

**VERMONT SUPREME COURT  
ADVISORY COMMITTEE ON RULES FOR FAMILY PROCEEDINGS**

**AGENDA FOR MEETING OF  
April 19, 2024**

The Family Rules Committee will meet virtually on TEAMS on April 19, 2024, from 1:30 – 3:00 p.m. to consider the following agenda:

1. Approval of draft minutes of the meeting of January 26, 2024.
2. Status of proposed amendments:
  - a. Proposed Amendment to V.R.F.P. 1(i)(2)(B) and (7) related to respectful language: The comment period ended February 12, 2024. Judge McDonald-Cady to report on any comments. Committee vote on whether to propose promulgation to the Supreme Court.
  - b. Proposed Amendment to Remove V.R.F.P. 15(i) related to eCabinet registration number requirement: The proposed amendment is out for comment. Comment period ends April 26, 2024.
3. Report from Subcommittee on Juvenile Proceedings (Marshall Pahl, Judge Mc-Donald-Cady, Kristin Gozzi)
  - a. Amendment to V.R.F.P.(1)(b)(1) to provide enforcement of the requirement in the rule to provide race and ethnicity data at the time of filing a delinquency petition. Judge Davenport to report on the work of the Supreme Court’s Diversity, Equity, and Inclusion Practices as it relates to the collection of race data in delinquency cases.
  - b. V.R.F.P. 1(a)(3): applicability of V.R.Cr.P. 11(c) (8) advice collateral consequences to delinquency cases. Judge McDonald-Cady to update status.
4. Rules related to Special Immigration Status for Vulnerable Non-Citizen Children (SJIS): See 4 V.S.A. § 33(18), 4 V.S.A. § 35, 14 V.S.A. § 3098. S.163/Act 98 substantially amends 14 V.S.A. § 3098 and adds a new section related to children in juvenile proceedings.
  - a. Proposed Amendment to Rule 4.1: A draft of a proposed rule to clarify that a hearing on a motion for SJIS in a parentage or divorce proceeding takes scheduling priority over a case manager conference was reviewed by the Committee in January. The Committee decided to combine this rule with an amendment to Rule 4.0 related to the waiver of service.
  - b. Report from Subcommittee on Service Rule for Cases Filed with a Motion for SJIS Findings: Judge McDonald-Cady to report on progress.
5. Report from Subcommittee on Family Rules for Proceedings related to Extreme Risk Protection Orders (ERDO): Judge McDonald-Cady to report on progress.
6. Proposal to review Family Rules for respectful language: Continued committee discussion re process for review.

7. Amendment to Rule 4.2(e) Related to Venue for Post-Judgment Motions: The current rule allows a litigant to file a motion in a county other than the county where the original judgment was issued unless the opposing party still resides in the original county or neither party is a resident of the state. The framework of the new e-filing system requires a change of venue to be filed in the original county where the divorce was obtained before the case can be moved to another county. Committee to discuss.
8. Amendment to Rule 4.2(f) to require an automatic scheduling of a child support hearing when the extent of parent-child contact is modified: Committee to discuss.
9. New Business
10. 2024 Meeting Schedule: Schedule for meetings in 2024: July 19; October 25.
11. Adjourn