In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF CHILD PROTECTIVE) ACT MANDATORY FORMS) ORDER
The Court, having received from the Child Protection Committee a recommendation to
approve, under the guidance and oversight of said committee, amended mandatory Child Protective
Act forms, and the Court having reviewed and approved these forms;
The following forms, which are attached to this order as Schedule A, are approved and adopted
for mandatory statewide use:
CP Adjudicatory Decree (M30)
CP Adjudicatory Decree with Aggravated Circumstances (M31)
CP Adjudicatory Decree with ICWA Findings (M32)
CP Removal and Redisposition Hearing (M33)
CP Redisposition Order (M34)
CP Redisposition Order with ICWA Findings (M35)
CP Shelter Care Order (M36)
CP Summons and Order for Removal (M37)
A copy of the forms shall be sent to all magistrate judges, clerks of the district court, trial court
administrators and administrative district judges.
This order is effective immediately.
DATED this day of May, 2024.
By Order of the Supreme Court G. Richard Bevan Chief Justice, Idaho Supreme Court I, Melanie Gagnepain, Clark of the Supreme Court/
Court of Appeals of the State of Idaho, do hereby Certify that the above is a true and correct copy of the entered in the above entitled

ATTEST:

Melanie Gagnepain, Clerk

cause and now on record in my office. WITNESS my hand and the Seal of this Court 5-29-24 Melanie Gagnepain, Clerk

Deputy

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName_>

In the Matter of:		Case No. <_Ca	aseNum_>			
<_NameParam17	_>	Child Protective Act (C.P.A.) Adjudicatory Decree				
a child(ren) under the age of eighteen (18) years. <_PartyConnType26_>		Child(ren): Custody of I.D.H.W. Under Protective Supervision of I.D.H.W.				
		Idaho Code § 16-1619 and Idaho Juvenile Rule 41				
The Court held an enters this Decree		n <_HearDate38_>	and makes these findings and			
1. Appearances						
Prosecutor: < /	These people were present for the Hearing, represented by these attorneys. Prosecutor: < AllAttorney23 > Idaho Department of Health and Welfare (I.D.H.W.): <_FormTokenSigText_>; < AllAttorney >					
	: < NameParam >	Attorney:	< AllAttorney >			
Mother:	< NameParam >	Attorney:				
Father:	< NameParam >	-	< AllAttorney >			
Child:	< NameParam >		< AllAttorney >			
Other:	< NameParam >		< AllAttorney >			
Interpreter:	< Interpreter >	Language:				
2. Absent Peopl	e.					
	This person(s) was not present for the Hearing: The court file shows that the person(s) previously appeared or was served with notice.					
□ This person(s) was not present for the Hearing: 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). The State will file proof of service with the Court prior to the next hearing. If service of process is not completed, the State will file a written report with the Court documenting the efforts made to locate and serve process.						
3. Right to coun	. Right to counsel.					
The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren) age 12 and over of their right to counsel, and/or appointed counsel for the child(ren) in accordance with the C.P.A The Court advised the guardian ad litem of their right to						

4. Paternity. More effort is needed to identify the father of a child in this case. The State will continue efforts to identify, locate, and serve process upon the father of the child(ren), I.D.H.W. will provide the testing. 5. Indian child as defined by the Indian Child Welfare Act (I.C.W.A.). At this time, there is no reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A. ☐ Each party, including I.D.H.W., has certified that they do not have reason to know that the child(ren) is an Indian child as defined by the I.C.W.A. There is reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A. The Court inquired about the efforts that have been made since the last hearing to determine whether the child(ren) is an Indian child and the Department's efforts to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership. The child(ren) may be a member of or eligible for membership in these tribe(s): Child(ren) Tribes: The State will: Use due diligence to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership. Before the next hearing, file a written report that shows its efforts to determine whether the child(ren) is an Indian child and the tribe(s) with which the child(ren) is a member or is eligible for membership. · If the State discovers reason to know that the child(ren) is an Indian child(ren) as defined by the I.C.W.A., provide notice based on the I.C.W.A. at least ten days before the next hearing and file proof of service with the Court. 6. Petition. A C.P.A. 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 C.P.A. based on I.J.R. 16.

counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.A..

