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| **MENOMINEE INDIAN TRIBE OF WISCONSIN MENOMINEE TRIBAL COURT** |
| IN THE INTEREST OF      Name      Date of Birth | **Order Concerning Termination** **of Parental Rights****(Involuntary)**Case No.        |

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| This Termination of Parental Rights hearing was held on [Date]       , which is the effective date of this Order. |
|  |
| **THE COURT FINDS:** |
| 1. | Notice was given to all those entitled to notice. |
|  |  |
|  [ ]  2. | The child is a non-Menominee Indian Child and the provisions of the §278-13 [ ]  were [ ]  were not followed. |
|  |  |
|  3. | The parent(s) are |
|  | [ ]  A. | Mother’s name:        | Date of birth:        |
|  | [ ]  B. | Father’s name:        | Date of birth:        |
|  | [ ]  C. | Other possible father(s): |  |
|  |  | Name:        | Date of birth:        |
|  |  | Name:        | Date of birth:        |
|  |  | Name:        | Date of birth:        |
|  |  |  |  |
| [ ]  4. | There was no declaration of paternal interest. |
|  |  |  |  |
| [ ]  5. | Name(s)       failed to appear at the hearing, and is/are in default. |
|  |  |
|  6. | This matter was tried to the court. |
|  |  A. | The following grounds for termination of the parental rights of       were found to exist: |
|  |  | **Mother** | **Father** |  |
|  |  | [ ]  | [ ]  | abandonment |
|  |  | [ ]  | [ ]  | Surrendered infant |
|  |  | [ ]  | [ ]  | continuing need of protection or services |
|  |  | [ ]  | [ ]  | continuing parental disability |
|  |  | [ ]  | [ ]  | continuing denial of periods of physical placement or visitation |
|  |  | [ ]  | [ ]  | child abuse |
|  |  | [ ]  | [ ]  | failure to assume parental responsibility |
|  |  | [ ]  | [ ]  | incestuous parenthood |
|  |  | [ ]  | [ ]  | homicide or solicitation to commit homicide of parent |
|  |  | [ ]  | [ ]  | parenthood as a result of sexual assault |
|  |  | [ ]  | [ ]  | commission of a felony against a child |
|  |  | [ ]  | [ ]  | Child has been in foster care for fifteen (15) of the most recent twenty-two (22) months. |
|  |  B. | Continued custody of the child by the parent(s) or Indian custodian [ ]  is [ ]  is not likely to result in serious emotional or physical damage to the child, based on the testimony of one or more qualified expert witnesses. |
|  |  |        |
|  |  C. | Active efforts [ ]  were [ ]  were not madeto provide remedial services and rehabilitation programs designed to prevent the breakup of the Indian family.  [ ]  **See attached Statement of Active Efforts (CU-1000)** |
|  |  |        |
|  |  |  |
| [ ]  7. | The [ ]  mother [ ]  father is unfit. |
|  |  |
|  8. | It is in the best interest of the child that the parental rights of the [ ]  mother [ ]  father(s) be terminated after considering the following factors: |
|  |  | * The likelihood of the child’s adoption after termination.
 |
|  |  | * The age and health of the child, both at the time of the disposition and, if applicable, at the time the child was removed from the home.
 |
|  |  | * Whether the child has substantial relationships with the parent or other family members, and whether it would be harmful to the child to sever these relationships.
 |
|  |  | * The wishes of the child.
 |
|  |  | * The duration of the separation of the parent from the child.
 |
|  |  | * Whether the child will be able to enter into a more stable and permanent family relationship as a result of the termination, taking into account the conditions of the child’s current placement, the likelihood of future placements and the results of prior placements.
 |
|  |  |  |
|  9. | Reasonable efforts to achieve the permanency goal of the permanency plan, including through an out-of-state placement if appropriate, were *[Complete one of the following only if there is a permanency plan]* |
|  | [ ]  made by the department or agency responsible for providing services as follows:       |
|  | [ ]  not made by the department or agency responsible for providing services as follows:       |
|  |  |
|  |  |
| [ ]  10. | Other:        |
|  |  |
| **[ ]**  11. | The evidence does not warrant the termination of the parental rights of [name]       . |
|  |  |
| **THE COURT ORDERS:** |
| [ ]  1. |  A. | The parental rights of [Name of Parent(s)]       is/are terminated. |
|  |  | Guardianship, placement and care responsibility, and custody of the child |
|  |  | [ ]  remain with the parent whose rights have not been terminated. |
|  |  | [ ]  are transferred pending adoption to       . |
|  |  | [ ]  Other:        |
|  |  |  | [ ]  Placement has been made in accordance with the order of preference set forth in §278-121. |
|  |  |  | OR |
|  |  |  | [ ]  There is good cause to depart from the order of placement preference.       |
|  |  |  |  |
|  |  |  | If guardianship or custody is transferred to an agency, that agency shall be responsible for securing the adoption of the child or establishing the child in a permanent family setting. The child’s permanency plan [ ]  was filed. [ ]  is attached. [ ]  will be filed within 60 days. |
|  |  |  |  |
|  |  |  |  |
|  | [ ]  B. | Petition to Terminate Parental Rights of [name]       is dismissed. |
|  |  |  |
| [ ]  2. | Other:        |
|  |  |
| **THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL.** |

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| Tribal Court Judge Signature► |
| Print Name      |
| Date      |