

**ADJUDICATION FINDINGS
AND ORDER**

JC 14:11(4) NEW 11/07
Neb. Rev. Stat. § 43-247(3)(a)

IN THE JUVENILE COURT OF _____ COUNTY, NEBRASKA

IN THE INTEREST OF

CASE NUMBER: _____

CHILD/CHILDREN UNDER EIGHTEEN YEARS OF AGE

**ADJUDICATION FINDINGS
AND ORDER**

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. 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.
- 5. a. The child(ren) is _____ may be an Indian child, and notice of the proceeding and
 the right of the tribe to intervene was provided as required by law. Proof of such
 notice was filed with this Court.
- b. There is reason to believe that the child(ren) may be of Indian ancestry, and
 notice of the proceedings was provided to the Bureau of Indian Affairs as
 required by law. Proof of such notice was filed with this Court.
- 6. The child(ren)'s county of residence is: _____.
- 7. The child(ren)'s date of birth is: _____.

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

9.

<u>Party</u>	<u>Admits</u>	<u>Pleads no contest</u>	<u>Denies</u>	<u>To petition as amended on:</u>
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 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 6 six months pursuant to their voluntary agreement to informal supervision and the provision of services as set forth in the case plan.

CHILD(REN) DETAINED

- a. The child(ren) remain or shall be placed in the protective custody of NDHHS.
- b. The child(ren) remain or shall be placed in:
 - The assessed home of a relative
 - An emergency shelter
 - Other suitable licensed place
- c. Services, including those set forth in 15, are to be provided to the family as soon as possible to reunify the child(ren) with the family.
- d. Reasonable efforts were made to prevent or eliminate the need for removal from the home, including:
 - 1. _____
 - 2. As in Exhibit _____
 - 3. As in Case Plan Court Report: _____
 - 4. Other: _____

but out-of-home placement is necessary at this time.

Reasonable efforts were **not** made to prevent or eliminate the need for removal from the home.

Reasonable efforts to prevent or eliminate the need for removal are not required because:

- 1. The parent has subjected the child to aggravated circumstances in accordance with § 43-283.01, Subd. 4(a).
- 2. The parent of the child has committed or attempted to commit murder or voluntary manslaughter or committed felony assault, in accordance with § 43-283.01, Subd. 4(b).
- 3. The parental rights of the parent to a sibling of the child have be involuntarily terminated.

- e. Relative Placement
 - There is a relative who is able, assessed and willing to care for the child.
 - A relative who is able, assessed, and willing to care for the child is not available.
 - There is a relative who is willing to care for the child, and NDHHS shall assess the relative as a placement option.
 - NDHHS shall actively search for a relative who is willing and able to care for the child.

14. The following services have been offered to the parent(s) by NDHHS:
_____.

15. The following services will be offered and provided pending further proceedings:
Service Mother Father: _____ Other: _____

- a. Alcohol Drug testing
- b. Substance abuse treatment
- c. Parenting education
- d. Parenting assessment:
- e. Psychological assessment:
- f. _(specify)_____
- g. _(specify)_____

16. The mother father: _____ other: _____ shall be granted reasonable rights of unsupervised supervised visitation with the child(ren) as arranged by NDHHS.

17. Other: _____

18. 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.

19. The next hearing is scheduled as follows:

Hearing Date: _____	Time: _____	Court Room: _____
a. Disposition Hearing		
b. Review Hearing		
c. Permanency Hearing		
d. Other: _____		

The permanency planning hearing is scheduled as follows:

Hearing Date: _____	Time: _____	Court Room: _____
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- 20. The petition is dismissed. Jurisdiction of the court is terminated. All appointed counsel are relieved of the duty to provide further representation.
- 21. 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.