IN THE DISTRICT COURT OF THE _	JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR TH	E COUNTY OF
IN THE MATTER OF:	Case No
	CHILD PROTECTIVE ACT SUMMMONS AND ORDER FOR REMOVAL
A Child/Children Under Eighteen Years of Age.	
YOU ARE HEREBY NOTIFIED THAT:	
A petition has been filed in this case in the	e district court of
County, Idaho, alleging that the child (children	n) named above comes within the jurisdiction
of the Child Protective Act. A copy of the pet	ition is attached.
You, as the parent, legal guardian, or cus	todian of the child (children) are directed to
appear personally before the court for a shelt	
County Courth	
Address:	
Date and time of hearing:	
Service of the petition upon you, as the pa	arent(s), guardian(s), or custodian(s) of the
child, confers the personal jurisdiction of the	
provisions of the Child Protective Act.	
	ause, the court may proceed in your absence
or may proceed against you for contempt of c	• •
presence, you may forfeit all of your rights.	
You may be financially liable for the supp	port of the child.
You have the right to be represented by	

attorney you have the right to have an attorney appointed by the court at county expense.

 If you want to ask to have an attorney appointed for you at county expense, the court before the hearing at this phone number: 	call
 An attorney has been appointed for you at county expense. Call the court be 	fore
the hearing at this phone number for your attorney's contact information:	
the hearing at this phone number for your attorney's contact information.	
When a shift has been alread in the terror area, and/on level evel as fitted labels	
When a child has been placed in the temporary and/or legal custody of the Idaho	
Department of Health and Welfare for fifteen of the most recent twenty-two months,	
Department shall, prior to the last day of the fifteenth month, file a petition to termina	te
parental rights, unless the child has been permanently placed with a relative, there a	re
compelling reasons why termination of parental rights is not in the best interest of the)
child, or the Department has failed to provide reasonable efforts to reunify the child v	vith
nis/her family.	
DATED:	
CLERK OF THE DISTRICT COURT	
Зу	
Deputy Clerk	
STATE OF IDAHO)	
) ss.	
County of)	
I hereby certify and return that I have received the above Summons and copy of	the
petition in the above-entitled matter on the day of	
20, and personally served the same on by	
delivering to in County, s	tate
of Idaho, a copy of said Summons duly attested by the clerk of the above-entitled co	urt,
ogether with a copy of the petition.	
DATED :	
Зу	
(Deputy Marshall/Deputy Sheriff)	

ORDER FOR REMOVAL

It is contrary to the welfare of the child (children) to remain in the child's (children's) present condition or surroundings, and it is in the best interest of the child (children) to place the child (children) in the legal custody of the Idaho Department of Health and Welfare (IDHW) until the shelter care hearing. This finding is made based on the information set forth in the verified Petition Under the Child Protective Act, and the affidavit attached to and incorporated in the Petition, that have been filed in this case.

□ The child (children) is an Indian child, or there is reason to believe that the child is an Indian child, within the meaning of the Indian Child Welfare Act. Removal of the child (children) is necessary to prevent imminent physical damage or harm to the child (children). If IDHW receives information prior to the adjudicatory hearing that the emergency situation has ended, the state will file a motion with the court to review whether the removal of the child (children) continues to be necessary.

IT IS HEREBY ORDERED that a peace officer or other authorized person promptly take the following children to an authorized place of shelter care until the shelter care hearing Name(s) of child/children to be removed:

Date:	
	Magistrate Judge

IN THE DISTRICT COUR	Γ OF THE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AN	ID FOR THE COUNTY OF
IN THE MATTER OF:) Case No
)) Order Appointing Attorneys
A Child/Children Under Eighteen Years of Age.	
The court appoints these a	attorneys to represent these people:
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
Person: (name and role)	Attorney: (name and phone number)
	Magistrate Judge

I certify that on	, I served a copy of the attached to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

IN THE DISTRICT COURT OF T	1E JL	JDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	THE COUNTY C)F
IN THE MATTER OF:) Case N	No
)) ORDE)	R SETTING HEARINGS
A Child/Children Under Eighteen Years of Age.		
These hearings will be held at these date	s and times.	
□ Shelter Care hearing:	, 20, at	, m.
□ Pretrial conference:	, 20, at	, m.
□ Adjudicatory hearing:	, 20, at	, m.
□ Case Plan hearing:		
□ First Six-Month Review hearing:		
	, 20, at	, m.
□ Status Review hearing:	, 20, at	, m.
□ Subsequent Six-Month Review hearing	1:	
	, 20, at	, m.
□ Permanency hearing:	, 20, at	, m.
All parties, including IDHW, will attend the	hearings.	
Date:		
	Magistrate Jud	 dge

I certify that on	, I served a copy of the attached to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

IN THE DISTRICT COURT OF THE	JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR TH	IE COUNTY OF
IN THE MATTER OF:) Case No.
	ORDER FOR SERVICE OF PROCESS BY PUBLICATION AND REGISTERED MAIL IN A CHILD PROTECTIVE ACT CASE
A Child/Children Under Eighteen Years of Age.	
The petitioner has filed a motion under lo authorize service of process by publication a	
in support of the motion.	
Based on the affidavit, the court finds that	ıt:
1. The petitioner asks for service of pro-	cess by publication and registered mail to this
person:	
2. The petitioner has shown that person	
3. The last known address of this perso	n is:
4. A newspaper of general circulation in of, is	the State of, County
The court orders that the petitioner will so	erve process on the person named above, by
registered mail at the last known address sta	ated above, and by publication once a week
for two consecutive weeks in the newspaper	named above. The petitioner will ² file
affidavits with the court showing that service	of process by publication and registered mail
has been completed.	
Date:	
	Magistrate Judge

¹ Reviewed Mulane vs. Central Hanover Bank and I.C. §16-1612(1) and this language best reflects the constitutional and statutory standards.

² Reviewed shall/will – Oxford dictionary states that will and shall are interchangeable and the group decided that "will" tends to be more plain language-friendly.

I certify that on	, I served a copy of the attached to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

IN THE DISTRICT COURT OF TH	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	THE COUNTY OF
IN THE MATTER OF:) Case No
)) SHELTER CARE ORDER
)
A Child/Children Under Eighteen Years of Age.	
The court held a shelter care hearing	on based on Idaho
Code §16-1615 and Idaho Juvenile Rule 3	39. The court makes these findings and orders.
1. Appearances.	
These people were present for the hea	aring, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother:	Attorney:
□ Present □ Not present	
Father:	Attorney:
□ Present □ Not present	
Father:	Attorney:
□ Present □ Not present	
Child:	Attorney:
□ Present □ Not present	Audinoy.
Child:	Attorney:
□ Present □ Not present	Attorney.
Child	Attornov
Child: □ Present □ Not present	Attorney:
	A 44 a 11 a 21 a 11
Child: □ Present □ Not present	Attorney:
	A 44 a 11 a 2 a 11 a
Other:	Attorney:
Interpreter:	Language:
•	

ре			not present for the hearing. The court file shows that the red or was served with notice:
the			not present for the hearing. The court file does not show that beared or was served with notice:
	•	,,,	. The State will
ma	ake e	fforts to locate and s	erve process on this person(s). The State will file proof of
se	rvice	with the court prior	o the next hearing. If service of process is not completed, the
Sta	ate w	rill file a written repo	t with the court documenting the efforts made to locate and
se	rve p	rocess.	
3.	Par	ent's rights.	
		The parent(s), guard	ian, and/or custodian of the child (children) who have
ар	peare	ed have been given	he form: INFORMATION TO PARENTS, LEGAL
Gl	JARE	DIANS OR CUSTOD	IANS UNDER THE CHILD PROTECTIVE ACT (CPA).
4.	Pate	ernity.	
	□ N	More effort is needed	to identify the father of a child in this case.
Wi	ithin t	he next	_days, these people will submit to paternity testing:
	□ C	hild:	□ Possible Father :
			□ Possible Father:
		hild:	□ Possible Father:
			□ Possible Father:
	IDH	W will provide the te	sting.
5.	Indi	ian child (children)	as defined by the Indian Child Welfare Act (ICWA).
		here is no reason to	believe that the child (children) is an Indian child as defined by
IC'	WA.		
		□ Each party, includ	ng the Department of Health and Welfare, has certified that
	•	they have not disco	ered and do not know of any information that suggests or
		indicates the child(c	nildren) is an Indian child as defined by ICWA.
		here is reason to be	eve that the child (children) may be an Indian child as defined
by	ICW	A. The child (childre	n) may be affiliated with the following tribe(s):
			Tribe(s):
	Chil	d:	Tribe(s):

2. Absent People.

Child: Tribe(s):		
The State will:		
Continue to make active efforts to determine if the child (children) is an Indian		
child as defined by ICWA.		
 Take all practical steps to notify the child's tribe(s) about any hearings 		
regarding the emergency removal or emergency placement of the child		
Provide notice in accordance with ICWA at least ten days before the next		
hearing and file proof of service with the court.		
Before the next hearing, file a written report that shows its efforts to determine		
whether the child is an Indian child and the tribe(s) with which the child is		
affiliated.		
$\hfill\Box$ This child (children) is an Indian child as defined by the ICWA, and is affiliated with		
the following tribe(s):		
Child: Tribe(s):		
Child: Tribe(s):		
Child: Tribe(s):		
$\hfill\Box$ The court file shows that the tribe(s) was served as required by the Indian Child		
Welfare Act.		
☐ The court file does not show that the tribe(s) was served as required by ICWA.		
The State will serve process on the tribe(s) in accordance with ICWA and file proc		
of service with the court before the next hearing.		
6. Petition.		
□ A CPA petition has been filed in this case.		
□ Instead of a petition, the court has entered an order expanding a case under the		
Juvenile Corrections Act to a case under the CPA based on Idaho Juvenile Rule 16.		
7. Jurisdiction of the case.		
The court has jurisdiction over this case because the child (each child) lives in or was		
found in the state of Idaho.		
8. Agreements		
☐ This order is entered based on the agreement of the parties. The court finds that		
all parties entered into the agreement knowingly and voluntarily, that the agreemen		
is in the best interest of the child (children), and that the agreement has a		
reasonable basis in fact.		