8. Agreements/Stipulations. This Order is entered based on the agreement of the parties. The Court finds that all partientered into the agreement knowingly and voluntarily, that the agreement is in the best interest of the child(ren), and that the agreement has a reasonable basis in fact. 9. Jurisdiction of the child(ren). The child(ren) comes within the jurisdiction of the C.P.A. due to: abandonment	1.	Jurisdiction of the case.
This Order is entered based on the agreement of the parties. The Court finds that all partientered into the agreement knowingly and voluntarily, that the agreement is in the best interest of the child(ren), and that the agreement has a reasonable basis in fact. 9. Jurisdiction of the child(ren). The child(ren) comes within the jurisdiction of the C.P.A. due to: abandonment abuse neglect neglect neglect 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(ren) until the child(ren) turns 18 years of age, unless otherwise ordered by the Court. 10. Custody of the child(ren), best interest of the child(ren). Custody of I.D.H.W. a. The child children this child(ren): is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. policies and regulations, for health care services, educational or recreational opportunities, on other routine purposes. b. It is contrary to the welfare of the child(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.		The Court has jurisdiction over this case, in that the child(ren) lives in or was found in the state of Idaho.
entered into the agreement knowingly and voluntarily, that the agreement is in the best interest of the child(ren), and that the agreement has a reasonable basis in fact. 9. Jurisdiction of the child(ren). The child(ren) comes within the jurisdiction of the C.P.A. due to: abandonment abuse neglect 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(ren) until the child(ren) turns 18 years of age, unless otherwise ordered by the Court. 10. Custody of the child(ren), best interest of the child(ren). Custody of I.D.H.W. a. The child children this child(ren): is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.	8.	Agreements/Stipulations.
The child(ren) comes within the jurisdiction of the C.P.A. due to: abandonment		
 □ 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(ren) until the child(ren) turns 18 years of age, unless otherwise ordered by the Court. 10. Custody of the child(ren), best interest of the child(ren). □ Custody of I.D.H.W. a. The □ child □ children □ this child(ren): □ is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: □ . □ While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to □ days, in the company of an adult and based on I.D.H.W. policies and regulations, for health care services, educational or recreational opportunities, on other routine purposes. b. It is contrary to the welfare of the child(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference. 	9.	Jurisdiction of the child(ren).
 homelessness		The child(ren) comes within the jurisdiction of the C.P.A. due to:
of age, unless otherwise ordered by the Court. 10. Custody of the child(ren), best interest of the child(ren). Custody of I.D.H.W. a. The child children this child(ren): is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.		homelessness lack of a stable home environment
 Custody of I.D.H.W. a. The ☐ child ☐ children ☐ this child(ren): is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: ☐ While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference. 		
 a. The child children this child(ren): is placed in the legal custody of I.D.H.W. The date the child(ren) entered shelter care is: While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference. 	10	. Custody of the child(ren), best interest of the child(ren).
to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.		a. The child children this child(ren): is placed in the legal custody of
 interest of the child(ren) to be placed in the custody of I.D.H.W. 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference. 		regulations, for health care services, educational or recreational opportunities, or
that have been filed in this case and are incorporated in this Decree by reference. the reports of investigation prepared by I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.		interest of the child(ren) to be placed in the custody of I.D.H.W. The Court makes
filed in this case, and are incorporated in this Decree by reference.		
the following facts, which support the conclusions that it would be contract to the		the reports of investigation prepared by I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.
welfare of the child(ren) to be returned home and that it is in the child(ren)'s bes		the following facts, which support the conclusions that it would be contrary to the welfare of the child(ren) to be returned home and that it is in the child(ren)'s best interest to be placed in the custody of the I.D.H.W.:
The Court asked about:		The Court asked about:

1. I.D.H.W.'s efforts to keep school-aged children in the same school,

			siblings not placed together, and				
			 whether the child(ren) is being treated with psychotropic medications, the medications and dosages prescribed, and the medical professional who prescribed the medication. 				
		Pr	otective Supervision of I.D.H.W.				
		a.	The safety and welfare of the child the children this child(ren): can be adequately safeguarded by placing the child(ren) in the custody of a parent, legal guardian, or legal custodian, under the protective supervision of the I.D.H.W.				
		b.	The child(ren) is placed in the custody of, who is the mother father legal guardian legal custodian of the child(ren), under the protective supervision of I.D.H.W.				
			To ensure the safety and welfare of the child(ren), this placement is subject to these conditions:				
11.	Re	aso	nable efforts to prevent removal of the child(ren).				
	a.	Effo	orts				
			I.D.H.W. made reasonable efforts to eliminate the need for shelter care but those efforts were unsuccessful.				
			I.D.H.W. made reasonable efforts to eliminate the need for shelter care but was not able to safely provide preventative services.				
			I.D.H.W. made reasonable efforts to temporarily place the child(ren) with related persons but those efforts were unsuccessful.				
			At this time, the record does not support a finding that I.D.H.W. made reasonable efforts to eliminate the need for shelter care. This issue will be addressed again, within sixty (60) days from the date of removal, at a hearing to be held				
	b.	Bas	sis				
		The	e 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 following facts, which support the above conclusion regarding the reasonableness of I.D.H.W.'s efforts:				
2.	Ca	se p	lan and case plan hearing.				
	AC	ase	Plan Hearing will be held on: < NxtHrgDate > at < NxtHrgTime >.				
	ΑII	parti	ies, including I.D.H.W., will attend the Case Plan Hearing.				
	I.D	D.H.W. will notify the child(ren) and the foster parents of the Case Plan Hearing, and their					

2. I.D.H.W.'s efforts to place siblings together or to have ongoing contact among

right to an opportunity to be heard at the Hearing. I.D.H.W. will provide confirmation to the Court that this notice was given.

I.D.H.W. 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 I.J.R. 44. If the child(ren) is in the custody of I.D.H.W., the plan will identify the current foster care placement for the child(ren), including information showing that the child's(ren's) placement complies with the C.P.A..

13. Protective order.		
	the child(ren) has been shown, aterest. The Court orders as follo	and entry of a protection order is in ows:
14. Other orders.		
The Court also orders as fo	llows:	
IT IS SO ORDERED.		
Dated:	<_Case	eJudOfficer18_> rate Judge
	CERTIFICATE OF SERVICE	
I certify that on this date, I serve	ed a copy of the attached to:	
<_AllAttorney_>	<_AttyEmailAddress_>	<_AllAttorney_ >
<_CCListAllParAddrCase38_>	< CCListAllParAddrCase39 >	<_CCListAllParAddrCase40_>
		rtAdminName_> f the Court
Dated:	By:	outv Clerk

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName01_>

In the Matter of:		Case No. <_	_CaseNum_>	
<_NameParam1	7_>	Child Protective Act (C.P.A.) Adjudicatory Decree – Aggravated Circumstances		
a child(ren) unde (18) years.	r the age of eighteen	Idaho Code §§ 16-1602, 16-1619, and Idaho Juvenile Rule 41		
<_PartyConnTyp	e26_>	dano baven	iic raic 41	
The Court held an enters this Decree		<_HearDate38_>	and makes these findings and	
1. Appearances				
These people	were present for the hearir	ng, represented h	by these attorneys.	
Prosecutor: <	AllAttorney06 >			
Idaho Departm < AllAttorney Guardian ad	nent of Health and Welfare >	(I.D.H.W.): <u>< Fo</u>	ormTokenSigText12 >;	
	: < NameParam >	Attorney:	< AllAttorney >	
Mother:	< NameParam >	Attorney:	< AllAttorney >	
Father:	< NameParam >	Attorney:	< AllAttorney >	
Child:	< NameParam >	Attorney:	< AllAttorney >	
Other:	< NameParam >	Attorney:	< AllAttorney >	
Interpreter:	< Interpreter >	Language:		
2. Absent Peopl	2. Absent People.			
-	☐ This person(s) was not present for the Hearing: The court file shows that the person(s) previously appeared or was served with notice.			
□ This person(s) was not present for the Hearing: The court file does not show the the person(s) previously appeared or was served with notice. The State will make efforts to locate and serve process on this person(s). The State will file proof of service with the Court prior to the next hearing. If service of process is not completed, the State will file a written report with the Court documenting the efforts made to locate and serve process.				
3. Right to coun	sel.			
The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren) age 12 and over of their right to counsel, and/or appointed counsel for the child(ren) in accordance with the C.P.A The Court advised the guardian ad litem of their right to				

counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.A..

