

ARRAIGNMENT

JC 14:11(2) NEW 11/07

Neb. Rev. Stat. 43-247(3)(a)

IN THE JUVENILE COURT OF _____ COUNTY, NEBRASKA

CASE NUMBER: _____

IN THE INTEREST OF

ARRAIGNMENT

CHILD/CHILDREN UNDER EIGHTEEN YEARS OF AGE

1. On _____, this matter came on before the Court for Arraignment on the _____ original petition
subsequent petition supplemental petition other (specify): _____.

2. Appearing in court were:

Child(ren) (Name, DOB, etc): _____

GAL for child(ren): _____

Attorney for child(ren): _____

Mother: _____

Attorney for mother: _____

Father: _____

Attorney for father: _____

Father: _____

County Attorney: _____

NDHHS: _____

Facilitator: _____

CASA: _____

Other: _____

3. **EXHIBITS OFFERED AND ADMITTED INTO EVIDENCE:**

None Case Plan/ Court Report CASA Report GAL Report Visitation Report

Caregiver Information Form FCRB Report Other: _____

THE COURT FINDS AND ORDERS:

4. a. The mother father were served with the Petition/Amended Petition/Supplemental Petition on _____.

b. Parties present waive notice by summons 72 hours prior to hearing or were served with a summons and the Court has jurisdiction.

5. a. Notice of the date, time and location of the hearing was properly given as required by law.

b. The petition was read to those present at the beginning of the hearing.
Reading of the petition was waived by those present at the beginning of the hearing.

6. The child(ren)'s legal **removal date** from the parental home is: _____. The child(ren) have been in out-of-home placement for ____ months.

7. The Court advised the mother father: _____ other: _____
a. Rights pursuant to N.R.S. § 43-279.01 including:

Speedy Adjudication with burden of proof on the State.	Counsel obtained/appointed if parent(s) indigent.
Confront and cross examine-witnesses.	Appeal and have transcript provided for such purpose.
Subpoena witnesses and present evidence.	Remain silent and anything said may be used against parent(s).
Prompt hearing on temporary custody.	
Testify on parent(s) own behalf.	

b. Possible dispositions including:
Maintain jurisdiction until child(ren) reaches 19 years of age. Place in care and custody of NDHHS.
Parent(s) responsible for costs of care or services. Potential authority of the Court to terminate parental rights.
Place in a suitable placement subject to supervision .

c. The mother father: _____ other: _____ acknowledged understanding of rights and dispositions.

8. a. The mother father: _____ other: _____ has knowingly and intelligently waived their rights.
b. The father: _____ other: _____ understand the nature of the proceedings, the possible consequences and dispositions of being adjudicated

9. Party Admits Pleads no contest Denies To petition as amended on:
a. Mother: _____
b. Father: _____
c. Father: _____
d. Other: _____

10. There is a factual basis for the admission.

11. By preponderance of the evidence, the allegations set forth are true:

a. as stated in the petition as originally filed
b. as stated in the petition as amended on _____:
1. by agreement of the parties
2. by the court to conform to proof
The allegations (specify) _____
as stated in the petition as amended on _____ are not proven and are ordered stricken.
The allegations of the petition are not sustained.
On motion of the petitioner, the following allegations are stricken:

12. The children are children within the meaning of N.R.S. § 43-247 Subd. 3(a):

13. **CHILD(REN) NOT DETAINED**

a. Services that would prevent the need for further detention, are available.
b. The child(ren) is returned to the custody of: mother father: _____ other (specify): _____.
c. The child(ren) and mother father: _____ other (specify): _____ are placed under the supervision of NDHHS for a minimum of 6 months pursuant to their voluntary agreement to informal supervision and the provision of services as set forth in the case plan.

18. NDHHS is hereby authorized to consent to any medical, dental, surgical or psychiatric treatment or such care as vaccinations and inoculations which in the opinion of a licenses and practicing physician or dentist may be necessary and in the best interest and safety of the child(ren).
19. NDHHS shall furnish a report to this Court and all attorneys as to the care, maintenance, and moral and physical training of the child(ren) every 30 days.
20. The costs of the child's care to the extent not covered by the mother father parents' insurance shall be borne by the State of Nebraska.
21. Any reports to be submitted at the next hearing shall be presented to the attorneys and Guardian ad Litem, and the original reports shall be submitted the Court, at least 3 business days prior to the hearing.
22. Notice and the right to be heard has been provided to the foster/preadoptive parents/ relative caregiver by the Court as required by N.R.S. § 43-1314.
23. A Family Group Conference in this matter shall be arranged by NDHHS and held as soon as possible.
24. Other: _____
25. **The next hearing is scheduled as follows:**

Hearing Date: _____	Time: _____	Court Room: _____
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- a. Adjudication Hearing
- b. Disposition Hearing
- c. Pre-trial hearing
- d. Settlement conference
- e. Other: _____

The permanency planning hearing is scheduled as follows:

Hearing Date: _____	Time: _____	Court Room: _____
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26. All prior orders not in conflict with this order remain in full force and effect.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED AS HEREIN ABOVE SET.

DATED: _____

BY THE COURT:

_____, JUDGE

REGARDING ALLEGATIONS OF ABUSE OR NEGLECT

NOTICE: PLACEMENT OF YOUR CHILD IN FOSTER CARE MAY RESULT IN YOUR LOSS OF YOUR RIGHTS TO YOUR CHILD. IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE COUNTY ATTORNEY OR GUARDIAN AD LITEM MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND UNDER CERTAIN CIRCUMSTANCES MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.