9.	Jurisdiction of the children. There is reasonable cause to believe that the child			
(ea	ach child) comes within the jurisdiction of the CPA due to:			
	□ abandonment □ abuse □ neglect			
	□ homelessness □ lack of a stable home environment			
	□ the court has taken jurisdiction over another child in the same household.			
10	. Custody of the child (children), best interest of the child (children).			
	□ Shelter care.			
	a. The child children this child (children):			
	is placed in the legal custody of the Idaho Department of Health and Welfare until			
	the adjudicatory hearing. The child was removed on:			
	b. It is contrary to the welfare of the child (children) to remain in the			
	home until the adjudicatory hearing. It is in the best interest of the child			
(children) to be in the custody of IDHW until the adjudicatory hearing.				
	safety and welfare of the child (children) cannot be adequately safeguarded			
	by placing the child in the sole custody of a parent having joint custody. The			
	court makes this finding based on:			
	the information in the verified petition and the affidavits in support of			
	the petition, that have been filed in this case, and are incorporated in this			
	order by reference.			
		c. If the child (children) is an Indian child (see paragraph 5 above removal of the child (children) from the parent or Indian custodian is		
	necessary to prevent imminent physical damage or harm to the child			
	(children). If IDHW receives information prior to the adjudicatory hearing that the			
emergency situation has ended, the state will file a motion with the cour				
	whether the removal of the child (children) continues to be necessary.			
	□ Sole custody of parent with joint custody.			
	a. The safety and welfare of □ the child □ the children □ this			
	child/children: can be			
	adequately safeguarded by placing the child (children) in the sole custody of			
	, a parent having joint custody of the child (children).			

b. The □ child □ children □ this child/children:	
is placed in the sole custody of	pending the
adjudicatory hearing.	
□ Protective Order.	
A reasonable effort to prevent placement of the child outs	side the home could be
affected by a protective order safeguarding the child's we	elfare. The court orders
as follows:	
□ No shelter care.	
It has not been shown that it is in the best interest of the	child (children) to be in
the custody of IDHW pending the adjudicatory hearing. T	The child (children) will no
stay in shelter care.	
11. Reasonable efforts to prevent removal of the child (child	dren).
a. Efforts	
□ IDHW made reasonable efforts prior to placement of th	e child (children) in
shelter care to eliminate the need for shelter care but those	efforts were
unsuccessful.	
□ IDHW made reasonable efforts to eliminate the need fo	r shelter care but was
not able to safely provide preventative services.	
$\hfill\Box$ At this time the record does not support a finding that	IDHW made reasonable
efforts to eliminate the need for shelter care. This issue will	be addressed again at
the adjudicatory hearing.	
b. Basis. The court makes this finding based on:	
$\hfill\Box$ the information in the petition and the affidavits in sup	port of the petition, that
have been filed in this case, and are incorporated in this ord	ler by reference.

12. Pretrial conference and adjudicatory hearing.
A pretrial conference will be held on:
An adjudicatory hearing will be held on:
All parties, including IDHW, will attend the pretrial conference and adjudicatory hearing.
IDHW and the Guardian Ad Litem will investigate, file written reports with the court, and
serve copies of the report on the parties before the pretrial conference.
13. Other orders. The court also orders as follows:
Date
Date:
Magistrate Judge

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: Signature: Attorney: Signature: Signature: Parent: Attorney: Signature: Signature: Parent: _____ Attorney: Signature: Signature: Attorney: Other: _ Signature: Signature: Attorney: Other: Signature: Signature: □ Interpreter. Name of interpreter and language:

I certify that on	, I served the attached to:
	□ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

	R THE COUNTY OF
IN THE MATTER OF:) Case No
)) CHILD PROTECTIVE ACT) (CPA) DECREE)
A Child/Children Under Eighteen Years of Age.) Child/Children: Custody to IDHW Under Protective Supervision of IDHW
The court held an adjudicatory hearing	ng on based on Idaho
	e 41. The court makes these findings and enters
this decree.	
1. Appearances.	
These people were present for the he	earing, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother: □ Not present	Attorney:
Father: □ Present □ Not present	Attorney:
Father:	Attorney:
Child:	Attorney:
Child:	Attorney:
Child: □ Not present	Attorney:
Child:	Attorney:

Other:	Attorney:
□ Present □ Not pres	
Interpreter:	Language:
2. Absent People.	
 This person(s) was not pr 	resent for the hearing, but the court file shows that the
person(s) previously appeared, c	or has been served with notice:
 This person(s) was not pr 	resent for the hearing, and the court file does not show
that the person(s) previously app	peared or was served with notice:
	The State will make efforts to
locate and serve process on this	person(s), and file proof of service with the court prior to
the next hearing. If proof of servi	ice is not completed, the State will file a written report
documenting its efforts to locate	and serve process.
3. Parent's rights.	
The parent(s), guardian, a	and/or custodian of the child (children) who have
appeared have been given the fo	orm: INFORMATION TO PARENTS, LEGAL
GUARDIANS OR CUSTODIANS	SUNDER THE CHILD PROTECTIVE ACT (CPA).
4. Paternity.	
□ More effort is needed to de	etermine who is the father of a child in this case. Within
the next fourteen days, these peo	ople will submit to paternity testing.
□ Child:	□ Possible Father:
	□ Possible Father:
□ Child:	
	□ Possible Father:
IDHW will provide the testing	
5. Indian child (children) as de	efined by the Indian Child Welfare Act (ICWA).
□ This child (children) is an Ir	ndian child as defined by the ICWA, and is affiliated with
the following tribe(s):	
Child:	Tribe:
Child:	Tribe:
Child:	
	at service of process has been made upon the tribe(s) as
required by the ICWA.	

☐ The court file does not show that service of process has been made upon the tribe(s) as required by the ICWA. The State will serve process on the tribe(s) in accordance with the ICWA and file proof of service with the court prior to the next	
hearing.	
$\hfill\Box$ There is no reason to believe that the child (children) is an Indian child as defined by	
the ICWA.	
$\hfill\Box$ Each party, including the Department of Health and Welfare, has certified that	
they have not discovered and do not know of any information that suggests or	
indicates the child(children) is an Indian child as defined by the ICWA.	
□ There is reason to believe that the child (children) may be an Indian child as defined	
by the ICWA. The child (children) may be affiliated with the following tribe(s):	
Child: Tribe(s):	
Child: Tribe(s):	
Child: Tribe(s):	
The State will:	
Continue to make active efforts to determine if the child (children) is an Indian	
child as defined by the ICWA.	
 Provide notice in accordance with the ICWA at least ten days before the next 	
hearing and file proof of service with the court.	
Before the next hearing, file a written report that shows its efforts to determine whether the	
child is an Indian child and the tribe(s) with which the child is affiliated	
6. Petition.	
□ A petition has been filed in this case under the Child Protective Act (CPA).	
□ Instead of a petition, the court has entered an order expanding a case under the	
Juvenile Corrections Act to a case under the CPA based on Idaho Juvenile Rule 16.	
7. Jurisdiction of the case.	
The court has jurisdiction over this case, in that the child (each child) lives in or was	
found in the state of Idaho.	
8. Agreements.	

 $\hfill\Box$ This order is entered based on the agreement of the parties. The court finds that

all parties entered into the agreement knowingly and voluntarily, that the agreement

is in the best interest of the child (children), and that the agreement has a reasonable basis in fact. 9. Jurisdiction of the children. The child (each child) comes within the jurisdiction of the CPA due to: □ abandonment □ abuse □ neglect □ homelessness □ lack of a stable home environment □ the court has taken jurisdiction over another child in the same household. The court retains exclusive jurisdiction over the child (each child) until the child turns eighteen years of age, unless otherwise ordered by the court. 10. Custody of the child (children), best interest of the child (children). □ Custody of Idaho Department of Health and Welfare (IDHW). a. The _ child _ children _ this child/children: is placed in the legal custody of IDHW. The date the child (children) entered shelter care While in IDHW custody, the child (children) may travel out-of-state for a period of up to days, in the company of an adult and in accordance with IDHW policies and regulations, for health care services, educational or recreational opportunities, or other routine purposes. b. It is contrary to the welfare of the child (children) to remain in the home. It is in the best interest of the child (children) to be placed in the custody of IDHW. The court makes this finding based on: the information in the verified petition and the affidavits in support of the petition, that have been filed in this case, and are incorporated in this decree by reference. the reports of investigation prepared by IDHW and the Guardian Ad Litem, that have been filed in this case, and are incorporated in this decree by reference.

c. If the child (children) is an Indian child (as noted in paragraph 5), the court makes these additional findings.

Continued custody of the child by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child. This finding is supported by clear and convincing evidence, including the testimony of a qualified expert witness.

Active efforts have been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family, and these efforts have proved unsuccessful.