4.	Paternity.
	 More effort is needed to identify the father of a child in this case. The State will continue efforts to identify, locate, and serve process upon the father of the child(ren). I.D.H.W. will provide the testing.
5.	Indian child as defined by the Indian Child Welfare Act (I.C.W.A.).
	At this time, there is no reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A
	☐ Each party, including I.D.H.W., has certified that they do not have reason to know that the child(ren) is an Indian child as defined by the I.C.W.A
	☐ The child is an Indian child as defined by the I.C.W.A. or there is reason to know that the child is an Indian child. Aggravated circumstances is not an exception to the requirement to use active efforts to reunify an Indian family. Therefore, the portion of the petition seeking a determination of aggravated circumstances is denied.
6.	Petition.
	A C.P.A. petition has been filed in this case.
7.	Jurisdiction of the case.
	The Court has jurisdiction over this case, in that the child(ren) lives in or was found in the state of Idaho.
8.	Agreements/Stipulations.
	☐ 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(ren), and that the agreement has a reasonable basis in fact.
9.	Jurisdiction of the child(ren), aggravated circumstances.
	a. The child(ren) comes within the jurisdiction of the C.P.A. 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(ren) until the child(ren) turns 18 years of age, unless otherwise ordered by the Court.
	b. Aggravated circumstances were present.
	The aggravated circumstances were:
	☐ The parent abandoned the child.
	The parent engaged in chronic abuse or neglect of the child so extreme or repetitious as to indicate that return of the child to the home would result in unacceptable risk to the health and welfare of the child.

	The parent engaged in sexual abuse of a child of the parent, which inclicated conduct described in Idaho Code §§ 18-1506, 18-1506A, 18-1507, 18-1508A, 18-6101, 18-6608, or 18-8602.	,
	The parent engaged in torture of a child.	
	The parent engaged in any conduct described in the sections listed in lo § 18-8303(1) (aggravated offenses).	daho Code
	The parent engaged in battery or injury to a child that resulted in serious bodily injury to a child.	s or great
	The parent engaged in voluntary manslaughter of a child, aiding or aber voluntary manslaughter of a child, soliciting the voluntary manslaughter or attempting or conspiring to commit the voluntary manslaughter of a c	of a child,
	The parent has committed murder, aided or abetted a murder, solicited or attempted or conspired to commit a murder.	a murder,
	The parental rights of the parent to another child have been terminated involuntarily.	
	Other:	
	ne Court makes these findings based on the information in the verified pet e affidavits in support of the petition.	tition and
	ne Court's findings and conclusions are set forth in, which was filed and is incorporated in this Decree by reference.	I,
I0. Cu	dy of the child(ren), best interest of the child(ren).	
	e child(ren) is placed in the legal custody of I.D.H.W The date the child(received shelter care:	en)
[While in I.D.H.W. custody, the child(ren) may travel out of state for a perito days, in the company of an adult and based on I.D.H.W. policies regulations, for health care services, educational or recreational opportunation of the routine purposes.	s and
i	contrary to the welfare of the child(ren) to remain in the home. It is in the erest of the child(ren) to be placed in the custody of I.D.H.W The Court me finding based on:	
[the information in the verified petition and the affidavits in support of the pethat have been filed in this case and are incorporated in this Decree by re-	
[the reports of investigation prepared by I.D.H.W. and the G.A.L., that have filed in this case, and are incorporated in this Decree by reference.	e been
[the following facts, which support the conclusions that it would be contrar welfare of the child(ren) to be returned home and that it is in the child(ren interest to be placed in the custody of the I.D.H.W.:	-

c. The Court asked about:
1. I.D.H.W.'s efforts to keep school-aged children in the same school,
I.D.H.W.'s efforts to place siblings together or to have ongoing contact among siblings not placed together, and
 whether the child(ren) is being treated with psychotropic medications, the medications and dosages prescribed, and the medical professional who prescribed the medication.
11. Reasonable efforts to prevent removal of the child(ren).
Reasonable efforts to prevent removal of the child(ren) were not required because aggravated circumstances were present. 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 following facts, which support the above conclusion regarding the reasonableness of I.D.H.W.'s efforts:
·
12. Further proceedings.
A Permanency Hearing will be held < NxtHrgDate > < NxtHrgDate > at < NxtHrgTime > < NxtHrgTime >.
I.D.H.W. 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 Permanency Hearing. The permanency plan will include the information specified in Idaho Code § 16-1620 and I.J.R. 44(b) and 46. The plan will identify the current foster care placement for the child. I.D.H.W. will notify the child(ren) and the foster parents of the hearing and their right to be heard at the hearing. I.D.H.W. will provide confirmation to the Court that this notice was given.
13. Protective order.
A continuing danger to the child(ren) has been shown, and entry of a protection order is in the child's(ren's) best interest. The Court orders as follows:
14. Other orders.
The Court also orders as follows:
Dated: <_CaseJudOfficer18_>
Magistrate Judge

CERTIFICATE OF SERVICE

i certify that on this date i serve	d a copy of the attached to:	
<_AllAttorney_>	<_AttyEmailAddress_>	<_AllAttorney_>
<_CCListAllParAddrCase_>	< CCListAllParAddrCase >	<_CCListAllParAddrCase_>
		rtAdminName_> f the Court
Dated:	Ву:	
	De	puty Clerk

