the child. If a child has been placed on  
9 probation as provided in this chapter, the probation counselor may at any time before the  
10 discharge of the child take the child before the court without a warrant, or the court may issue a  
11 warrant to bring the child before the family court. When the child is before the court, the court  
12 may make any disposition of the case which it might have made before the child was placed on  
13 probation, or may continue or extend the period of probation.

14           (b) At the end of the probation period of a child, the probation counselor shall make a  
15 report to the court, in writing, as to the conduct of the child during that period.

16           (c) If, at any time during a child's probationary term, the child is charged with an  
17 additional and subsequent offense, the probation counselor shall forthwith file a petition in the  
18 family court alleging that the child has violated probation.

1           (d) If, at any time during a child's probationary term the child violates a condition of  
2 probation in a manner that does not constitute an offense, the probation counselor may file a  
3 petition in the family court alleging that the child has violated probation.

4           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would require that if a juvenile commits a crime or otherwise violates the terms  
2 of his or her probation that such juvenile be charged as a violator and brought promptly before the  
3 family court.

4           This act would take effect upon passage.

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