·
□ Protective Supervision of IDHW.
a. The safety and welfare of □ the child □ the children □ the following child/children:
can be adequately safeguarded by placing the child
in the custody of a parent, legal guardian, legal custodian, or Indian custodian, under the
protective supervision of the IDHW.
b. The child (children) is placed in the custody of
, who is the mother father legal guardian legal custodian
Indian custodian of the child, under the protective supervision of IDHW.
□ To ensure the safety and welfare of the child (children), this placement is subject to
these conditions:
11. Reasonable efforts to prevent removal of the child (children).
a. Efforts
$\hfill \square$ IDHW made reasonable efforts prior to placement of the child (children) in shelter
care to eliminate the need for shelter care but those efforts were unsuccessful.
$\hfill\Box$ IDHW made reasonable efforts to eliminate the need for shelter care but was not
able to safely provide preventative services.
$\hfill \square$ IDHW made reasonable efforts to temporarily place the child (children) with related
persons but those efforts were unsuccessful.
b. Basis. The court makes this finding based on:

□ the information in the verified petition and the affidavits in support of the petition, that
have been filed in this case, and are incorporated in this order by reference.
12. Placement of Indian child/children.
□ The child (children) is an Indian child (children), and the child's (children's)
placement:
□ complies with the placement preferences in the ICWA (42 U.S.C. §1915).
□ does not comply with the placement preferences in the ICWA. The state ha
shown by clear and convincing evidence that it has made active efforts to find a
placement that complies with the preferences in ICWA but such a preference is not
available. There is clear and convincing evidence of good cause to depart from those
preferences because:
□ does not comply with the placement preferences in the ICWA. The State ha
not submitted evidence to support a placement that does not comply with the
placement preferences in ICWA. The court will hold a further hearing on this issue or
At that time, the State will submit evidence to show that the child (children) is in a
placement that complies with the placement preferences in ICWA or that there is clea
and convincing evidence to support a placement that does not comply with the
placement preferences in ICWA.
13. Visitation (when applicable).
The court considered visitation, including: visitation with parents and siblings,
frequency and conditions of visitation, whether the parents are consistently attending and
interacting appropriately with the child (children), whether there are obstacles to visitation
and whether there are opportunities to increase visitation consistent with the safety and
welfare of the child. Visitation will continue in accordance with IDHW regulations and
policies, but subject to the following:

14. Case plan and case plan hearing.	
A case plan hearing will be held on:	
All parties, including IDHW, will attend the case plan	hearing.
IDHW will notify the children and the foster parents of	of the case plan hearing, and their
right to an opportunity to be heard at the hearing. IDHW	/ will provide confirmation to the
court that this notice was given.	
IDHW will prepare a written case plan, file the plan w	vith the court, and serve copies of
the plan on the parties at least five days prior to the case	e plan hearing. The case plan wil
include the information specified in Idaho Code §16-162	1 and IJR 44. If the child is in the
custody of IDHW, the plan will identify the current foster	care placement for the child,
including information showing that the child's (children's) placement complies with the
Child Protective Act. If the child (children) is an Indian C	Child, the plan will also include
information showing that the child's (children's) placeme	ent complies with the Indian Child
Welfare Act.	
15. Protective order.	
 A continuing danger to the child (children) has been 	en shown, and entry of a
protection order is in the child's (children's) best interest	. The court orders as follows:
16. Other orders. The court also orders as follows:	
Data	
Date:	ludgo
Magistrate .	Juug e

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: _____ GAL: _____ Signature: Signature: Parent: Parent: ____ Signature: Signature: Parent: _____ Parent: ____ Signature: Signature: Other: Other: Signature: Signature: Other: Other: Signature: Signature: Interpreter. Name of interpreter and language: _

I certify that on	, I served a copy of the attached to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

	IN THE DISTRICT COURT OF THE	JUDICIAL DISTRICT OF THE
	STATE OF IDAHO, IN AND FOR THE CO	OUNTY OF
IN TH	E MATTER OF:	Case No.
)	ORDER TO CHANGE VENUE
)	
	ý	
)	
	ld/Children Under Eighteen) of Age.)	
	A party asked the court to change venue of	of this case to County,
based	I Idaho Juvenile Rule 50. The court makes	
1.	The court has entered a decree finding the	e child (children) within the jurisdiction of
the co	ourt under the Child Protective Act.	
2.	Changing venue of this case to another co	ounty is in the best interest of the child
(childr	ren).	
3.	All parties either agree or do not object to	the transfer.
4.	The Idaho Department of Health and Welf	are is able and ready to provide services
in the	new county.	
5.	The parent(s) who is the subject of a reun	ification plan lives in the new county.
6.	This court has communicated with the cou	urt in the new county and the judge in the
new c	ounty agrees to the change in venue.	
7.	All currently needed hearings and findings	s have been completed and the change
will no	ot jeopardize the ability of the court of partie	s to comply with the time requirements of
the Ch	nild Protective Act and the Idaho Juvenile R	ules.
Th	ne court makes this order:	
1.	Venue of this case is changed to	County.
2.	The clerk of this court will send the original	al court file to the court clerk in the new

county, and keep a copy of the court file.

3. This court previously appointed these attorneys for these persons:
This court appoints attorneys for these persons in the new county. The court clerk in
the new county will serve copies of this order on the new attorneys. Each attorney
previously appointed by this court will provide a copy of their file to the new attorney
representing their client within fourteen days of this order.
4. ☐ The Guardian ad Litem currently appointed in this case will continue to
advocate for the child (children).
☐ This court previously appointed a guardian ad litem for this child (children):
This court appoints the guardian ad litem in the new county to serve as guardian ad
litem for this child (children). The court clerk in the new county will serve a copy of this
order on the new guardian ad litem. The guardian ad litem previously appointed by this
court will provide of copy of their file to the new guardian ad litem within fourteen days of
this order.
5. The State will schedule a review hearing with the court in the new county to be
held within 60 days of this order.
Date:
Magistrate Judge

I certify that on	, I served a copy of the attached to:	
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox 	
	Deputy Clerk	

IN THE DISTRICT COURT OF T	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	R THE COUNTY OF
IN THE MATTER OF:) Case No
) CASE PLAN ORDER)
A Child/Children Under Eighteen Years of Age.	
•	n based on Idaho Code
§ 16-1621 and Idaho Juvenile Rule 44.	The court makes these findings and orders.
1. Appearances.	
These people were present for the ho	earing, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother:	Attorney:
□ Present □ Not present	
Father:	Attorney:
□ Present □ Not present	
Father: Dot present	Attorney:
Child:	Attorney:
□ Present □ Not present	
Child: □ Present □ Not present	Attorney:
Child:	Attorney:
□ Present □ Not present	
Child: □ Present □ Not present	Attorney:
Other:	Attorney:
□ Present □ Not present	

Interprete	r: Language:
2. Absent Po	eople.
□ This p	person(s) was not present for the hearing, but the court file shows that the
person(s) pre	viously appeared, or has been served with notice:
□ This p	person(s) was not present for the hearing, and the court file does not show
that the perso	on(s) previously appeared or was served with notice:
	The State will make efforts
to locate and	serve process on this person(s), and file proof of service with the court. If
service of pro	cess is not completed, the State will file a written report with the court
documenting	the efforts made to locate and serve process.
3. Children	and Foster Parents
□ IDHW c	confirmed that children 8 years of age and older were given notice of the
hearing.	
These	e children came to the hearing:
These	e children did not come to the hearing, because:
□ IDHW c	confirmed that foster parents were given notice of the hearing. These foster
parents came	e to the hearing:
4. Indian ch	ild (children) as defined by the Indian Child Welfare Act (ICWA).
□ This chi	ild (children) is an Indian child as defined by the ICWA, and is affiliated with
the following	tribe(s):
Child:	Tribe:
Child:	Tribe:
Child:	Tribe:
□ The	court file shows that service of process has been made upon the tribe(s) as
requir	ed by the ICWA.
□ The	court file does not show that service of process has been made upon the
tribe(s	s) as required by the ICWA. The State will serve process on the tribe(s) in

accordance with the ICWA and file proof of service with the court prior to the next
hearing.
$\hfill\Box$ There is no reason to believe that the child (children) is an Indian child as defined b
the ICWA.
$\hfill\Box$ Each party, including the Department of Health and Welfare, has certified that
they have not discovered and do not know of any information that suggests or
indicates the child(children) is an Indian child as defined by the ICWA.
□ There is reason to believe that the child (children) may be an Indian child as define
by the ICWA. The child (children) may be affiliated with the following tribe(s):
Child: Tribe(s):
Child: Tribe(s):
Child: Tribe(s):
The State will:
Continue to make active efforts to determine if the child (children) is an Indian
child as defined by the ICWA.
Provide notice in accordance with the ICWA at least ten days before the next
hearing and file proof of service with the court.
Before the next hearing, file a written report that shows its efforts to determine
whether the child is an Indian child and the tribe(s) with which the child is
affiliated.
5. Agreements.
□ This order is entered based on the agreement of the parties. The court finds that all
parties entered into the agreement knowingly and voluntarily, that the agreement is in the
best interest of the child (children), and that the agreement has a reasonable basis in fact
6. Case Plan – Required Contents
The case plan includes:
□ The current foster care placement for the child, including information showing that
the child's (children's) placement complies with Idaho Code §16-1629(11).
□ If the child (children) is an Indian Child, information showing that the child's
(children's) placement complies with the ICWA.
□ Reasonable efforts to be made by IDHW to make it possible for the child to return
home.

□ If the child (children) is an Indian child, active efforts to be made by IDHW to
prevent the breakup of the Indian family.
□ Services to be provided to the child (children). This includes services to identify and
meet any special needs the child may have, to assist the child in adjusting to the
placement, or to ensure the stability of the placement.
□ Options for maintaining the child's connection to the community. This includes
people, schools, organizations, or activities with which the child has a significant
connection.
□ The plan for reunification. This includes:
- all issues that need to be addressed before the child can safely be returned
home (or remain home) without IDHW supervision;
- tasks to be completed by IDHW, the parents and others, including services to
be provided by IDHW and in which the parents are required to participate;
- deadlines for completion of each task; and
- the role of IDHW as to each parent.
- a plan for achieving reunification within 12 months from the date the child
(children) was removed from the home.
□ If the child (children) has been placed in the custody of IDHW, a concurrent
permanency goal and a plan for achieving the goal as required by Idaho Code § 16-1615
and IJR 44.
☐ If the child (youth) is 14 years of age or older, the concurrent plan includes services
IDHW will provide to assist the youth to make the transition to independent living.
7. Case Plan - Order
□ The case plan is □ approved □ approved with the following changes:

The case plan (including all documents submitted by IDHW to comply with Idaho Code § 16-1621 and IJR 44) is incorporated by reference in this order. IDHW and all parties will comply with the case plan. *FAILURE TO COMPLY:* Failure to comply with the plan may result in a finding of contempt, which is punishable by up to five days in jail and a fine of

up to \$5,000. If a parent fails to comply with the plan, the state may file a petition to
terminate parental rights.
□ The case plan is rejected. The case plan is inadequate for these reasons:
This hearing will
continue on: IDHW will prepare a new case plan, file it
with the court, and serve copies on the parties at least five days prior to the hearing.
8. Placement of Indian child/children.
□ The child (children) is an Indian child (children), and the child's (children's)
placement:
□ complies with the placement preferences in the ICWA. (42 U.S.C. §1915.)
$\hfill\Box$ does not comply with the placement preferences in the ICWA. The state has
shown by clear and convincing evidence that it has made active efforts to find a
placement that complies with the preferences in the ICWA but such a preference is not
available. There is clear and convincing evidence of good cause to depart from those
preferences because:
□ does not comply with the placement preferences in the ICWA. The State has
not submitted evidence to support a placement that does not comply with the placement
preferences in ICWA. The court will hold a further hearing on this issue on:
At that time, the State will submit evidence to show that the child (children) is in a
placement that complies with the placement preferences in the ICWA or that there is clear
and convincing evidence of good cause to support a placement that does not comply with
the placement preferences in the ICWA.
9. Visitation.