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName01_>

In the Matter of:		Case No. <_CaseNum_>			
<_NameParam17_> a child(ren) under the age of eighteen (18) years.		Child Protective Act (C.P.A.) Adjudicatory Decree with I.C.W.A. Findings			
			•		
<_PartyConnTyp	e20_>	Onder 1	Totalive Supervision of 1.D.11.vv.		
		Idaho Code Idaho Juven	§ 16-1619 and ile Rule 41		
The Court held an this Decree.	Adjudicatory Hearing on	< HearDate > ar	nd makes these findings and enters		
1. Appearances.					
These people	were present for the heari	ng, represented l	by these attorneys.		
Prosecutor: <	AllAttorney06 >				
	Idaho Department of Health and Welfare (I.D.H.W.): < FormTokenSigText12 >, < AllAttorney >				
Guardian <i>ad</i>					
	< NameParam >	Attorney:	< AllAttorney >		
Mother:	< NameParam >	Attorney:			
Father:	< NameParam >	Attorney:	< AllAttorney >		
Child:	< NameParam >	Attorney:	< AllAttorney >		
Indian Custodian:	< NameParam >	Attorney	< AllAttorney >		
Other:	< NameParam >	Attorney:	< AllAttorney >		
Interpreter:	< Interpreter >	Language:			
2. Absent People	9.				
☐ This person(s) was not present for the hearing: The court file shows that the person(s) previously appeared or was served with notice.					
This person(s) was not present for the hearing: 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). The State will file proof of service with the court prior to the next hearing. If service of process is not completed, the State will file a written report with the court documenting the efforts made to locate and serve process.					

3.	Rig	ht	to	COL	ınse	ı
•	1 11 11			~~	41100	

The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren) age 12 and over of their right to counsel, and/or appointed counsel for the child(ren) in accordance with the C.P.A.. The Court advised the guardian ad litem of their right to counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.A.

	counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.A.		
4.	Paternity.		
	☐ More effort is needed to identify the father of a child in this case. The State will continue efforts to identify, locate, and serve process upon the father of this child(ren). I.D.H.W. will provide the testing.		
5.	Indian child as defined by the Indian Child Welfare Act (I.C.W.A.).		
	There is reason to know that the child(ren) may be an Indian child as defined by the I.C.W.A The child(ren) may be a member of or eligible for membership in these tribe(s):		
	Child: Tribe(s):		
	Child: Tribe(s):		
	Child: Tribe(s):		
	Child: Tribe(s):		
	The parent(s) and/or Indian custodian have been given the court's form for Notice to Indian Child's Parent, Tribe, and Indian Custodian.		
	The State will:		
	 Use due diligence to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership. 		
	 Provide notice based on the I.C.W.A. 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(ren) is an Indian child and the tribe(s) in which the child(ren) is a member or is eligible for membership. 		
This child(ren) is an Indian child as defined by the I.C.W.A., and is a member of or is eligible for membership in these tribe(s):			
Child: Tribe(s):			
Child: Tribe(s):			
	Child: Tribe(s):		
	Child: Tribe(s):		
	The parent(s) and/or Indian custodian have been given the court's form for Notice to Indian Child's Parent, Tribe, and Indian Custodian.		
	☐ The court file shows that the tribe(s) was served as required by the I.C.W.A		

	Th	ne court file does not show that the tribe(s) was served as required by the I.C.W.A are State will serve process on the tribe(s) based on the I.C.W.A. and file proof of rvice with the court before the next hearing.
6.	Petitie	on.
	□ A	C.P.A. petition has been filed in this case.
		stead of a petition, the Court has entered an order expanding a case under the venile Corrections Act to a case under the C.P.A. based on I.J.R. 16.
7.	Juriso	liction of the case.
		ourt has jurisdiction over this case, in that the child(ren) lives in or was found in the of Idaho.
8.	Agree	ments/Stipulations.
	pa	is order is entered based on the agreement of the parties. The Court finds that all rties entered into the agreement knowingly and voluntarily, that the agreement is in best interest of the child(ren), and that the agreement has a reasonable basis in fact.
9.	Juriso	liction of the child(ren). The child(ren) comes within the jurisdiction of the C.P.A.
	☐ ho	pandonment
		ourt retains exclusive jurisdiction over the child(ren) until the child(ren) turns 18 years , unless otherwise ordered by the Court.
10.	Custo	dy of the child(ren), best interest of the child(ren).
	☐ Cu	stody of I.D.H.W.
	a.	The child children this child(ren): is placed in the legal custody of I.D.H.W The date the child(ren) entered shelter care is:
		While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and based on I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W 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 I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.

		the following facts, which support the conclusions that it would be contrary to the welfare of the child(ren) to be returned home and that it is in the child(ren)'s best interest to be placed in the custody of the I.D.H.W.:
c.	Th	e Court makes these additional findings pursuant to I.C.W.A
	Co res	ontinued custody of the child(ren) by the parent or Indian custodian is likely to sult in serious emotional or physical damage to the child(ren). This finding is pported by clear and convincing evidence, including the testimony of a qualified pert witness.
		The Court has identified the following facts, which support the conclusions that continued custody of the child(ren) by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child(ren):
	pro	tive efforts have been made to provide remedial services and rehabilitative ograms designed to prevent the breakup of the Indian family, and these efforts we proved unsuccessful. The Court has identified the following facts, which support the above conclusion
		regarding active efforts:
	Th	e Court makes these findings 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.
		-
d.	Th	e Court asked about:
	1.	I.D.H.W.'s efforts to keep school-aged children in the same school,
	2.	I.D.H.W.'s efforts to place siblings together or to have ongoing contact among siblings not placed together, and
	3.	whether the child(ren) is being treated with psychotropic medications, the medications and dosages prescribed, and the medical professional who prescribed the medication.

