

PL-2510: JUVENILE LAW

Cuyahoga Community College

Viewing: PL-2510 : Juvenile Law

Board of Trustees:

January 2024

Academic Term:

Fall 2024

Subject Code

PL - Paralegal Studies

Course Number:

2510

Title:

Juvenile Law

Catalog Description:

Designed to train students to effectively assist the juvenile law practitioner. Topics covered include abuse-neglect-dependency; juvenile delinquency; custody, support, and visitation issues; and paternity. Covers the basics of Ohio juvenile law and the process of analyzing juvenile issues; provides practical experience in completing court forms and other documents utilized by juvenile law attorneys; and surveys current and ongoing juvenile law-related issues of importance and concern.

Credit Hour(s):

2

Lecture Hour(s):

2

Requisites

Prerequisite and Corequisite

ENG-1010 College Composition I, or ENG-101H Honors College Composition I; and PL-1001 Introduction to Paralegal Profession, or concurrent enrollment.

Outcomes

Course Outcome(s):

Analyze and explain the role, purpose, distinct nature, and functions of the Juvenile Court system and the ethical constraints and rules that govern the paralegal's interaction with the various parties involved with Juvenile Court matters.

Essential Learning Outcome Mapping:

Information Literacy: Acquire, evaluate, and use information from credible sources in order to meet information needs for a specific research purpose.

Objective(s):

1. Explain the precise scope of Juvenile Court's original and concurrent jurisdiction.
2. Categorize the parties associated with Juvenile Court matters and define their respective roles in these cases.
3. Recount the phases of the Juvenile Court litigation process in the civil and quasi-criminal context and discuss the applicability of evidentiary rules to these phases of litigation.
4. Describe the responsibilities of the Guardian ad Litem (GAL) in Juvenile Court proceedings as defined by statute and rule
5. Compare and contrast the role of the Guardian ad Litem and the role of the attorney for a party in such proceedings.
6. Identify the circumstances in which a single attorney may be appointed as both counsel and Guardian ad Litem for a party.
7. Explain attorney-client privilege as it pertains to the role of the Guardian ad Litem in Juvenile Court proceedings and contrast it with the attorney-client privilege applicable to counsel for the juvenile.
8. Define the potential conflict between the Guardian ad Litem and assigned counsel in juvenile cases.
9. Explain how the term "best interests of the child" applies to Juvenile Court decision-making.

10. Examine the range of dispositional alternatives available to the Juvenile Court in deciding cases within its jurisdiction.
11. Analyze the role of county child protection agencies in the Juvenile Court process.

Course Outcome(s):

Examine the specific types of matters handled by the Juvenile Court system and explain how they apply to the role of the paralegal in assisting their supervising attorney with practical tasks in juvenile law matters.

Essential Learning Outcome Mapping:

Information Literacy: Acquire, evaluate, and use information from credible sources in order to meet information needs for a specific research purpose.

Objective(s):

1. Define the terms "abused", "neglected", and "dependent" in the context of Juvenile Court proceedings.
2. Define the terms "delinquent" and "unruly" in the context of Juvenile Court proceedings.
3. Explain Juvenile Court "bindover" procedures under current Ohio law.
4. Identify the range of placement options available to Juvenile Court at disposition.
5. Examine and describe the procedures associated with judicial bypass and "Jane Doe" proceedings.
6. Discern in which situations the Juvenile Court has jurisdiction over visitation-related and custody-related matters.

Course Outcome(s):

Apply research findings to client facts to make a legally informed prediction about the potential success (or lack thereof) of a client matter commonly handled by Juvenile Courts, prepare appropriate paperwork for the supervising attorney, and present options for next steps.

Essential Learning Outcome Mapping:

Critical/Creative Thinking: Analyze, evaluate, and synthesize information in order to consider problems/ideas and transform them in innovative or imaginative ways.

Written Communication: Demonstrate effective written communication for an intended audience that follows genre/disciplinary conventions that reflect clarity, organization, and editing skills.

Objective(s):

1. Draft a legal memorandum that addresses a supervising attorney's questions regarding a Juvenile Court proceeding using computer-assisted legal research tools in order to obtain relevant statutes and case law.
2. Utilize client information provided by a supervising attorney in order to complete standardized Juvenile Court forms for a supervising attorney's review.
3. Develop proficiency in utilizing client facts to customize a Shared Parenting Plan based on agreed-upon facts that have been reached during Juvenile Court mediation proceedings.
4. Develop proficiency in utilizing client facts to prepare all forms necessary for an unmarried father to initiate custody or visitation proceedings in Juvenile Court.
5. Calculate the amount of child support that will potentially be owed utilizing facts provided by a supervising attorney.

