

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA
PROPOSED CHANGES TO LOCAL RULES OF COURT for January 1, 2024

Comments can be submitted to *administration@shasta.courts.ca.gov* or (530) 245-6761.

RULE 14.12
STANDARDS OF PRACTICE FOR PROVIDERS OF SUPERVISED VISITATION

1. Supervised visitation providers have several legal responsibilities and duties under Family Code section 3200.5 and Standard 5.20 of the California Standards of Judicial Administration (Uniform Standards of Practice for Providers of Supervised Visitation). Providers should be familiar with all requirements. In addition, the following obligations must be satisfied.

Professional Supervised Visitation Providers' Obligations:

2. A "professional provider," as defined in Family Code section 3200.5, is any person who is paid for providing supervised visitation services, or an independent contractor, employee, intern, or volunteer operating independently or through a supervised visitation center or agency. See Standard 5.20 (b) (2).

3. All professional supervised visitation providers must sign a declaration of Supervised Visitation Provider (Professional) Judicial Council Form (FL-324(P)) stating that all training and qualification requirements to be a professional provider have been met. See Standard 5.20(e)(13).

(a) Included with the FL-324(P) submission to Shasta County Superior Court all persons providing professional supervised visitation must provide proof of a current TrustLine registration number, a business license within the County of Shasta, proof of current general liability insurance, and certification of completed 24-hour in-person training. Only training approved by the Judicial Council of California will be accepted by Shasta County Superior Court.

(b) The Declaration (FL-324(P)) and documentation must be submitted to the Family Court Services Director before the first supervised visit for new providers. The FL-324(P) and documentation must be submitted by the first week of January each year for professional providers already included on the list. This form will be maintained by Family Court Services.

(c) Family Court Services will maintain a list of providers who have submitted form FL-324(P) and documentation in the past year. The Court maintains the discretion to add or remove providers from the list based upon the needs of the court but does not endorse, evaluate, supervise, or monitor the listed providers or their facilities.

(d) Filed forms FL-324(P) shall be confidential and unavailable to any

person except the court, the parties, their attorneys and any person to whom the court expressly grants access by written order made with prior notice to all parties.

4. Professional visitation provider submission of visitation reports:

(a) The court is to be included in each distribution of visit reports by the provider. The original report shall be mailed, or hand delivered to the court clerk's office. A separate copy of each report shall also be mailed, hand delivered or faxed to Family Court Services. In addition to the two court copies all reports are to be sent to all parties, their attorneys and the attorney for the child. See Standard 5.20 (j) (3).

(b) An updated copy of the provider's FL-324(P) shall be resubmitted with each visitation report. See Standard 5.20 (e) (14)

3. Nonprofessional Supervised Visitation Providers' Obligations:

(a) All nonprofessional supervised visitation providers are required to file a Declaration of Supervised Visitation Provider (Nonprofessional) Judicial Council Form (FL-324(NP)) stating that all requirements to be a nonprofessional provider have been met before serving as a visitation provider. See Standard 5.20(d)(3).

(b) If a nonprofessional provider will be used, the parents should inform the court and file the FL-324(NP) form with the court. The Declaration (FL-324(NP)) can be obtained at Family Court Services, Self Help Center, or www.courts.ca.gov.

(c) Filed forms FL-324(P) and FL-324(NP) shall be confidential and unavailable to any person except the court, the parties, their attorneys and any person to whom the court expressly grants access by written order made with prior notice to all parties.

(d) Non-professional Visitation providers are encouraged to review The Judicial Council's guide for Non-professional providers: <https://www.courts.ca.gov/documents/Guide-Nonprofessional-Booklet.pdf>

(e) All Visitation Providers are encouraged to review the material available in the California Rules of Court: Standards of Judicial Administration regarding the role and duties of a visitation

provider/monitor.