		Pr	otective Supervision of I.D.H.W.
		a.	The safety and welfare of \square the child \square the children \square this child(ren): $___$ can be adequately safeguarded by placing the child(ren) in the custody of a parent, legal guardian, legal custodian, or Indian custodian, under the protective supervision of the I.D.H.W
		b.	The child(ren) is placed in the custody of, who is the mother father legal guardian legal custodian Indian custodian of the child(ren), under the protective supervision of I.D.H.W
			☐ To ensure the safety and welfare of the child(ren), this placement is subject to these conditions:
11.	. Pla	cer	ment of Indian child.
		Th	e child's(ren's) placement:
			complies with the placement preferences in the I.C.W.A. (42 U.S.C. § 1915).
			does not comply with the placement preferences in the I.C.W.A There is clear and convincing evidence of good cause to depart from those preferences because:
			·
			does not comply with the placement preferences in the I.C.W.A The State has not submitted evidence to support a placement that fails to comply with the placement preferences in the I.C.W.A The Court will hold a further hearing on this issue on: At that time, the State will submit evidence to show that the child(ren) is in a placement that complies with the placement preferences in the I.C.W.A. or that there is clear and convincing evidence to support a placement that does not comply with the placement preferences in the I.C.W.A
12.	Ca	se p	olan and case plan hearing.
	A C	Case	e Plan Hearing will be held on: < NxtHrgDate > at < NxtHrgTime >.
	All	parl	ties, including the I.D.H.W., will attend the Case Plan Hearing.
	righ	nt to	V. will notify the child(ren) and the foster parents of the Case Plan Hearing, and their be heard at the hearing. I.D.H.W. will provide confirmation to the Court that this was given.
			V. will prepare a written case plan, file the plan with the court, and serve copies of the name that 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 I.J.R. 44. If the child(ren) is in

the custody of I.D.H.W., the plan will identify the current foster care placement for the child(ren), including information showing that the child's(ren's) placement complies with the C.P.A.. If the child(ren) is an Indian child, the plan will also include information showing that

the child's(ren's) placement complies with the I.C.W.A..

13. Protective order.				
A continuing danger to the child(ren) has been shown, and entry of a protection order is in the child's(ren's) best interest. The Court orders as follows:				
14. Other orders.				
The Court also orders as for	ollows:			
Dated:	<_(CaseJudOfficer18_> gistrate Judge		
	CERTIFICATE OF SERV	ICE		
I certify that on this date I serve	ed a copy of the attached to:			
AllAttorney>	<_AttyEmailAddress_>	<_AllAttorney_>		
<_CCListAllParAddrCase_>	<_(<_CCListAllParAddrCase_> CourtAdminName_> rk of the Court		
Dated:	Ву:	Deputy Clerk		

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName_>

In the Matter of:	Case No. <_CaseNum_>		
<_NameParam17_>	Child Protective Act (C.P.A.) Order for Removal and Redisposition Hearing		
a child(ren) under the age of eighteen (18) years.			
<_PartyConnType26_>	Idaho Code § 16-1623 and Idaho Juvenile Rule (I.J.R.) 47		
hearing. At an earlier hearing, the Court Protective Act (C.P.A.) and placed the c the protective supervision of the Idaho D	order to remove the child(ren) from the home and for a took jurisdiction over the child(ren) under the Child hild(ren) in the custody of < GenericPrompt >, under Department of Health and Welfare (I.D.H.W.). A party is that person's custody and be placed in the custody are.		
The Court makes these findings and ord	lers.		
1. Custody of the child(ren), best inte	erest of the child(ren).		
☐ The child ☐ the children ☐ this child(ren) is/are placed in the legal custody of I.D.H.W. until the Redisposition Hearing.			
It is contrary to the welfare of the child(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W 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.			
child. Continued custody of the characteristic result in serious emotional or physical by clear and convincing evidence Active efforts have been made to	r there is reason to believe the child(ren) is an Indian hild(ren) by the parent or Indian custodian is likely to sical damage to the child(ren). This finding is supported, including the testimony of a qualified expert witness, provide remedial services and rehabilitative programs of the Indian family, and these efforts have proved		
2. Order for removal.			
It is hereby ordered that a peace officer or other authorized person promptly take the child the children this child(ren): to an authorized place of shelter care until the Redisposition Hearing.			

3. Redisposition Hearing.				
A Redisposition Hearing wil	A Redisposition Hearing will be held < HearDate > at < NxtHrgTime >.			
IT IS SO ORDERED.				
Dated:				
	<_CaseJu Magistrate	dOfficer18_> Judge		
	CERTIFICATE OF SERVICE			
I certify that on this date I served	d a copy of the attached to:			
:_AllAttorney_>	<_AttyEmailAddress_>	<_AllAttorney_>		
<_CCListAllParAddrCase_>	<_Cou	<_CCListAllParAddrCase_> rtAdminName_> f the Court		
Dated:		outy Clerk		

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName_>

In the Matter of:		Case No. <_CaseNum_>			
<_NameParam17_>			Child Protective Act (C.P.A.) Redisposition Order		
a child(ren) under the age of eighteen (18) years.			Child(ren): ☐ Custody of I.D.H.W. ☐ Under Protective Supervision of I.D.H.W.		
<_	PartyConnType26	3_>			
	### The Property of the Proper		Idaho Code §§ 1 Juvenile Rule (I.	6-1623, 16-1619 and Idaho J.R.) 47	
juri in t of l	The Court held a Redisposition Hearing on <_HearDate_>. At an earlier hearing, the Court took jurisdiction over the child(ren) under the Child Protective Act (C.P.A.) and placed the child(ren) in the custody of < GenericPrompt >, under the protective supervision of the Idaho Department of Health and Welfare (I.D.H.W.). A party has asked the Court to remove the child(ren) from that person's custody and to place the child(ren) in the custody of I.D.H.W				
The	e Court makes the	ese findings and orders	S.		
1.	Appearances.				
	These people we	ere present for the hear	ring, represented by	y these attorneys.	
	Prosecutor: < AllAttorney >				
	Idaho Department of Health and Welfare (I.D.H.W.): <_FormTokenSigText036_>; <_AllAttorney037_>				
Guardian ad					
	Litem (GAL):	< NameParam >	Attorney:	< AllAttorney >	
	Mother:	< NameParam >	Attorney:	< AllAttorney >	
	Father:	< NameParam >	Attorney:	< AllAttorney >	
	Child:	< NameParam >	Attorney:	< AllAttorney >	
	Other:	< NameParam >	Attorney:	< AllAttorney >	
•	Interpreter:		Language:		
2.					
	This person(s) was not present for the hearing: The court file shows that the person(s) previously appeared or was served with notice.				
	This person(s) was not present for the hearing: 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). The State will file proof of service with the court prior to the next hearing. If service of process is not completed, the State will file a written report with the court documenting the efforts made to locate and serve process.				