The court considered visitation, including: visitation with parents and siblings,

frequency and conditions of visitation, whether the parents are consistently attending and interacting appropriately with the child (children), whether there are obstacles to visitation,

CP12 / v. 3 – 5/1/15 – BETA DRAFT

and whether there are opportunities to increase visitation consistent with the safety and welfare of the child. Visitation will continue in accordance with IDHW regulations and policies, but subject to the following:			
			10. Extended home visit.
□ An extended home visit has been requested. The request is:			
□ denied.			
□ granted. An extended home visit is approved for: □ The child □ the children			
□ this child/children:with:			
until (no more than			
180 days).			
The visit is subject to IDHW regulations and policies, and subject to these conditions:			
11. Next hearing.			
□ A status hearing will be held			
□ A 6-month review hearing will be held			
All parties, including IDHW, will attend the status/review hearing(s). IDHW and the			
Guardian Ad Litem will investigate, file written progress reports with the court, and serve			
copies of the report on the parties prior to the review hearing. IDHW will notify the children			
and the foster parents of the hearing(s), and their right to an opportunity to be heard at the			
hearing(s). IDHW will provide confirmation to the court that this notice was given.			
12. Protective order.			
□ A continuing danger to the child (children) has been shown, and entry of a protection			
order is in the child's (children's) best interest. The court orders as follows:			
□ The court entered a protective order at a prior hearing. The order:			
□ will remain in effect until the court orders otherwise.			
□ is withdrawn.			

□ will remain in effect, \	with the following changes:	
13. Other orders. The court a	ilso orders as follows:	
Date:		
	Magistrate Judge	

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: Signature: GAL: _____ Attorney: Signature: Signature: ____ Parent: _____ Atttorney: Signature: Signature: Parent: Attorney:: Signature: Signature: ___ Other: ____ Attorney: Signature: Signature: Attorney: Other: Signature: Signature: □ Interpreter. Name of interpreter and language:

CERTIFICATE OF SERVICE

I certify that on	, I served a copy of this order to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

IN THE DISTRICT COURT OF T	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	R THE COUNTY OF
IN THE MATTER OF:) Case No
	ORDER FOR REMOVAL AND REDISPOSITION HEARING
A Child/Children Under Eighteen Years of Age.	
The State asked the court for an orde	er to remove the child (children) from the home
and for a hearing based on Idaho Code §	3 16-1623 and IJR 47. At an earlier hearing, the
court found the child (children) are in the	jurisdiction of the Child Protective Act (CPA), and
placed the child in the custody of	under the protective
supervision of the Idaho Department of H	lealth and Welfare (IDHW). The State asks that
the child (children) be removed from that	person's custody and be placed in the custody of
IDHW.	
The court makes these findings and o	orders.
1. Custody of the child (children), bes	st interest of the child (children).
☐ The child ☐ the children ☐ this child	d/children:
is placed in the legal custody of IDHW pe	ending a redisposition hearing.
It is contrary to the welfare of the child	d (children) to remain in the home. It is in the
best interest of the child (children) to be p	placed in the custody of IDHW. The court makes
this finding based on:	
□ the information in the affidavit(s) in support of the State's motion, that has been
filed in this case, and is incorporated	in this order by reference.
o	
□ The child (children) is an Indian c	hild.

Continued custody of the child by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child. This finding is supported by clear and convincing evidence, including the testimony of a qualified expert witness.

Active efforts have been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family, and these efforts have proved unsuccessful.

It is hereby ordered that a peace officer o	r other authorized person promptly take
the child the children this child/children	n:
o an authorized place of shelter care pending	g the redisposition hearing.
3. Redisposition hearing.	
A redisposition hearing will be held:	
Date:	
	Magistrate Judge

2. Order for removal.

IN THE DISTRICT COURT OF T	THE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	R THE COUNTY OF
IN THE MATTER OF:) Case No) REDISPOSITION) ORDER)
A Child/Children Under Eighteen Years of Age.) Child/Children: Custody to IDHW Under Protective Supervision of IDHW)
The court held a disposition hearing	on based on Idaho Code
§ 16-1623, § 16-1619 and Idaho Juvenile	e Rule 41. At an earlier hearing, the court found
the child (children) are in the jurisdiction	of the Child Protective Act (CPA), and placed the
child (children) in the custody of	under the protective
	Health and Welfare (IDHW). The State asks that
	t person's custody and be placed in the custody of
IDHW.	,
The court makes these findings and	orders
1. Appearances.	
	earing, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother:	Attorney:
□ Present □ Not present	,
Father: □ Present □ Not present	Attorney:
Father: Dot present	Attorney:
Child:	Attorney:
Child: Not present	Attorney:

Child:	Attorney:
Child: □ Present □ Not present	
Child:	Attorney:
Child: Dresent DNot present	
Other:	Attorney:
□ Present □ Not present	Attorney:
Interpreter:	Language:
2. Absent People.	
□ This person(s) was not present for	r the hearing, but the court file shows that the
person(s) previously appeared, or has be	en served with notice:
	·
□ This person(s) was not present for	r the hearing, and the court file does not show
that the person(s) previously appeared or	was served with notice:
	The State will make efforts to
locate and serve process on this person(s	s), and file proof of service with the court prior to
the next hearing. If proof of service is not	t completed, the State will file a written report
documenting its efforts to locate and serv	e process.
3. Parent's rights	
The parent(s), guardian, and/or cu	ustodian of the child (children) who have
appeared have been given the form: INFO	ORMATION TO PARENTS, LEGAL
GUARDIANS OR CUSTODIANS UNDER	THE CHILD PROTECTIVE ACT (CPA).
4. Indian child (children) as defined by	y the Indian Child Welfare Act (ICWA).
□ This child (children) is an Indian chi	ld as defined by ICWA, and is affiliated with the
following tribe:	
Child:	Tribe:
Child:	Tribe:
Child:	Tribe:
☐ The court file shows that service	e of process has been made upon the tribe(s) as
required by ICWA.	
$\hfill\Box$ The court file does not show tha	t service of process has been made upon the
tribe(s) as required by ICWA. The	e State will serve process on the tribe(s) in

	ac	cordance with ICWA and file proof of service with the court prior to the next
	he	aring.
	□ Ther	re is no reason to believe that the child (children) is an Indian child as defined by
IC\	NA.	
	□ E	Each party, including the Department of Health and Welfare, has certified that
	the	ey have not discovered and do not know of any information that suggests or
	inc	dicates the child(children) is an Indian child as defined by the ICWA.
	□ The	ere is reason to believe that the child (children) may be an Indian child as defined
by	the ICV	VA. The child (children) may be affiliated with the following tribe(s):
	Child:	Tribe(s):
	Child:	Tribe(s):
	Child:	Tribe(s):
	The St	tate will:
	•	Continue to make active efforts to determine if the child (children) is an Indian
		child as defined by the ICWA.
	•	Provide notice in accordance with the ICWA at least ten days before the next
		hearing and file proof of service with the court.
	•	Before the next hearing, file a written report that shows its efforts to determine
		whether the child is an Indian child and the tribe(s) with which the child is
		affiliated.
5.	Agree	ments.
	□ This	decree is entered based on the agreement of the parties. The court finds that
all	parties	entered into the agreement knowingly and voluntarily, that the agreement is in
the	best ir	nterest of the child (children), and that the agreement has a reasonable basis in
fac	t.	
6.	Custo	dy of the child (children), best interest of the child (children).
	□ Cust	tody of Idaho Department of Health and Welfare (IDHW).
	a. Th	e 🗆 child 🗆 children 🗆 this child/children:
is p	olaced i	n the legal custody of IDHW. The date the child (children) entered foster care is:
	□ WI	hile in IDHW custody, the child (children) may travel out-of-state for a period of
up	to	_ days, in the company of an adult and in accordance with IDHW policies and

routine purposes. b. It is contrary to the welfare of the child (children) to remain in the home. It is in the best interest of the child (children) to be placed in the custody of IDHW. The court makes this finding based on: □ the information in the affidavit(s) in support of the motion for removal and redisposition, that have been filed in this case, and are incorporated in this decree by reference. c. If the child (children) is an Indian child (as noted in paragraph 4), the court makes these additional findings. Continued custody of the child by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child. This finding is supported by clear and convincing evidence, including the testimony of a qualified expert witness. Active efforts have been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family, and these efforts have proved unsuccessful. Protective Supervision of IDHW. a. The safety and welfare of \(\pi \) the child \(\pi \) the children \(\pi \) the following child/children: can be adequately safeguarded by placing the child in the custody of a parent, legal guardian, legal custodian, or Indian custodian, under the protective supervision of the IDHW. b. The child (children) is placed in the custody of _____ _____, who is the □ mother □ father □ legal guardian □ legal custodian □ Indian custodian of the child, under the protective supervision of IDHW. □ To ensure the safety and welfare of the child (children), this placement is subject to these conditions:

regulations, for health care services, educational or recreational opportunities, or other

