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| **MENOMINEE INDIAN TRIBE OF WISCONSIN MENOMINEE TRIBAL COURT** |
| IN THE INTEREST OF      Name      Date of Birth | **Order for Change in Placement**[ ]  In-Home to Out-of-Home Placement [ ]  Out-of-Home to Out-of-Home PlacementCase No.        |
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| **THE COURT FINDS:** |
|  1. | The child/juvenile is currently under a [ ]  temporary physical custody order. [ ]  dispositional order. |
|  |  |
|  2. | A Notice or Request for Change in Placement has been filed. |
|  |  |
|  3. | The hearing on the request was held on [Date]       , which is the effective date of this Order. |
|  |  |
| [ ]  4. | The allegations of the request are not proven. |
|  |  |
| [ ]  5. | The allegations of the request are proven and the court adopts them as findings of fact. |
|  |  A. | [ ]  The child/juvenile is an Indian Child: [ ]  Menominee [ ]  Other *(Tribal Affiliation)*:       . |
|  |  B. | The child/juvenile is [ ]  placed in-home [ ]  placed out-of-home. |
|  |  |  1) | Active efforts [ ]  were [ ]  were not madeto provide remedial services and rehabilitation programs designed to prevent the breakup of the family.       |
|  |  |  2) | [ ]  Placement has been made in accordance with the order of preference set forth in §278-23. |
|  |  |  |  OR |
|  |  |  | [ ]  There is good cause to depart from the order of placement preference:        |
|  |  |  3)  | Placement in-home at this time [ ]  is [ ]  is not contrary to the child’s/juvenile’s welfare.         |
|  |  |  4) | Reasonable efforts to prevent removal were *[Complete one of the following]* |
|  |  |  | [ ]  made by the department or agency responsible for providing services as follows:       |
|  |  |  | [ ]  made by the department or agency responsible for providing services, although an emergency situation resulted in immediate removal of the child/juvenile from the home as follows:        |
|  |  |  | [ ]  not required under §278-33 N(1).        |
|  |  |  | [ ]  required, but the department or agency responsible for providing services failed to make reasonable efforts. |
|  |  |  5) | Reasonable efforts to place the child/juvenile in a placement that enables the sibling group to remain together were |
|  |  |  | [ ]  made. |
|  |  |  | [ ]  not required because the child/juvenile does not have siblings in out-of-home care. |
|  |  |  | [ ]  not required because it would be contrary to the safety or well being of the child/juvenile or any of the siblings.  |
|  |  |  6) | Emergency conditions exists to change placement outside of the home and [ ]  is [ ]  is not necessary to prevent imminent physical damage or harm to the child. |
|  |  |  7) | As to the department or agency recommendation: |
|  |  |  | [ ]  A. | The placement location recommended by the department or agency is adopted. |
|  |  |  |  | OR |
|  |  |  | [ ]  B. | After giving bona fide consideration to the recommendations of the department or agency and all parties, the placement location recommended is not adopted. |
|  |  | [ ]  8) | The [ ]  mother [ ]  father was present and was asked to provide the names and other identifying information of three adult relatives of the child/juvenile or other adult individuals whose home the parent requests the court to consider as placements for the child/juvenile, unless that information was previously provided. |
|  |  | [ ]  9) | Other:        |
|  |  |
| **THE COURT ORDERS:** |
| The request for change in placement is |
| [ ]  1. | **denied**.[ ]  But Continued out of home placement is not appropriate under the criteria established in §278-33 or 53 and protective supervision [ ]  is [ ]  is not needed until further order of the court. |
|  |  |
| [ ]  2. | **granted**. |
|  |  A. | The child/juvenile is placed out-of-home at       and into the placement and care responsibility of the Tribal Department where this order is issued. |
|  |  |  |
|  |  | Unless otherwise specified, the expiration date of this Order shall be the later of the following: |
|  |  | * One year from the date of this Order;
 |
|  |  | * The date the child/juvenile reaches his or her 18th birthday;
 |
|  |  | * The date the child/juvenile is granted a high school or high school equivalency diploma or the date the child/juvenile reaches his or her 19th birthday, whichever occurs first, if the child/juvenile is enrolled fulltime in a secondary school or vocational or technical equivalent and reasonably expected to complete the program prior to age 19;
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|  |  | * The date the child/juvenile is granted a high school or high school equivalency diploma or the date the child/juvenile reaches his or her 21st birthday, whichever occurs first, if ALL of the following apply:
 |
|  |  |  | * + The child/juvenile is a fulltime student in secondary school or vocational or technical equivalent.
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|  |  |  | * + An individualized education program is in effect for the child/juvenile.
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|  |  |  | * + The child/juvenile or guardian, on behalf of the child/juvenile, agrees to this Order.
 |
|  |  |  | * + The child/juvenile is 17 years of age or older when this Order is entered.
 |
|  |  | OR |  |
|  |  | [ ]  Expiration date of this Order:       . |
|  |  B. | Transportation to the new placement shall be provided by       . |
|  |  [ ]  C. | The child/juvenile has one or more siblings in out-of-home care and the child/juvenile is not placed with all those siblings. The department or agency |
|  |  | [ ]  shall make reasonable efforts to provide frequent visitation or other ongoing interaction between the child/juvenile and any siblings. |
|  |  | [ ]  is not required to provide for frequent visitation or other ongoing interaction because it would be contrary to the safety or well being of the child/juvenile or any siblings. |
|  |  D. | The department or agency shall conduct a diligent search in order to locate and provide notice to all adult relatives of the child/juvenile, including the three adult relatives provided by the parents under no later than 30 days from the date of the child’s/juvenile’s removal from the home, unless the search was previously conducted and notice provided. |
|  |  E. | A permanency plan consistent with the court’s Order shall be filed no later than 60 days from the date of the child’s/juvenile’s removal from the home and shall be made part of this Order. |
|  | [ ]  F. | 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]       . |
|  | [ ]  G. | 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 date of placement. |
|  |  |  | [ ]  to be set by further court order or referral to the child support agency.  |
|  |  | [ ]  Parent/Guardian 2 [Name]       . |
|  |  |  | [ ]  $      per month commencing on date of placement. |
|  |  |  | [ ]  to be set by further court order or referral to the child support agency.  |
|  |  H. | All provisions of the dispositional order not changed by this Order remain in full force and effect. |
|  | [ ]  I. | Other:        |

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

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| Distribution:1. Court 2. Child/Juvenile/Attorney/Guardian ad Litem3. Parents/Guardian/Indian Custodian4. Legal and/or Physical Custodian/Attorney (if any)5. Case worker6. Foster Parent/Treatment Foster Parent (if any)7. Tribal Prosecutor/Counsel8. Tribe (if Non-Menominee)9. Other:        |  |