3.	Right to counsel.		
	The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren age 12 and over of their right to counsel, and/or appointed counsel for the child(ren) in accordance with the C.P.A The Court advised the guardian ad litem of their right to counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.		
4.	Indian child as defined by the India	n Child Welfare Act (I.C.W.A.).	
	At this time, there is no reason to be by the I.C.W.A	pelieve that the child(ren) is an Indian child as defined	
	Each party, including the I.D.H.W., has certified that they do not have reason to know that the child(ren) is an Indian child as defined by the I.C.W.A		
□ There is reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A The Court inquired about the efforts that have been made since the last hearing to determine whether the child(ren) is an Indian child and I.D.H.W.'s efforts work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership.			
	The child(ren) may be a member of or	may be eligible for membership in these tribe(s):	
	Child(ren)	Indian Tribes	

The State will:

- Use due diligence to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership.
- Take all practical steps to notify the child's(ren's) tribe(s) about any hearings regarding the emergency removal or emergency placement of the child(ren).
- Before the next hearing, file a written report that shows its efforts to determine whether the child(ren) is an Indian child and the tribe(s) in which the child(ren) is a member or is eligible for membership.
- If the State discovers that there is reason to know that the child(ren) is an Indian child(ren) as defined by the I.C.W.A., provide notice of the I.C.W.A. child custody proceeding at least ten days before the next hearing and file proof of service with the court.

5.	Agree	reements/Stipulations.			
	pa	nis order is entered based on the agreement of the parties. The Court finds that all arties entered into the agreement knowingly and voluntarily, that the agreement is in e best interest of the child(ren), and that the agreement has a reasonable basis in fact.			
6.	Custo	ody of the child(ren), best interest of the child(ren).			
	☐ Cı	ustody to I.D.H.W.			
	a.	The \square child \square children \square this child(ren): is placed in the legal custody of I.D.H.W The date the child(ren) entered foster care is:			
		While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and consistent with I.D.H.W. 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(ren) to remain in the home. It is in the best interest of the child(ren) to be placed in the custody of I.D.H.W The Court makes this finding based on:			
		the information in the affidavit(s) in support of the motion for removal and redisposition, that has been filed in this case, and is incorporated in this Decree by reference.			
		the reports of investigation prepared by I.D.H.W. and the G.A.L., that have been filed in this case, and are incorporated in this Decree by reference.			
		the following facts, which support the conclusion that it would be contrary to the welfare of the child(ren) to be returned home and that it is in the child(ren)'s best interest to be placed in the custody of the I.D.H.W.:			
	C.	The Court asked about:			
	O.	I.D.H.W.'s efforts to keep school-aged children in the same school.			
		 I.D.H.W.'s efforts to place siblings together or ensure ongoing contact among siblings not placed together, and 			
		 whether the child(ren) is being treated with psychotropic medication, the medications and dosages prescribed for the child(ren), and the medical professional who prescribed the medication. 			
	☐ Pr	otective Supervision of I.D.H.W.			
	a.	The safety and welfare of the child the children this child(ren): can be adequately safeguarded by placing the child(ren) in the custody of a parent, legal guardian, legal custodian, or Indian custodian, under the protective supervision of the I.D.H.W			

		b.	The child(ren) is placed in the custody of, who is the mother father legal guardian legal custodian Indian custodian of the child(ren), under the protective supervision of I.D.H.W
			To ensure the safety and welfare of the child(ren), this placement is subject to these conditions:
7.	Re	aso	nable efforts to prevent removal of the child(ren).
	a.	Eff	orts
			I.D.H.W. made reasonable efforts prior to placement of the child(ren) in shelter care to eliminate the need for shelter care but those efforts were unsuccessful.
			I.D.H.W. made reasonable efforts to eliminate the need for shelter care but was not able to safely provide preventative services.
			I.D.H.W. made reasonable efforts to temporarily place the child(ren) with related persons but those efforts were unsuccessful.
			At this time, the record does not support a finding that I.D.H.W. made reasonable efforts to eliminate the need for shelter care. This issue will be addressed again, within sixty (60) days from the date of removal, at a hearing to be held:
	b.	Bas	sis
		The	e 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.
			the following facts, which support the above conclusion regarding the reasonableness of I.D.H.W.'s efforts:
8.	Ne	xt h	earing.
			Case Plan Hearing will be held < NxtHrgDate > at < NxtHrgTime >.
			I.D.H.W. 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 I.J.R. 44. If the child(ren) is in the custody of I.D.H.W., the plan will identify the current foster care placement for the child(ren), including information showing that the child's(ren's) placement complies with the C.P.A If the child(ren) is an Indian child, the plan will also include information showing that the child's(ren's) placement complies with the I.C.W.A
		AS	tatus Hearing will be held < NxtHrgDate > at < NxtHrgTime >.
		A si	ix-month Review Hearing will be held < NxtHrgDate > at < NxtHrgTime >.
			I.D.H.W. and the G.A.L. 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 < NxtHrgTime > < Nxt	will be held <u>< NxtHrgDate > <</u> t <u>HrgTime ></u> .	NxtHrgDate > at				
serve copies of the Hearing. The perma § 16-1622 and I.J.R the current foster ca child's(ren's) placen	t. 46. If the child is in the custod are placement for the child, inclunent complies with the C.P.A It clude information showing that the	days prior to the Permanency mation specified in Idaho Code y of I.D.H.W., the plan will identify iding information showing that the f the child(ren) is an Indian child,				
the foster parents of the hea	All parties, including I.D.H.W., will attend the hearing. I.D.H.W. will notify the child(ren) and the foster parents of the hearing, and their right to an opportunity to be heard at the hearing I.D.H.W. will provide confirmation to the court that this notice was given.					
9. Protective order.						
	A continuing danger to the child(ren) has been shown, and entry of a protection order is in the child's(ren's) best interest. The Court orders as follows:					
10. Other orders.						
The Court also orders as fo	The Court also orders as follows:					
IT IS SO ORDERED.						
Dated:						
	<_Case	eJudOfficer18_> rate Judge				
	CERTIFICATE OF SERVICE	:				
I certify that on this date I serve	ed a copy of the attached to:					
<_AllAttorney_>	<_AttyEmailAddress_>	<_AllAttorney_>				
<_CCListAllParAddrCase_>		<_CCListAllParAddrCase_> rtAdminName_> f the Court				
Dated:	By: De _l	outy Clerk				