7. Reasonable efforts to prevent removal of the child (children). a. Efforts □ IDHW made reasonable efforts prior to placement of the child (children) in shelter care to eliminate the need for shelter care but those efforts were unsuccessful. IDHW made reasonable efforts to eliminate the need for shelter care but was not able to safely provide preventative services. □ IDHW made reasonable efforts to temporarily place the child (children) with related persons but those efforts were unsuccessful. b. Basis. The court makes this finding based on: □ the report of ______, dated _ , that has been filed in this case, and is incorporated in this order by reference. 8. Case plan and case plan hearing. A case plan hearing will be held: All parties, including IDHW, will attend the case plan hearing IDHW will notify the children and the foster parents of the case plan hearing, and their right to an opportunity to be heard at the hearing. IDHW will provide confirmation to the court that this notice was given. IDHW will prepare a written case plan, file the plan with the court, and serve copies of the plan on the parties at least five days prior to the case plan hearing. The case plan will include the information specified in Idaho Code §16-1621 and IJR 44. If the child is in the custody of IDHW, the plan will identify the current foster care placement for the child, including information showing that the child's (children's) placement complies with the Child Protective Act. If the child (children) is an Indian Child, the plan will also include information showing that the child's (children's) placement complies with the Indian Child Welfare Act. 9. Protective order. □ A continuing danger to the child (children) has been shown, and entry of a

protection order is in the child's (children's) best interest. The court orders as follows: ____

10. Other orders. The court also orders as follows:		
Date:		
	Magistrate Judge	

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: Signature: Attorney: _____ GAL: Signature: Signature: Parent: Attorney: Signature: Signature: Parent: Attorney: ____ Signature: Signature: Attorney: Other: ____ Signature: Signature: Other: Attorney: Signature: Signature: □ Interpreter. Name of interpreter and language:

CERTIFICATE OF SERVICE

I certify that on	, I served a copy of this order to:
	 By mail By email By fax (number) By personal delivery Overnight delivery/Fed Ex Deposit in designated courthouse mailbox
	Denuty Clerk

IN THE DISTRICT COURT OF TH	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	THE COUNTY OF
IN THE MATTER OF:) Case No) REVIEW HEARING ORDER)
A Child/Children Under Eighteen Years of Age.)))))
The court held a review hearing on	based on Idaho Code
§ 16-1622 and Idaho Juvenile Rule 45. T	he hearing was:
□ the first six-month review hearing.	
□ a subsequent six-month review hea	ring.
□ a status review hearing.	
The court makes these findings and c	orders:
1. Appearances.	
These people were present for the he	earing, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother:	Attorney:
□ Present □ Not present	,
Father: Dot present	Attorney:
Father: Dot present	Attorney:
Child: □ Not present	Attorney:
Child: □ Present □ Not present	Attorney:

	Child:		Attorney:
	□ Present	□ Not present	-
	Child:		Attorney:
	□ Present	□ Not present	
	Other:		Attorney:
		□ Not present	
	Interpreter:		Language:
2.	Absent People.		
	□ This person(s)	was not present for	the hearing, but the court file shows that the
ре	rson(s) previously	appeared, or has be	een served with notice:
	□ This person(s)	was not present for	the hearing, and the court file does not show that
the			s served with notice:
			The State will take make efforts to
loc	cate and serve pro	cess on this person	(s), and file proof of service with the court. If
se	rvice of process is	not completed, the	State will file a written report with the court
do	cumenting the effo	orts made to locate a	and serve process.
3.	Children and Fo	ster Parents	
	□ IDHW confirm	ed that children 8 ye	ears of age and older were given notice of the
he	aring.		
	These childre	en came to the heari	ng:
	These childre	en did not come to th	ne hearing, because:
	□ IDHW confirm	ed that the foster pa	rents were given notice of the hearing. These
fos	ster parents came	to the hearing:	
	,		
4.	Indian child (ch	ildren) as defined k	by the Indian Child Welfare Act (ICWA).
	□ This child (child	dren) is an Indian ch	ild as defined by the ICWA, and is affiliated with
the	e following tribe(s)	· ·	
	Child:	Tr	ibe:
			ibe:
			ibe:

□ The court file shows that service of process has been made upon the tribe(s) as
required by the ICWA.
□ The court file does not show that service of process has been made upon the
tribe(s) as required by the ICWA. The State will serve process on the tribe(s) in
accordance with the ICWA and file proof of service with the court prior to the next
hearing.
□ There is no reason to believe that the child (children) is an Indian child as defined by
the ICWA.
□ Each party, including the Department of Health and Welfare, has certified that it
has not discovered and do not know of any information that suggests or indicates
the child(children) is an Indian child as defined by the ICWA.
$\ \square$ There is reason to believe that the child (children) may be an Indian child as defined
by the ICWA. The child (children) may be affiliated with the following tribe(s):
Child: Tribe(s):
Child: Tribe(s):
Child: Tribe(s):
The State will:
Continue to make active efforts to determine if the child (children) is an Indian
child as defined by the ICWA.
 Provide notice in accordance with the ICWA at least ten days before the next
hearing and file proof of service with the court.
Before the next hearing, file a written report that shows its efforts to determine
whether the child is an Indian child and the tribe(s) with which the child is
affiliated.
5. Agreements.
□ This order is entered based on the agreement of the parties. The court finds that all
parties entered into the agreement knowingly and voluntarily, that the agreement is in the
best interest of the child (children), and that the agreement has a reasonable basis in fact.
6. Custody of the child (children)
□ The □ child □ children □ this child/children:
is currently in the custody of IDHW, and it is in the best interest of the child (children) to
remain in the custody of IDHW.

□ The □ child □ children □ this child/children:		
is currently in the custody of IDHW. The safety and welfare of the child (children) can be adequately safeguarded by placing the child (children) in the custody of a parent, legal		
IDHW. The child (children) is placed in the custody of		
who is the □ mother □ father □ legal guardian □ legal custodian □ Indian custodian		
of the child, under the protective supervision of IDHW. To ensure the safety and welfare		
of the child (children), this placement is subject to these conditions:		
7. Case Plan/Permanency Plan		
The court reviewed:		
□ the case plan		
□ the permanency plan		
□ both the case plan and the permanency plan.		
The court reviewed the plan and reviewed progress on the plan.		
□ No changes are made to the plan at this time.		
□ These changes are made to the plan:		
□ IDHW will prepare a new plan, and the new plan will include these changes:		
IDHW will file the plan with the court and serve copies of the new plan on the parties at		
least five days prior to the next hearing.		
□ The court ordered IDHW to prepare a new plan at an earlier hearing. The plan is		
□ approved □ approved with the following changes:		

The new plan (including all documents submitted by IDHW to comply with Idaho Code § 16-1621 and IJR 44, or Idaho Code § 16-1622 and IJR 45 and 46) is incorporated by reference in this order. All parties, including IDHW, will comply with the new plan. FAILURE TO COMPLY: Failure to comply with the plan may result in a finding of contempt, which is punishable by up to five days in jail and a fine of up to \$5,000. If a parent fails to comply with the plan, the state may file a petition to terminate parental rights. □ The new plan is rejected. The new plan is inadequate for these reasons: This hearing will continue on: ______. IDHW will prepare a new plan, file it with the court, and serve copies on the parties at least five days prior to the hearing. This child (children) is 16 years of age or older: and the court has approved a permanency plan that includes a permanency goal of "another planned permanent living arrangement" for this child (children). The court has reviewed IDHW's report of its past efforts and planned future efforts to achieve a more permanent goal for the child. This child (children) is 14 years of age or older: and the court has approved a permanency plan for the child. The plan identifies the services IDHW will provide to the child (children) to assist the child to transition from foster care to independent living. 8. Termination of parental rights. □ The court has approved a permanency plan with a permanency goal of termination of parental rights and adoption. The State will file the petition to terminate parental rights within 30 days. □ The child (children) has been in the custody of IDHW for 15 of the last 22 months. □ The State has filed a petition to terminate parental rights. The State will file a petition to terminate parental rights within 30 days. □ The State is not required to file a petition to terminate parental rights because:

□ The child (children) has been permanently placed with a	relative.
□ IDHW has failed to provide reasonable efforts to reunify	the child (children)
with the child's (children's) family.	
$\hfill\Box$ There are these compelling reasons why termination of	parental rights is not
in the best interest of the child (children):	
□ This section does not apply to this case at this time.	
9. Reasonable efforts to finalize the primary permanency goal.	
$\hfill \square$ IDHW has made reasonable efforts to finalize the primary perm	anency goal in effect
for the child (children). The court makes this finding based on:	
□ the information in the report by IDHW, dated	, that was filed
in this case, and is incorporated in this order by reference.	
$_{\square}$ the information in the report by the GAL, dated	, that was filed
in this case, and is incorporated in this order by reference.	
$\hfill \Box$ At this time, the record does not support a finding that IDHW ma	ade reasonable
efforts to finalize the primary permanency goal for the child (children)	. These additional
efforts, or additional evidence of IDHW's efforts, are necessary to sup	oport a finding that
IDHW made reasonable efforts to finalize a permanency plan for the	child (children):
A permanency hearing will continue on	to address this
issue.	
$\hfill \square$ IDHW has not made reasonable efforts to finalize the primary p	ermanency goal in
effect for the child (children), for the period beginning on:	and

ending on	IDHW's efforts have been unreaso	onable in these ways:
Another permanency	y hearing will be held on	to further
address this issue.		
10. Indian Child (Cl	hildren) and active efforts to prevent the bre	eakup of the Indian
family.		
□ IDHW has mad	de active efforts to provide remedial services a	ind rehabilitative
programs designed	to prevent the breakup of the Indian family.	
□ At this time, the	e record is insufficient to support a finding that	IDHW made active
efforts to prevent the	e breakup of the Indian family. These additiona	al efforts, or additional
evidence of IDHW's	efforts, are necessary to support a finding that	t IDHW made active
efforts to prevent the	e breakup of the Indian family:	
A continued perman	nency hearing is set for	to address this
issue.		
11. Placement of In	ndian child/children.	
□ The child (child	dren) is an Indian child (children), and the child	l's (children's)
placement:		
□ complies w	vith the placement preferences in the ICWA. (4	2 U.S.C. §1915.)
□ does not co	omply with the placement preferences in the IC	CWA. The state has
shown by clear and	convincing evidence that it has made active ef	forts to find a
placement that comp	plies with the preferences in the ICWA but such	h a preference is not
available. There is o	clear and convincing evidence of good cause to	o depart from those
preferences because	e:	
□ does not co	omply with the placement preferences in the IC	CWA. The State has
not submitted evider	nce to support a placement that does not comp	oly with the placement
preferences in the IC	CWA. The court will hold a further hearing on t	his issue on:

At that time, the State will submit evidence to show that the child (children) is in a placement that complies with the placement preferences in the ICWA or that there is clear and convincing evidence of good cause to support a placement that does not comply with the placement preferences in the ICWA.

