

In the Supreme Court of the State of Idaho

**IN RE: AMENDMENTS TO IDAHO)
JUVENILE RULE 59. TRANSITION) ORDER
TO SUCCESSFUL ADULTHOOD PLAN)
AND EXTENDED FOSTER CARE (C.P.A.))
_____)**

The Court, having reviewed a recommendation from the Child Protection Committee and the Administrative Conference to amend the Idaho Juvenile Rules (I.J.R.), and the Court being fully informed;

IT IS ORDERED that I.J.R. 59. Transition to Successful Adulthood Plan and Extended Foster Care (C.P.A.) is amended as follows:

Idaho Juvenile Rule 59. Transition to Successful Adulthood Plan and Extended Foster Care (C.P.A.)

- (a) If a child is in the legal custody of the department or an authorized agency, the court shall conduct a hearing no later than sixty (60) days prior to the youth's eighteenth (18) birthday for the purpose of discussing and reviewing the youth's transition to successful adulthood plan. Failure to conduct a hearing within sixty (60) days does not preclude the court from considering a transition plan or ordering extended foster care. The court shall review the plan with the youth to ensure the plan provides the services necessary for the youth to successfully transition to adulthood. The hearing may be combined with a permanency or review hearing.
- (b) The department shall file the youth's transition plan no later than seven (7) days prior to the hearing. The plan shall include the youth's desire regarding extended foster care. If the youth wishes to remain in foster care beyond age eighteen (18), the court may extend foster care under I.C. § 16-1622(5) if the youth is:
 - (1) completing secondary education or a program leading to an equivalent credential;
 - (2) enrolled in an institution which provides post-secondary or vocational education;
 - (3) participating in a program or activity designed to promote, or remove barriers to, employment;
 - (4) employed for at least eighty (80) hours per month; or

- (5) incapable of doing any of the activities described in subsections (1) through (4) above due to a medical condition, which incapability is supported by regularly updated information in the case plan of the youth.
- (c) When the court orders extended foster care, the court shall hold review and permanency hearings in accordance with I.C. § 16-1622, at which the court shall also determine whether the child continues to meet the requirement of subsection (b) above. If at any time the child no longer meets the requirements, the court shall terminate extended foster care.
- (d) The extension shall be for a fixed period of time but shall not extend past the youth's twenty- first (21) birthday.
- (e) ~~All~~ The appointments of the youth's attorney(s) ~~and guardian(s) ad litem~~ in the proceeding shall remain in effect throughout the extension, unless otherwise ordered by the court.

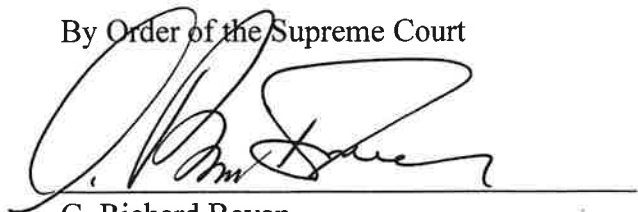
IT IS FURTHER ORDERED that this order and these amendments shall be effective upon the signing of this order.

IT IS FURTHER ORDERED that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Juvenile Rules.

IT IS FURTHER ORDERED, that notice of this Order shall be published for three consecutive weeks on the Idaho State Bar's website and in its weekly E-Bulletin, and that as soon as practicable, a summary of the amendment(s) effected by this Order shall be published in one issue of *The Advocate*.

DATED this 25th day of March 2025.

By Order of the Supreme Court



G. Richard Bevan
Chief Justice, Idaho Supreme Court

ATTEST:



Melanie Gagnepain, Clerk

I, Melanie Gagnepain, Clerk of the Supreme Court/ Court of Appeals of the State of Idaho, do hereby Certify that the above is a true and correct copy of the Order entered in the above entitled cause and now on record in my office. WITNESS my hand and the Seal of this Court 2-26-25
Melanie Gagnepain, Clerk

By  Deputy