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName01_>

In the Matter of:		Case No. <_CaseNum_>		
	<_NameParam17_>		Child Protective Act (C.P.A.) Redisposition Order with I.C.W.A. Findings	
	child(ren) under f 8) years.	the age of eighteen		to I.D.H.W. otective Supervision of I.D.H.W.
			Idaho Code (Idaho Juveni	§§ 16-1623, 16-1619 and le Rule 47
juri the De	isdiction over the custody of < Ge partment of Healt	children under the Child enericPrompt038 > under the and Welfare (I.D.H.W.)	Protective Act (C r the protective s). A party has ask	an earlier hearing, the Court took i.P.A.) and placed the child(ren) in upervision of the Idaho and the Court to remove the n) in the custody of I.D.H.W
Th	e Court makes th	ese findings and orders.		
1.	Appearances.			
	These people were present for the hearing, represented by these attorneys.			
	Prosecutor: < AllAttorney06 >			
	Idaho Department of Health and Welfare (I.D.H.W.): < FormTokenSigText12 >, <_AllAttorney_>			
	Guardian ad			
	Litem (G.A.L.):	< NameParam >	Attorney:	< AllAttorney >
	Mother:	< NameParam >	Attorney:	< AllAttorney >
	Father:	< NameParam >	Attorney:	< AllAttorney >
	Child:	< NameParam >	Attorney:	< AllAttorney >
	Indian Custodian:	< NameParam >	Attorney:	< AllAttorney >
	Other:	< NameParam >	Attorney:	< AllAttorney >
	Interpreter:		Language:	
2	•			
۷.	Absent People.			TI
	This person(s) was not present for the hearing: The court file shows that the person(s) previously appeared or was served with notice.			
	☐ This person(s) was not present for the hearing: 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). The State will file proof of service			

with the Court prior to the next hearing. If service of process is not completed, the State will file a written report with the Court documenting the efforts made to locate and serve process.

3. Right to counsel

The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren) age 12 and over of their right to counsel, and/or appointed counsel for the child(ren) in accordance with the C.P.A.. The Court advised the guardian ad litem of their right to counsel, and/or appointed counsel for the guardian ad litem in accordance with the C.P.A..

	.,
4.	Indian child as defined by the Indian Child Welfare Act (I.C.W.A.).
	☐ There is reason to know that the child(ren) may be an Indian child as defined by the I.C.W.A The child(ren) may be a member of or eligible for membership in these tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	The parent(s) and/or Indian custodian have been given the court's form for Notice to Indian Child's Parent, Tribe, and Indian Custodian.
	The State will:
	 Use due diligence to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership.
	 Provide notice of the I.C.W.A. child custody proceeding at least ten days before the Adjudicatory 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(ren) is an Indian child and the tribe(s) in which the child(ren) is a member or is eligible for membership.
	☐ This child(ren) is an Indian child as defined by the I.C.W.A., and is a member of or is eligible for membership in these tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	Child: Tribe(s):
	The parent(s) and/or Indian custodian have been given the court's form for Notice to Indian Child's Parent, Tribe, and Indian Custodian.
	☐ The court file shows that the tribe(s) was served as required by the I.C.W.A

		Th	ne court file does not show that the tribe(s) was served as required by the I.C.W.A ne State will serve process on the tribe(s) based on I.C.W.A. and file proof of tryice with the court before the next hearing.
5.	Agree	eme	nts/Stipulations.
	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(ren), and that the agreement has a reasonable basis in fact.		
6.	Custo	ody	of the child(ren), best interest of the child(ren).
	☐ C	usto	dy of I.D.H.W.
	a.		e child children this child(ren): is placed in the legal custody of child. The date the child(ren) entered foster care is
			While in I.D.H.W. custody, the child(ren) may travel out of state for a period of up to days, in the company of an adult and consistent with I.D.H.W. policies and regulations, for health care services, educational or recreational opportunities, or other routine purposes.
	b.	int	s contrary to the welfare of the child(ren) to remain in the home. It is in the best erest of the child(ren) to be placed in the custody of I.D.H.W The Court makes s finding based on:
			the information in, dated, that has been filed in this case, and is incorporated in this Decree by reference.
			the following facts, which support the conclusion that it would be contrary to the welfare of the child(ren) to be returned home and that it is in the child(ren)'s best interest to be placed in the custody of the I.D.H.W.:
	C.	Th	e Court makes these additional findings pursuant to I.C.W.A
		1.	Continued custody of the child(ren) by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child(ren). This finding is supported by clear and convincing evidence, including the testimony of a qualified expert witness.
			the Court has identified the following facts, which support the conclusions that continued custody of the child(ren) by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child(ren):
		2.	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.