12. Visitation.

The court considered visitation, including: visitation with parents and siblings,
frequency and conditions of visitation, whether the parents are consistently attending and
interacting appropriately with the child (children), whether there are obstacles to visitation
and whether there are opportunities to increase visitation consistent with the safety and
welfare of the child. Visitation will continue in accordance with IDHW regulations and
policies, but subject to the following:
13. Extended home visit.
□ An extended home visit has been requested. The request is:
□ denied.
□ granted. An extended home visit is approved for: □ The child □ the children
□ this child/children:with:
until (no more than
180 days).
The visit is subject to IDHW regulations and policies, and subject to these conditions:
14. Next hearing.
All parties, including IDHW, will attend the next hearing.
□ A status hearing will be held
□ A 6-month review hearing will be held
IDHW and the Guardian ad Litem will investigate, file written progress reports with the
court, and serve copies of the report on the parties prior to the review hearing.
□ A permanency hearing will be held

IDHW will prepare a written permanency plan, file the plan with the court, and serve copies of the plan on the parties at least five days prior to the case plan hearing. The permanency plan will include the information specified in Idaho Code § 16-1622 and IJR 46. If the child is in the custody of IDHW, the plan will identify the current foster care placement for the child, including information showing that the child's (children's) placement complies with the Child Protective Act. If the child (children) is an Indian child, the plan will also include information showing that the child's (children's) placement complies with the Indian Child Welfare Act.

15. Protective order.

□ A continuing danger to the child (children) has	s been shown, and entry of a protection
order is in the child's (children's) best interest.	The court orders as follows:
,	
□ The court entered a protective order at a prior	hearing. The order:
□ will remain in effect until the court orde	rs otherwise.
□ is withdrawn.	
□ will remain in effect, with the following	changes:
16. Other orders. The court also orders as follows:	ows:
Date:	
Mag	gistrate Judge

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: Signature: GAL: _____ Attorney: Signature: Signature: ____ Parent: _____ Attorney: Signature: Signature: Parent: Attorney: Signature: Signature: Other: ____ Attorney: Signature: Signature: Attorney: Other: Signature: Signature: □ Interpreter. Name of interpreter and language:

CERTIFICATE OF SERVICE

I certify that on	, I served a copy of this order to:
	□ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

	JUDICIAL DISTRICT OF THE STATE (THE COUNTY OF
IN THE MATTER OF:) Case No
)) PERMANENCY ORDER
A Child/Children Under Eighteen Years of Age.))))))) Annual Permanency Hearing) 6-Month Review Hearing 30-Day Permanency Hearing
On, the court	: held:
□ an annual permanency hearing ba	sed on Idaho Code § 16-1622 and Idaho Juvenile
Rules 45 and 46.	
□ a 30-day permanency hearing bas	ed on Idaho Code § 16-1620 and Idaho Juvenile
	aring based on Idaho Code § 16-1622 and Idaho
Juvenile Rule 45.	
The court makes these findings and orde	ers:
1. Appearances.	
These people were present for the h	earing, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother: □ Not present	Attorney:
Father: \(\square \text{Not present} \)	Attorney:
Father: Dot present	Attorney:
Child:	Attorney:

	Child:	Attorney:
	□ Present □ Not present	•
	Child:	Attorney:
	□ Present □ Not present	
	Child: □ Present □ Not present	Attorney:
	□ Present □ Not present	
	Other: Description Not present	Attorney:
_	Interpreter:	Language:
2.	Absent People.	
	. , , ,	the hearing, but the court file shows that the
ре	rson(s) previously appeared, or has bee	en served with notice:
the		the hearing, and the court file does not show that served with notice: The State will make efforts to locate
an	d serve process on this person(s), and f	ile proof of service with the court. If service of
pr	ocess is not completed, the State will file	a written report with the court documenting the
eff	orts made to locate and serve process.	
3.	Children and Foster Parents	
	□ IDHW confirmed that children 8 year	s of age and older were given notice of the hearing
	These children came to the hearing	g:
	These children did not come to the	hearing, because:
	□ IDHW confirmed that the foster pare	nts were given notice of the hearing. These foster
ра	rents came to the hearing:	
	Indian child (children) as defined by	the Indian Child Welfare Act (ICWA).
٠.		d as defined by the ICWA, and is affiliated with the
f∩l	lowing tribe(s):	a ac actified by the lover, and is affiliated with the
. 01	Child:	Tribe:
	Child:	Tribe:

	Child: Tribe:	
	□ The court file shows that service of process has been made upon the tribe(s) as required by the ICWA.	
	□ The court file does not show that service of process has been made upon the	
	tribe(s) as required by the ICWA. The State will serve process on the tribe(s) in	
	accordance with the ICWA and file proof of service with the court prior to the next hearing.	
	There is no reason to believe that the child (children) is an Indian child as defined by	the
IC'	A.	
	□ Each party, including the Department of Health and Welfare, has certified that the	y
	have not discovered and do not know of any information that suggests or indicates	the
	child(children) is an Indian child as defined by the ICWA.	
	There is reason to believe that the child (children) may be an Indian child as defined	by
the	CWA. The child (children) may be affiliated with the following tribe(s):	
	Child: Tribe(s):	
	Child: Tribe(s):	
	Child: Tribe(s):	
	Γhe State will:	
	 Continue to make active efforts to determine if the child (children) is an Indian cl 	hild
	as defined by the ICWA.	
	Provide notice in accordance with the ICWA at least ten days before the next	
	hearing and file proof of service with the court.	
	Before the next hearing, file a written report that shows its efforts to determine	
	whether the child is an Indian child and the tribe(s) with which the child is affiliate	ed.
5.	Agreements.	
	This order is entered based on the agreement of the parties. The court finds that all	
ра	es entered into the agreement knowingly and voluntarily, that the agreement is in the b	est
int	est of the child (children), and that the agreement has a reasonable basis in fact.	
6.	Permanency Plan – Required Content	
	Γhe permanency plan includes:	
	□ The current foster care placement for the child, including information showing that the	9
ch	l's (children's) placement complies with Idaho Code §16-1629(11).	

□ If the child (children) is an Indian Child, information showing that the child's (children's)
placement complies with the ICWA.
$\ \square$ Reasonable efforts to be made by IDHW to finalize the permanency plan for the child
(children).
$\ \square$ If the child (children) is an Indian child, active efforts to be made by IDHW to prevent
the breakup of the Indian family.
$\hfill\Box$ Services to be provided to the child (children). This includes services to identify and
meet any special needs the child may have, to assist the child in adjusting to the placement,
or to ensure the stability of the placement.
□ Options for maintaining the child's connection to the community. This includes people,
schools, organizations, or activities with which the child has a significant connection.
$\hfill\Box$ A goal for the permanent placement of this child (children) and a plan for achieving that
goal. The plan includes:
 all options for permanent placement of the child, including in-state and out-of state
placement options;
 the advantages and disadvantages of each option, and a recommendation as
to which option is in the child's best interest;
 the actions necessary to implement the recommended option;
 a schedule for accomplishing the actions necessary to implement the permanency
goal within the time frames in IJR 44 and 46;
□ if the permanency goal for a child 16 years of age or older is "another permanent
planned living arrangement" (APPLA), IDHW's past efforts and planned future efforts to
achieve a more permanent goal for the child.
If the child (youth) is 14 years of age or older, the services IDHW will provide to
assist the youth to make the transition to independent living.
7. Permanency Plan - Order
□ The permanency plan is □ approved □ approved with the following changes:

The permanency plan (including all documents submitted by IDHW to comply with Idaho Code § 16-1622 and IJR 45 and 46) is incorporated by reference in this order. All parties, including

a fine of up to \$5,000. If a parent fails to comply with the plan, the state may file a petition to terminate parental rights. These are the permanency goals for the (each) child: Child: _____Primary permanency goal: _____ Concurrent permanency goal: Primary Permanency goal: Concurrent Permanency goal: Child: Primary permanency goal: _____ Concurrent permanency goal: □ This child (children) is 14 years of age or older: _____ and the permanency plan as approved by the court identifies the services IDHW will provide to assist the child (children) to make the transition from foster care to independent living. □ The child (children) is 16 years of age or older: and the permanency plan as approved by the court includes a permanency goal of "another planned permanent living arrangement" for this child (children). □ The court has asked the child (children) about the child's desired permanency outcome: □ APPLA is the best permanency plan for the child (children); There are these compelling reasons why a more permanent goal is not in the best interest of the child: ☐ The permanency plan is rejected. The case plan is inadequate for these reasons: _____. A continued . IDHW will prepare permanency plan hearing is set for: a new case plan, file it with the court, and serve copies on the parties at least five days prior to the hearing.

IDHW, will comply with the permanency plan. *FAILURE TO COMPLY:* Failure to comply with the plan may result in a finding of contempt, which is punishable by up to five days in jail and

CP16 / v. 3 - 5/1/15 - BETA DRAFT

8. Reasonable efforts to finalize the primary permanency goal.

□ IDHW has made reasonable efforts to finalize the primary perma	anency goal in effect for
the child (children). The court makes this finding based on:	
□ the information in the report by IDHW, dated	, that was filed in
this case, and is incorporated in this order by reference.	
□ the information in the report by the GAL, dated	, that was filed in
this case, and is incorporated in this order by reference.	
□ At this time, the record does not support a finding that IDHW ma	ade reasonable efforts to
finalize the primary permanency goal for the child (children). These a	dditional efforts, or
additional evidence of IDHW's efforts, are necessary to support a find	ling that IDHW made
reasonable efforts to finalize a permanency plan for the child (children	1):
A permanency hearing will continue on	to address this
issue.	
□ IDHW has not made reasonable efforts to finalize the primary pe	ermanency goal in effect
for the child (children), for the period beginning on:	and ending on
IDHW's efforts have been unreasonable in these	
Another permanency hearing will be held on	to further address
this issue.	
9. Indian Child (Children) and active efforts to prevent the break	cup of the Indian family.
$\hfill\Box$ IDHW has made active efforts to provide remedial services and	rehabilitative programs
designed to prevent the breakup of the Indian family.	

