



# King County Superior Court Emergency Local Rule Amendments

## LJuCR 2.5 MODIFICATION OF SHELTER CARE ORDER

*In re Dependency of Baby Boy B.*, 554 P.3d 1196 (Wash. S. Ct. Aug. 29, 2024)

### (a) **30-Day Hearings and New Issues.**

~~(1) **Scheduling.** The initial 30-day shelter care hearing must be scheduled by the petitioner by filing a Note for Calendar upon filing the action. If the child remains out of home and has not yet been found dependent as to all parents who have appeared, each 30-day shelter care hearing order must set an additional 30-day shelter care hearing. **Time.** The second hearing shall be set within 30 days of the first hearing, unless by agreement on the record or in writing of all parties or the order of the court.~~

#### ~~(2) **Procedure.**~~

~~—————(A) If the court previously ordered that visitation between a parent and child be unsupervised, then unless any party seeks to raise issues pursuant to subsection (a)(3) of this rule, a hearing in open court will not occur, parties' presence will be excused, and the court will enter an order continuing the terms of the 72-hour shelter care hearing.~~

~~—————(B) If the court previously ordered that visitation between a parent and child be supervised or monitored, and no party has timely provided a report as described in subsection (a)(2)(C) of this rule, then a hearing in open court will not occur, parties' presence will be excused, and the court will enter an order removing any requirement for supervision or monitoring of visitation but continuing the remaining terms of the 72-hour shelter care hearing.~~

~~—————(C) If the court previously ordered that visitation between a parent and child be supervised or monitored, and a party has timely provided a report not later than noon three days prior to the 30-day shelter care hearing that includes evidence establishing that removing visit supervision or monitoring would create a risk to the child's safety, then the court shall hold a hearing and determine on the record whether visit supervision or monitoring must continue.~~

~~(2) **Report.** The deadline for any report filed pursuant to RCW 13.34.065(7)(a)(ii) is noon three days before the 30-day shelter care hearing. Responses, if any, shall be filed and served by noon the day before the hearing. Working copies should be provided as outlined in LJuCR 1.8(b)(4).~~

~~(3) **Notice of Issues:** Any party seeking to address an issue at the 30-day shelter care hearing shall file and serve a brief identifying the issue not later than noon three days prior to the hearing. Responses must be filed and served by noon the day before the hearing. Working copies should be provided as outlined in LJuCR 1.8(b)(4).~~

~~(3) **Hearing.** The parties may waive or continue a 30-day shelter care hearing by submitting an agreed proposed order. Absent such agreement, the 30-day shelter care hearing will be held in open court.~~

~~(b) **Modification of Shelter Care Order after 30-Day Hearing.** A shelter care hearing order also may be modified upon motion filed. An additional shelter care hearing can be set by filing a motion in accordance with LJuCR 1.8.~~