

IN THE INTEREST OF

Name _____

Date of Birth _____

**Order for Revision of
Dispositional Order
with Suspension/Termination of Parental
Rights Notice**

Case No. _____

A request for revision of disposition order was filed with the court.

A hearing on the request was held on _____, which is the effective date of this order.

THE COURT FINDS:

- 1. The allegations of the request(s) are not proven.
- 2. The allegations of the request(s) are proven and the Court adopts them as findings of fact.
- 3. Other: _____

THE COURT ORDERS:

The request(s) for revision is

- 1. **DENIED.**
- 2. **GRANTED.**
 - as requested.
 - as requested except as follows: _____
 - A. The parent(s)/guardian shall contribute toward the expenses of custody/services.
 - Parent/Guardian 1 [Name] _____
 - \$ _____ per month commencing on [Date] _____
 - to be determined by [Agency] _____
 - Parent/Guardian 2 [Name] _____
 - \$ _____ per month commencing on [Date] _____
 - to be determined by [Agency] _____
 - B. The parent(s), guardian or trustee shall contribute an amount of child support for the out-of-home placement.
 - Parent/Guardian 1 [Name] _____
 - \$ _____ per month commencing on of placement.
 - to be set by further court order or referral to the child support agency.
 - Parent/Guardian 2 [Name] _____
 - \$ _____ per month commencing on of placement.
 - to be set by further court order or referral to the child support agency.
 - C. The Parent(s) who appeared in court have been orally advised of the applicable grounds for suspension or termination of parental (SPR/TPR) and the conditions that are necessary for a safe return to the home or a restoration of visitation rights. Written SPR/TPR Warnings are attached. Conditions for return/visitation are part of this order or attached.
 - D. All conditions of the dispositional order not changed by this order remain in full force and effect.
 - 3. Other: _____

NOTICE CONCERNING GROUNDS TO SUSPEND OR TERMINATE PARENTAL RIGHTS

Your parental rights can be suspended or terminated against your will under certain circumstances. A list of potential grounds to suspend/terminate your parental rights is given below. Those that are check-marked may be most applicable to you, although you should be aware that if any of the others also exist now or in the future, your parental rights can be taken from you.

- Abandonment.** *Any of the following must be proven by evidence that:*
 - You have left your child without provision for care or support:
 - and neither parent has been found for three months days.
 - in a place or manner that exposes your child to substantial risk of great bodily harm or death.
 - You have failed to visit or communicate with your child for:
 - three months or longer after your child has been placed, or continued in a placement, outside your home by a court order.
 - six months or longer after leaving your child with any person, and you know or could discover the whereabouts of your child.
 - A court of competent jurisdiction previously has found that when your child was under one year of age:
 - your child was abandoned, pursuant to §§ 278-66 A(1) and 193 (A or B), Men. Tribal Code, or a comparable state or federal law.
 - you intentionally surrendered or abandoned the child in a place where the child may suffer because of neglect, in violation of §278-45, §948.20, Wis. Stats., or a comparable tribal, state, or federal law.
- Continuing Need of Protection or Services.** *As proven by evidence that:*
 - A court placed, or continued in a placement, your child outside your home after a judgment that your child is in need of protection or services under §§278: Articles II CHIPS or III JIPS, and:
 - The agency responsible for the care of your child has made a reasonable effort to provide the services ordered by the Court;
 - Your child has been outside your home for a cumulative total period of six months or longer under a court order; and
 - You have failed to meet the conditions established for the safe return of your child to your home.
 - If your child has been placed outside of your home for less than 15 of the most recent 22 months, there is substantial likelihood you will not meet these conditions as of the date on which the child will have been placed outside the home for 15 of the most recent 22 months. [Not including any period your child was a runaway from the out-of-home placement or was residing in a trial reunification home]
 - A court has adjudicated your child in need of protection or services on three or more occasions, under §278-36, and:
 - In connection with these adjudications, the court has placed your child outside your home pursuant to a court order containing this notice, and
 - You caused the conditions that led to each of the out-of-home placements.
- Failure to Assume Parental Responsibility.** *As proven by evidence that:*
 - You are or may be a parent of a child.
 - You have not had a substantial parental relationship with the child.
- Continuing Parental Disability.** *As proven by evidence that:*
 - You are presently an inpatient at a hospital, a licensed treatment facility, or treatment facility, on account of mental illness, or developmental disability.
 - You have been an inpatient for at least two of the last five years before a petition to suspend/terminate parental rights is filed.
 - Your condition is likely to continue indefinitely.
 - Your child is not being provided with adequate care by a parent, guardian, or relative who has legal custody of your child.
- Continuing Denial of Periods of Physical Placement or Visitation.** *As proven by evidence that:*
 - You have been denied periods of physical placement by a court order in an action affecting the family, or have been denied visitation by an order.
 - At least one year has elapsed since the order denying periods of physical placement or visitation was issued and the court has not subsequently modified its order so as to permit you periods of physical placement or visitation.
- Child Abuse.** *As proven by evidence that:*

You show a pattern of physically or sexually abusive behavior which is a substantial threat to the health of the child who is the subject of the petition; and that:

<input type="checkbox"/> You have caused death or injury to a child or children resulting in a felony conviction. <input type="checkbox"/> A child has previously been removed from your home by the court under CHIPs for unborn child, after an adjudication that the child is in need of protection and services.
<input type="checkbox"/> Surrendered Infant. <i>As proven by evidence that:</i> A court of competent jurisdiction has found that you have surrendered custody of your child under §278-45 when the child was 30 days old or younger;
<input type="checkbox"/> Incestuous Parenthood. <i>As proven by evidence that:</i> You are related, either by blood or adoption, to your child's other parent in a degree of kinship closer than 2nd cousin.
<input type="checkbox"/> Homicide or Solicitation to Commit Homicide of Parent. <i>As proven by evidence that:</i> You have been convicted of the intentional or reckless homicide of the other parent, or solicitation to commit intentional or reckless homicide of the other parent, or a comparable tribal, state or federal law.
<input type="checkbox"/> Parenthood as a Result of Sexual Assault. <i>As proven by evidence that:</i> <ul style="list-style-type: none"> • You are or may be the father of a child. • The child was conceived as the result of a sexual assault, which you committed against the child's mother during a possible time of conception.
<input type="checkbox"/> Commission of a Felony Against a Child. <i>As proven by evidence that:</i> <ul style="list-style-type: none"> <input type="checkbox"/> You have been convicted of a serious felony against one of your children. <input type="checkbox"/> You have committed child trafficking or a comparable tribal, state or federal law involving any child.

THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL IF SIGNED BY A TRIBAL COURT JUDGE.

Tribal Court Judge Signature ▶
Print Name
Date

DISTRIBUTION:

1. Court
2. Child/Juvenile/Attorney/Guardian ad Litem
3. Parents/Guardian/Indian Custodian
4. Legal and/or Physical Custodian/Attorney (if any)
5. Case worker
6. Foster Parent/Treatment Foster Home (if any)
7. Tribal Prosecutor/Counsel
8. Tribe (if Non-Menominee)
9. Other: _____