□ At this time, the record is insufficient to support a finding that IDHW made active efforts
to prevent the breakup of the Indian family. These additional efforts, or additional evidence of
IDHW's efforts, are necessary to support a finding that IDHW made active efforts to prevent
the breakup of the Indian family:
A permanency hearing will continue on to address this
issue.
This placement $\ \square$ does $\ \square$ does not comply with Idaho placement priorities.
10. Termination of parental rights.
□ The permanency plan as approved by the court includes a permanency goal of
termination of parental rights and adoption. The State will file the petition to terminate
parental rights within 30 days.
□ The child (children) has been in the custody of IDHW for fifteen of the last twenty-two
months.
□ The State has filed a petition to terminate parental rights.
□ The State will file a petition to terminate parental rights within 30 days.
□ The State is not required to file a petition to terminate parental rights because:
□ The child (children) has been permanently placed with a relative.
□ IDHW has failed to provide reasonable efforts to reunify the child (children) with
the child's (children's) family.
□ There are these compelling reasons why termination of parental rights is not in
the best interest of the child (children):
11. Placement of Indian child/children.
$\hfill\Box$ The child (children) is an Indian child (children), and the child's (children's) placement:
□ complies with the placement preferences in ICWA. (42 U.S.C. §1915.)
$\hfill\Box$ does not comply with the placement preferences in ICWA. The state has shown by
clear and convincing evidence that it has made active efforts to find a placement that complies

with the preferences in ICWA but such a preference is not available. There is clear and convincing evidence of good cause to depart from those preferences because:
□ does not comply with the placement preferences in ICWA. The State has not
submitted evidence to support a placement that does not comply with the placement
preferences in ICWA. The court will hold a further hearing on this issue on:
At that time, the State will submit evidence to show that the child (children) is in a placement
that complies with the placement preferences in ICWA or that there is clear and convincing
evidence of good cause to support a placement that does not comply with the placement
preferences in ICWA.
12. Custody of the child (children)
□ The □ child □ children □ this child/children:
is currently in the custody of IDHW, and it is in the best interest of the child (children) to
remain in the custody of IDHW.
□ The □ child □ children □ this child/children:
are currently in the custody of IDHW. The safety and welfare of the child (children) can be
adequately safeguarded by placing the child (children) in the custody of a parent, legal
guardian, legal custodian, or Indian custodian, under the protective supervision of the IDHW
The child (children) is placed in the custody of, who is the
□ mother □ father □ legal guardian □ legal custodian □ Indian custodian
of the child, under the protective supervision of IDHW. To ensure the safety and welfare of
the child (children), this placement is subject to these conditions:
.

13. Visitation.

The court considered visitation, including: visitation with parents and siblings, frequency and conditions of visitation, whether the parents are consistently attending and interacting appropriately with the child (children), whether there are obstacles to visitation, and whether

there are opportunities to increase visitation consistent with the safety and welfare of the child.		
Visitation will continue in accordance with IDHW regulations and policies, but subject to the		
following:		
.		
14. Extended home visit.		
□ An extended home visit has been requested. The request is:		
□ denied.		
□ granted. An extended home visit is approved for: □ The child □ the children		
□ this child/children:with:		
until (no more than 180		
days).		
The visit is subject to IDHW regulations and policies, and subject to these conditions:		
15. Next hearing.		
□ A status hearing will be held		
□ A 6-month review hearing will be held		
All parties, including IDHW, will attend the status/review hearing(s). IDHW and the Guardian		
ad Litem will investigate, file written progress reports with the court, and serve copies of the		
report on the parties prior to the review hearing. IDHW will notify the children and the foster		
parents of the hearing(s), and their right to an opportunity to be heard at the hearing(s).		
IDHW will provide confirmation to the court that this notice was given.		
16. Protective order.		
□ A continuing danger to the child (children) has been shown, and entry of a protection		
order is in the child's (children's) best interest. The court orders as follows:		
<u> </u>		
□ The court entered a protective order at a prior hearing. The order:		
□ will remain in effect until the court orders otherwise.		
□ is withdrawn.		

□ will remain in effect, with the follow	wing changes:
17. Other orders. The court also orders a	s follows:
Date:	Magistrata ludgo
	Magistrate Judge
AGREEMENTS (Stipulations) I have read this order, I understand this order	der, and I agree to this order.
Prosecutor/ deputy attorney general:	
Signature:	
IDHW caseworker:	
Signature:	_
GAL:	Attorney:
Signature:	Signature:
Parent:	Attorney:
Signature:	Signature:
Parent:	Attorney:
Signature:	Signature:

Signature:	Signature:
Other:	Attorney:
Signature:	Signature:
 Interpreter. Name of interpreter and language 	9:
CER	TIFICATE OF SERVICE
CER I certify that on	TIFICATE OF SERVICE, I served a copy of this order to:
	, I served a copy of this order to: □ By mail
I certify that on	, I served a copy of this order to: □ By mail □ By email
I certify that on	, I served a copy of this order to: □ By mail □ By email □ By fax (number)
I certify that on	, I served a copy of this order to: □ By mail □ By email □ By fax (number) □ By personal delivery
I certify that on	, I served a copy of this order to: □ By mail □ By email □ By fax (number)

IN THE DISTRICT COURT OF THE IDAHO, IN AND FOR TH	E COUNTY OF
IN THE MATTER OF:) Case No) ORDER RELINQUISHING) JURISDICTION
A Child/Children Under Eighteen Years of Age.	
(children) listed above. The court enters	under the Child Protective Act over the child this order based on the record in this case, and Idaho Juvenile Rule 53, and Idaho Court children listed above.
	n that directs the parent(s) to resolve issues of ourt relinquishes jurisdiction over the child occeeding to this court:
	n with a permanency goal of guardianship. The child (children) for purposes of the guardianship
☐ The court has approved a permane of parental rights and adoption. The cour	the court in the guardianship proceeding. ency plan with a permanency goal of termination trelinquishes jurisdiction over the child (children) to this court:

The court releases a copy of thi	s order to the court in the adoption proceeding.
Date:	
	Magistrate Judge
	CERTIFICATE OF SERVICE
I certify that on	, I served a copy of the attached to:
	□ By mail
	□ By email □ By fax (number)
	□ By personal delivery
	□ Overnight delivery/Fed Ex
	□ Deposit in designated courthouse mailbox
	Deputy Clerk

	HE COUNTY OF
IN THE MATTER OF:) Case No
)) ORDER FOR) FINANCIAL ANALYSIS) AND/OR) SOCIAL INVESTIGATION
A Child/Children Under Eighteen Years of Age.))) _)
□ FINANCIAL ANALYSIS FOR TERMINA	TION OF PARENTAL RIGHTS
A petition has been filed seeking termin	nation of the parental rights of this person(s) to
the child (children) named above:	
The petition was not filed by a licensed chil-	dren's adoption agency, and the petition was
not filed with a petition for adoption.	
The Idaho Department of Health and W	elfare, bureau of child support services, will file
a written financial analysis report with the c	ourt within 30 days from notice of this order.
The report will include the information, reco	ommendations, and reasons for those
recommendations, required by Idaho Code	
□ SOCIAL INVESTIGATION FOR TERMIN	
A petition has been filed seeking termin	nation of the parental rights of this person(s) to
the child (children) named above:	
The petition was not filed by IDHW or a lice	ensed children's adoption agency, and the
parent(s) have not consented to termination	
. ,	elfare will investigate and file a written report of
social investigation with the court within 30	·
· ·	and reasons for the recommendations required
by Idaho Code §16-2008.	·
□ SOCIAL INVESTIGATION FOR ADOPT	ION
	on of the child (children) named above by this
person(s):	

- □ The proposed adoptive parent(s) is not a step-parent or grandparent of the child.
- □ The proposed adoptive parent(s) is a step-parent or a grandparent of the child, but the court in its discretion has decided that a social investigation should be made.

The Idaho Department of Health and Welfare, or a licensed children's adoption agency designated by IDHW, will investigate and file a written report of social investigation with the court within 30 days of notice of this order. The court will include the information, recommendations, and reasons for those recommendations, required by Idaho Code §16-1506(3).

IDHW, or the designated adoption agency, may require the petitioners to pay all or any part of the cost of the investigation and social report. If the report disapproves the adoption, the court may be asked to dismiss the petition. The petitioners may ask the court in writing to waive the order for social investigation, which the court may grant where permitted by statute.

