

FAMILY QUIZ 1:

1. Delinquency fact-finding must be proved:
 - a) by a preponderance of the evidence.
 - b) by clear and convincing proof.
 - c) beyond a reasonable doubt.
 - d) by probable cause to believe.

2. Any indigent Respondent is entitled to free counsel in all of the followings, except Article:
 - a) 4.
 - b) 5.
 - c) 10.
 - d) all of the above are correct.

3. Which of the following would not be a valid disposition for a non-felony delinquency:
 - a) 1 year Conditional Discharge.
 - b) 1 year Probation.
 - c) 1 year Placement.
 - d) all of the above are correct.

4. Material witnesses under 16 may be kept in protective custody for a maximum initial period of ___ days.
 - a) 7.
 - b) 10.
 - c) 14.
 - d) 21.

5. In any delinquency case the Court can order restitution up to a maximum of:
 - a) \$1,000.
 - b) \$1,500.
 - c) \$2,500.
 - d) none of the above.

6. Orders of Protection may be issued on an emergency basis in Criminal Court when Family Court is not in session, but must be made returnable within no later than ___ calendar days.
 - a) 1.
 - b) 2.

- c) 3.
- d) 4.

7. Initial appearance of a non-detained juvenile delinquent shall be within a maximum of:

- a) next session.
- b) 72 hours.
- c) 10 days
- d) 14 days.

8. Evidence at a delinquency disposition must be:

I: Material; II: Relevant; III: Competent.

- a) I & II.
- b) I & III.
- c) II & III.
- d) I, II & III.

9. Family Court orders can be enforced or modified wherever any party resides or is:

- a) domiciled.
- b) found.
- c) employed.
- d) none of the above.

10. Upon Designated Felony adjudication, Order of Disposition with determination of Restrictive Placement is due within how many days?

- a) 10.
- b) 15.
- c) 20.
- d) 30.

11. Presentment Agency shall provide delinquents with a Bill of Particulars within ___ days of request.

- a) 10.
- b) 15.
- c) 20.
- d) 30.

12. A child under ___ years old found to be "vulnerable", may testify at a delinquency fact-finding by closed-circuit television.

- a) 16.

- b) 14.
- c) 13.
- d) 11.

13. Family Court forms are promulgated by the:

- a) State Administrator.
- b) Administrative Judge.
- c) Chief Judge of the Court of Appeals.
- d) State Administrator.

14. If delinquent is detained, Demand to Produce shall be made within ___ days of the initial appearance.

- a) 5.
- b) 7.
- c) 10.
- d) 15.

15. Reports regarding a delinquent must be made available by Court for the parties at least ___ day(s) prior to disposition.

- a) 1.
- b) 3.
- c) 5.
- d) 7.

16. There are ___ Family Court judges in NYC.

- a) 45.
- b) 46.
- c) 47.
- d) 48.

17. Testing of a delinquent for HIV shall be within ___ days of the Court's order:

- a) 5.
- b) 10.
- c) 15.
- d) 20.

18. Court can temporarily extend delinquency placement for a maximum of ___ days during pendency of extension hearing.

- a) 15.
- b) 30.
- c) 45.

d) 60.

19. Petitioner seeking an Order of Protection during Family Court hours must:

- a) be allowed to file the same day.
- b) be heard the same day.
- c) both.
- d) neither.

20. An Adjournment in Contemplation of Dismissal for a delinquent may be for a maximum of:

- a) 3 months.
- b) 6 months.
- c) 9 months.
- d) 12 months.

21. Venue for a delinquency petition is the county where:

- a) Respondent resides at time of filing.
- b) acts occurred.
- c) Respondent resided at time acts occurred.
- d) none of the above.

22. Counter-claims to Orders of Protection must be interposed at least ___ days before the hearing.

- a) 2.
- b) 3.
- c) 5.
- d) 8.

23. All children over ___ years old must be sworn prior to giving testimony at a delinquency fact-finding hearing, unless Court determines that they do not understand the oath.

- a) 7.
- b) 9.
- c) 14.
- d) 16.

24. An adult arrested in NYC on a Family Court warrant after ___ may be bailed out at the precinct.

- a) 8:00 AM.
- b) 11:00 AM.
- c) 12:00 PM.

d) 2:00 PM.

