

IN THE INTEREST OF

Order for Change in Placement

Name

- Order for Change in Placement
In-Home to Out-of-Home Placement
Out-of-Home to Out-of-Home Placement

Date of Birth

Case No.

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 made to 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;
- 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.
 - An individualized education program is in effect for the child/juvenile.
 - 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: _____

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 Parent (if any)
7. Tribal Prosecutor/Counsel
8. Tribe (if Non-Menominee)
9. Other: _____