Date:	
	Magistrate Judge
	CERTIFICATE OF SERVICE
I certify that on	, I served a copy of the attached to:
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox
	Deputy Clerk

IN THE DISTRICT COURT OF	THE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FO	R THE COUNTY OF
IN THE MATTER OF:) Case No
) ORDER APPROVING OUT-OF-STATE PLACEMENT)
A Child/Children Under Eighteen Years of Age.)))
The Idaho Department of Health an	d Welfare (IDHW) seeks approval for an out-of-
state placement based on Idaho Code	§ 16-1629(8). IDHW seeks out-of-state placement
for this child (children):	
	i) in the state of,
•	The child (children) are currently in the custody of
IDHW pursuant to the Child Protective	
·	acement. IDHW will proceed with the placement
	act on the Placement of Children, Idaho Code Title
16, Chapter 21.	action and indeement of ormaton, taking obac this
10, Ghaptor 21.	
Date:	
	Magistrate Judge

I certify that on	, I served a copy of the attached to:		
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox 		
	Deputy Clerk		

IN THE DISTRICT COURT OF TH	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	THE COUNTY OF
IN THE MATTER OF:) Case No
) STATUS REVIEW ORDER
A Child/Children Under Eighteen Years of Age.	
The court held a status review hearing	g on based on Idaho
Code § 16-1622 and Idaho Juvenile Rule	45. The court makes these findings and orders.
1. Appearances.	
These people were present for the he	aring, represented by these attorneys.
IDHW:	Attorney for State:
GAL:	Attorney:
Mother:	Attorney:
□ Present □ Not present	
Father:	Attorney:
□ Present □ Not present	
Father:	Attorney:
□ Present □ Not present	,
Child:	Attorney:
□ Present □ Not present	
Child:	Attorney:
Child: □ Present □ Not present	
Child:	Attorney:
Child: ☐ Present ☐ Not present	
Child:	Attorney:
□ Present □ Not present	
Other:	Attornov
□ Present □ Not present	Attorney:

	Interpreter:	Language:
2.	Status review.	
	The court reviewed the following ma	atters:
3.	Order.	
	The court orders as follows:	
4.	Next hearing.	
All	I parties, including IDHW, will attend	the next hearing.
	□ A status hearing will be held	
	□ A 6-month review hearing will be	held
IDI	HW and the Guardian <i>ad Litem</i> will in	nvestigate, file written progress reports with the
col	ourt, and serve copies of the report or	the parties prior to the review hearing.
	□ A permanency hearing will be hel	d
IDI	HW will prepare a written permanend	cy plan, file the plan with the court, and serve
cop	pies of the plan on the parties at leas	st five days prior to the case plan hearing. The
pe	ermanency plan will include the inform	nation specified in Idaho Code § 16-1622 and IJR
46.	6. If the child is in the custody of IDH	W, the plan will identify the current foster care
pla	acement for the child, including inform	nation showing that the child's (children's)
pla	acement complies with the Child Prot	ective Act. If the child (children) is an Indian child,
the	e plan will also include information sh	nowing that the child's (children's) placement
cor	omplies with the Indian Child Welfare	Act.
Da	ate:	
_u		
		Magistrate Judge

AGREEMENTS / STIPULATIONS

I have read this order, I understand this order, and I agree to this order. Prosecutor/ deputy attorney general: Signature: IDHW caseworker: Signature: GAL: _____ Attorney: Signature: Signature: ____ Parent: _____ Attorney: Signature: Signature: Parent: Attorney: Signature: Signature: Other: ____ Attorney: Signature: Signature: Attorney: Other: Signature: Signature: □ Interpreter Name of interpreter and language:

I certify that on	, I served a copy of this order to:	
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox 	
	Deputy Clerk	

IN THE DISTRICT COURT OF T	HE JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR	R THE COUNTY OF
IN THE MATTER OF:) Case No
)) ORDER OF DISMISSAL)
)))
A Child/Children Under Eighteen Years of Age.))))
A petition was filed in this case based	d on the Child Protective Act, Idaho Code, Title
16, chapter 16. Based on the record in the	his case, the court orders that:
□ The petition is dismissed as to the	following child (children):
$\hfill\Box$ The petition is dismissed, and this α	case is closed.
Date:	
	Magistrate Judge

I certify that on	, I served a copy of the attached to:	
	 □ By mail □ By email □ By fax (number) □ By personal delivery □ Overnight delivery/Fed Ex □ Deposit in designated courthouse mailbox 	
	Deputy Clerk	

IN THE DISTRICT COURT OF THE	JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR TH	IE COUNTY OF
IN THE MATTER OF:) Case No
	ORDER FOR SERVICE OF PROCESS BY PUBLICATION AND REGISTERED MAIL IN A CASE FOR TERMINATION OF PARENTAL RIGHTS
A Child/Children Under Eighteen Years of Age.	
The petitioner has filed a motion under lo	laho Code § 16-2007, asking the court to
authorize service of process by publication a	nd registered mail, and has filed an affidavit
in support of the motion.	
Based on the affidavit, the court finds that	ıt:
1. The petitioner asks for service of production	cess by publication and registered mail to this
person:	
2. The petitioner has shown that: ¹	
☐ Reasonable efforts to complete pe	ersonal service have not been successful; or
☐ Personal service is impossible be	cause the whereabouts of the person are not
known or cannot reasonably be found.	
3. The last known address of this person	n is:
4. The newspaper most likely to give no	tice to the person to be served is
The court orders that the petitioner will se	erve process on the person named above, by
registered mail at the last known address sta	tted above, and by publication once a week
for three consecutive weeks in the newspape	er named above. The petitioner will file
affidavits with the court showing that service	of process by publication and registered mail
has been completed.	

 $^{^{1}}$ Discussion on this language. Decided to base language on the statutory language in \$16-2007(2).

Date:	Magistrate Judge
	CERTIFICATE OF SERVICE
I certify that on	

IN THE DISTRICT COURT OF THE _	JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR T	HE COUNTY OF
IN THE MATTER OF:) Case No
)) TERMINATION OF) PARENTAL RIGHTS:) ADDITIONAL FINDINGS) AND CONCLUSIONS FOR ICWA)
A Child/Children Under Eighteen Years of Age.	
The court held a trial on the petition	to terminate parental rights on
The court enter	ed separate findings and conclusion based on the
Idaho termination statute (Idaho Code,	title 16, chapter 20). The court enters these
additional findings and conclusions bas	ed on the Indian Child Welfare Act (ICWA, 25
U.S.C. §§ 1901-1963).	
1. Indian child (children).	
This child (children) is an Indian chil	d as defined by the ICWA, and is affiliated with the
following tribe(s):	
Child:	Tribe:
Child:	Tribe:
Child:	Tribe:
2. Notice.	
The court file shows that service of	process has been made upon these persons and
tribe(s) as required by the ICWA, on the	ese dates.
Mother:	
Father:	
Indian custodian:	
Indian child's tribe:	

entinued custody of the child by the parent or Indian custodian is likely to result in crious emotional or physical harm to the child. This finding is supported by evidence eyond a reasonable doubt, including the testimony of a qualified expert witness. The court makes this finding based on:
ne court makes this finding based on:
ctive efforts.
ctive efforts have been made to provide remedial services and rehabilitative
ograms designed to prevent the breakup of the Indian family, and these efforts have
oved unsuccessful. The court makes this finding based on:
onsent to termination.
nis person(s) consented to termination of their rights. The consent complies with
aho Code § 16-2005(4). The file contains a written consent signed by the person
insenting to termination. The written consent includes a certification of a presiding
dge of a court of competent jurisdiction. The certificate confirms that the person
ecuted the consent before the court, that the terms and consequences of the
nsent were fully explained in detail and were fully understood by the person
insenting, and that the person understood the explanation in English or that it was
erpreted into a language that the person consenting understood. The child was born
least ten days before the person signed the consent.
Mother:
Father:
Indian custodian:

I certify that on	, I served a copy of the attached to:	
	 By mail By email By fax (number) By personal delivery Overnight delivery/Fed Ex Deposit in designated courthouse mailbox 	
	Deputy Clerk	

IN THE DISTRICT COURT OF THE	IN THE DISTRICT COURT OF THE JUDICIAL DISTRICT OF THE		
STATE OF IDAHO, IN AND FOR TH	E COUNTY OF		
IN THE MATTER OF:) Case No		
	ICWA CONSENT TO TERMINATION OF PARENTAL RIGHTS O		
A Child/Children Under Eighteen Years of Age.			
1. Consent.			
I am the of	, who		
was born on	I give my full and free consent to the		
complete and absolute termination of my par	ental rights to this child. I relinquish		
completely and forever, all legal rights, privile	ges, duties and obligations, including all		
rights of inheritance to and from the child. I e	expressly waive my right to a hearing on the		
petition to terminate my parental relationship	with the child, and ask that the petition be		
granted.			
I understand that I have the right to talk to	o an attorney. I had the opportunity to talk to		
an attorney, or I chose not to and I waive this	right.		
It has been at least ten days since the ch	ild was born.		
2. Identifying information (where available	<u>e)</u> .		
Name and address of person consenting:	:		
Child's Name/Date of Birth:			
Child's Indian Tribe:			
Tribal Enrollment Number or other inform	ation showing child's membership or		
eligibility for membership in tribe:			

	·
DATED:, 20	
	Signature of:
STATE OF IDAHO)
) ss.
COUNTY OF	
On thisday of	, 20, before me, the
undersigned	(Magistrate or District) Judge of the District Court of
the Judicial District o	of the state of Idaho, in and for the county of,
personally appeared	, known to me (or proved to me on the
oath of) to be	e the person whose name is subscribed to the within
instrument, and acknowledg	ed to me that he/she executed the same.
I certify that the person e	executed the consent before the court, that the terms and
consequences of the conser	nt were fully explained in detail and were fully understood by
the person consenting, and	that the person understood the explanation in English or that it
was interpreted into a langua	age that the person consenting understood.
IN WITNESS WHEREOF	F, I have hereunto set my hand and affixed my official seal the
day and year in this certifica	te first above written.
	Signature of:
	Judge

IN THE DISTRICT COURT (OF THE JUDICIAL	DISTRICT OF THE
STATE OF IDAHO, IN AND	FOR THE COUNTY OF	
IN THE MATTER OF:) Case No	
	CONSENT TO OF PARENTAL	TERMINATION L RIGHTS
A Child/Children Under Eighteen Years of Age.		
I am the	of	, who
was born on		e consent to the
complete and absolute termination of		
completely and forever, all legal righ	ts, privileges, duties and obliga	ations, including all
rights of inheritance to and from the	child. I expressly waive my rig	ht to a hearing on the
petition to terminate my parental rela	tionship with the child, and as	k that the petition be
granted.		
I understand that I have the right	to talk to an attorney. I had th	ne opportunity to talk to
an attorney, or I chose not to and wa	ive this right.	
I certify that I am not enrolled in	an Indian tribe, nor am I eligible	e to be enrolled in an
Indian tribe.		
DATED:, 20		_
	Signature of:	
STATE OF IDAHO)	
) ss.	
COUNTY OF	_)	
On thisday of	, 20, be	fore me, the
undersigned		
the Judicial District of the sta	ite of Idaho, in and for the cour	ntv of

personally appeared	, known to me (or proved to me on the
oath of) to be the person wh	ose name is subscribed to the within
instrument, and acknowledged to me that he/she executed the same.	
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the	
day and year in this certificate first above written.	
	Signature of:
	Judge