25. Probation Department can attempt to adjust a delinquency for up to:

- a) 60 days.
- b) 2 months.
- c) 90 days.
- d) 3 months.

26. Determination of Independent Living requirements must be made for a delinquent over ___ years old.

- a) 12.
- b) 13.
- c) 14.
- d) 16.

27. Rules of the Family Court are set by the:

- a) Chief Administrator.
- b) Administrative Judge.
- c) State Administrator.
- d) none of the above.

28. Probable cause hearing for a juvenile delinquency pre-petition must be within:

- a) 24 hours.
- b) 72 hours.
- c) 3 days.
- d) 4 days.

29. Restrictive placement for a non-Class A designated felony is ___ years.

- a) 2.
- b) 3.
- c) 4.
- d) 5.

30. An adjudication of juvenile delinquency is a finding that a Respondent requires any of the following, except:

- a) Supervision.
- b) Detention.
- c) Treatment.
- d) Confinement.

31. A detained Respondent found to have committed a Designated Felony is entitled

to a dispositional hearing within ___ days of the fact-finding.

- a) 10.
- b) 30.
- c) 50.
- d) 60.

32. Delinquent placed either with OCFS or CSS must have an initial permanency hearing within ___ months of removal:

- a) 6 months.
- b) 8 months.
- c) 12 months.
- d) none of the above.

33. The term of a Family Court Magistrate is ___ years.

- a) 3.
- b) 5.
- c) 7.
- d) 10.

34. For a Class D Felony, a delinquent shall only be fingerprinted ___ or over.

- a) 10.
- b) 11.
- c) 13.
- d) 15.

35. For a Respondent found to have committed a non-designated felony, the Court must order:

- a) Investigation & Report.
- b) Diagnostics.
- c) both.
- d) neither.

36. Family Court clerk must do all of the following, except:

- a) give petition forms to anyone so requesting.
- b) fill out petition forms with all allegations.
- c) allow all persons to file petitions immediately.
- d) all of the above are correct.

37. Summons on a delinquent must be made at least how long before the hearing?

- a) 24 hours.

- b) 1 day.
- c) 72 hours.
- d) 3 days.

38. Any of the following charges against a 13 year old would constitute a designated felony, except:

- a) Murder 2.
- b) Arson 2.
- c) Kidnap 2.
- d) all of the above are correct.

39. Statute of Limitations for a Designated Felony is the lesser of the Criminal Law specification, or else the delinquent's __ birthday.

- a) 16th.
- b) 18th.
- c) 20th.
- d) 21st.

40. Fact-finding for a detained delinquent charged with a Class C felony must be held within __ days of the initial appearance.

- a) 3.
- b) 7.
- c) 10.
- d) 14.

41. For custody investigations, the Probation Department is entitled to a fee from parties, as follows:

- a) \$50 - \$250.
- b) \$50 - \$500.
- c) \$100 - \$600.
- d) \$250 - \$750.

42. Delinquent must provide Alibi Notice within __ days of demand.

- a) 10.
- b) 15.
- c) 20.
- d) 30.

43. OCA may terminate the Legal Aid Society's contract to provide Law Guardians, on __ days notice.

- a) 20.

- b) 30.
- c) 60.
- d) 90.

44. Family Court has exclusive original jurisdiction over all of the following proceedings, except:

- a) Neglect.
- b) Support.
- c) Adoption.
- d) Juvenile Delinquencies.

45. If delinquent is detained, Presentment Agency's motion for discovery must be made within:

- a) 7 days.
- b) 14 days.
- c) 15 days.
- d) 30 days.

46. A juvenile delinquent cannot be ___ years old.

- a) 7.
- b) 10.
- c) 15.
- d) 16.

47. Respondent can motion to seal a delinquency finding, only after turning ___ years old.

- a) 16.
- b) 18.
- c) 20.
- d) 21.

48. No delinquent under ___ can be securely detained.

- a) 17,
- b) 15.
- c) 13.
- d) 10.

49. Each and every Family Court must have a ___ part.

- a) Child Abuse.
- b) Designated Felony.
- c) Both.

d) Neither.

50. Delinquency desk appearance ticket shall be returnable within:

a) next session.

b) 72 hours.

c) 10 days.

d) 14 days.