Methods of Evaluation:

1. Quizzes
2. Midterm Examination
3. Final Examination
4. Case Brief Assignment
5. Memorandum Assignment
6. Juvenile Court Custody\Visitation Assignment
7. Shared Parenting Plan Assignment
8. Child Support Assignment

Course Content Outline:

1. History and Jurisdiction of the Juvenile Court
 - a. Origins and purposes of Juvenile Court

- b. Abuse-neglect-dependency (A-N-D)
 - c. Custody and visitation matters involving children born to two unmarried parents
 - d. Delinquency \ unruly
 - e. Parent-child relationship (Paternity and support)
 - f. Traffic violations
 - g. Permanent custody\loss of parental rights
2. Sources of Juvenile Law
- a. Statute/administrative code
 - i. Ohio Revised Code
 - ii. Ohio Administrative Code
 - b. Case law
 - c. Agency directives
 - d. Court rules
 - i. Local court rules
 - ii. Ohio Rules of Juvenile Procedure
 - iii. Ohio Rules of Superintendence
 - e. Other sources of law
3. Guardian ad Litem
- a. Definition
 - b. Role
 - i. Abuse-Neglect-Dependency cases
 - A. Guardian ad Litem for child
 - B. Guardian ad Litem for parent
 - ii. Custody and visitation cases
 - iii. Delinquency cases
 - iv. Jane Doe \ judicial bypass cases
 - c. Guardian ad Litem training, requirements, and compensation
 - d. Difference between Guardian ad Litem and assigned counsel
4. Assigned Counsel
- a. For parent
 - i. Abuse-Neglect-Dependency
 - ii. Custody, visitation, child support
 - iii. Minor, mentally challenged, drug-addicted, developmentally challenged, incarcerated
 - b. For child
 - i. Delinquency
 - ii. Bindover
 - iii. Jane Doe \ judicial bypass
5. Abuse-Neglect-Dependency
- a. Definitions
 - i. Abuse
 - ii. Neglect
 - iii. Dependency
 - b. Hearings
 - i. Ohio Rules of Juvenile Procedure
 - ii. Bifurcated hearing
 - A. Adjudicatory hearing
 - a. Factual determination of issues contained in complaint
 - b. Plea, adjudication
 - B. Dispositional hearing
 - a. Best interests of the child
 - b. Recommendation of Guardian ad Litem
 - c. Placement Alternatives

- i. Protective supervision
 - ii. Temporary custody
 - iii. Legal custody
 - iv. Permanent custody
 - v. Long term foster care
 - vi. Removal of household member
 - vii. Residual parental rights
 - c. Cuyahoga County Department of Children and Family Services (CCDCFS)
 - i. Social worker
 - A. Case plan
 - B. Cooperation of county prosecutor's office
 - C. Programs and referrals
- 6. Delinquency \ Unruly
 - a. Unruly
 - i. Definition
 - ii. Dispositions
 - b. Delinquency
 - i. Definition
 - ii. Serious Youthful Offender
 - iii. Bindover
 - iv. Juvenile detention facilities \ Ohio Department of Youth Services
 - v. Dispositions
 - vi. Sealing of Juvenile Court records
- 7. Jane Doe \ Judicial Bypass \ Abortion
 - a. Procedure
- 8. Paternity and Visitation
 - a. Paternity
 - b. Visitation
 - i. Resolving disputes between parents
- 9. Child Support
 - a. Calculation of child support
 - b. Collection of child support and enforcement of unpaid child support
- 10. Role of the Paralegal in Juvenile Law Matters
 - a. Relevant\Important Interpersonal Skills
 - b. Legal Research
 - c. Drafting and Filing of Documents and Court Forms

Resources

Ohio Juvenile Law Handbook. 2021 Ed. LexisNexis Publishing Solutions Government, 2021 .

Champion, Dean J.; Merlo, Alida V.; Benekos, Peter J. *The Juvenile Justice System: Delinquency, Processing, and the Law*. 9th Ed. Pearson, 2019.

Marsh, Toni. *Juvenile Law*. 1st ed. Cengage Learning, 2006.

Gardner, Martin R. *Understanding Juvenile Law*. 5th ed. Carolina Academic Press, 2018.

Siegel, Larry J.; Welsh, Brandon C. *Juvenile Delinquency: Theory, Practice, and Law*. 14th ed. Cengage Learning, 2023.

Salvador, Patricia Yeomans. *Ohio Juvenile Law (Baldwin's Ohio Handbook Series)*. 2021 Ed. Thomson Reuters, 2021.

Abrams, Douglas; Mangold, Susan; Ramsey, Sarah. *Children and the Law in a Nutshell*. 7th Ed. West Academic Publishing, 2021.

Resources Other

1. Cuyahoga County Juvenile Court Website: <http://juvenile.cuyahogacounty.us/>
2. Domestic Relations and Juvenile Court Standardized Forms, Supreme Court of Ohio's Website: <https://www.supremecourt.ohio.gov/forms/all-forms/domestic-relations-and-juvenile-standardized/1> (<https://www.supremecourt.ohio.gov/forms/all-forms/domestic-relations-and-juvenile-standardized/1/>)
3. Ohio Rules of Juvenile Procedure: <https://www.supremecourt.ohio.gov/LegalResources/Rules/juvenile/JuvenileProcedure.pdf>

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