	conclusion regarding active efforts:
3.	The Court makes these findings based on:
	the information in, dated, that has been filed in this case, and are incorporated in this Decree by reference.
1	 .
d. The	Court asked about:
1.	.D.H.W.'s efforts to keep school-aged children in the same school,
	D.H.W.'s efforts to place siblings together or ensure ongoing contact among siblings not placed together, and
ı	whether the child(ren) is being treated with psychotropic medication, the medications and dosages prescribed for the child(ren), and the medical professional who prescribed the medication.
☐ Protect	ive Supervision of I.D.H.W.
be a guai	safety and welfare of the child the children this child(ren): can dequately safeguarded by placing the child(ren) in the custody of a parent, legal rdian, legal custodian, or Indian custodian, under the protective supervision of the H.W
le	child(ren) is placed in the custody of, who is the _ mother _ father egal guardian _ legal custodian _ Indian custodian of the child(ren), under protective supervision of I.D.H.W
	To ensure the safety and welfare of the child(ren), this placement is subject to hese conditions:
Placement	of Indian child.
☐ The chil	d's(ren's) placement:
om com	plies with the placement preferences in the I.C.W.A. (42 U.S.C. § 1915).
	s not comply with the placement preferences in the I.C.W.A There is clear and vincing evidence of good cause to depart from those preferences because:
	_
subr prefe place is cle	in not comply with the placement preferences in the I.C.W.A The State has not mitted evidence to support a placement that fails to comply with the placement erences in the I.C.W.A The Court will hold a further hearing on this issue on: At that time, the State will submit evidence to show that the child(ren) is in a ement that complies with the placement preferences in the I.C.W.A. or that there ear and convincing evidence to support a placement that does not comply with placement preferences in the I.C.W.A

7.

8.	Next hearing.			
	☐ A Case Plan Hearing will	l be held on: < NxtHrgDate >	at < NxtHrgTime >.	
	copies of the plan or The case plan will in I.J.R. 44. If the child(current foster care pl	clude the information specified ren) is in the custody of I.D.H.	orior to the Case Plan Hearing. I in Idaho Code § 16-1621 and W., the plan will identify the luding information showing that	
	☐ A Status Hearing will be	held: < NxtHrgDate > at < N	xtHrgTime >.	
	☐ A six-month Review Hea	ring will be held: < NxtHrgDat	te > at < NxtHrgTime >.	
		a.L. will investigate, file written he report on the parties prior t	progress reports with the court, o the Review Hearing.	
	A Permanency Hearing v NxtHrgTime > < NxtH	vill be held <u>< NxtHrgDate > <</u> <u>HrgTime ></u> .	NxtHrgDate > at	
	serve copies of the p Hearing. The permar § 16-1622 and I.J.R. the current foster car child's(ren's) placem	46. If the child is in the custod e placement for the child, incluent complies with the C.P.A I ude information showing that t	days prior to the Permanency rmation specified in Idaho Code y of I.D.H.W., the plan will identify uding information showing that the f the child(ren) is an Indian child,	
	All parties, including I.D.H.W., will attend the hearing. I.D.H.W. will notify the child(ren) and the foster parents of the hearing, and their right to be heard at the hearing. I.D.H.W. will provide confirmation to the Court that this notice was given.			
9.	Protective order.			
	☐ A continuing danger to the child(ren) has been shown, and entry of a protection order is in the child's(ren's) best interest. The Court orders as follows:			
10.	10. Other orders.			
	The Court also orders as follows:			
	Dated:	<_Cas	eJudOfficer18_> rate Judge	
	CERTIFICATE OF SERVICE			
l ce	rtify that on this date I served	I a copy of the attached to:		
<_AII	Attorney_>	<_AttyEmailAddress_>	<_AllAttorney_>	

<_CCListAllParAddrCase_>	< CCListAllParAddrCase >	<_CCListAllParAddrCase_>
		rtAdminName_> of the Court
Dated:	Ву:	
	De	puty Clerk

IN THE DISTRICT COURT OF THE <_DistrictName_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF <_CountyName_>

lr	n the Matter of:		Case No. <	:_CaseNum_>	
<	<_NameParam17_>		Child Protective Act (C.P.A.) Shelter Care Order		
a child(ren) under the age of eighteen (18) years.		Idaho Code § 16-1615 and Idaho Juvenile Rule 39			
_<	_PartyConnType:	26_>	idano davo	Tillo Tallo 00	
Th	e Court held a Sh	nelter Care Hearing on <_H	learDate_> and	makes these findings and orders:	
	Appearances.			•	
	These people w	ere present for the hearing	, represented b	y these attorneys.	
	Prosecutor: < A	AllAttorney >			
	Idaho Departme <_AllAttorney_>	nt of Health and Welfare (I	.D.H.W.): <u>< Fo</u>	rmTokenSigText12 >,	
	Guardian <i>ad</i> Litem (G.A.L.):	< NameParam >	Attorney:	< AllAttorney >	
	Mother:	< NameParam >	Attorney:	< AllAttorney >	
	Father:	< NameParam >	Attorney:	< AllAttorney >	
	Child:	< NameParam >	Attorney:	< AllAttorney >	
	Indian	. Name Daniel	A.,	A 11 A 11	
	Custodian: Other:	< NameParam >	Attorney:	< AllAttorney >	
		< NameParam >	Attorney:	< AllAttorney >	
	Interpreter:		Language:		
2.	Absent People.				
This person(s) was not present for the hearing: The court file shows that the person(s) previously appeared or was served with notice.					
	☐ This person(s) was not present for the hearing:				
	The court file does not show that the person(s) previously appeared or was served wi notice. The State will make efforts to locate and serve process on this person(s). The State will file proof of service with the court prior to the next hearing. If service of proce is not completed, the State will file a written report with the court documenting the efformade to locate and serve process.				
3.	Right to counse	el.			
	The parent(s), guardian(s), and/or custodian(s) of the child(ren) who have appeared have been given the court's form advising them of their rights. The Court advised the child(ren) are 12 and over of their right to coursel, and/or appointed coursel for the child(ren) in				

with the C.P.A.. 4. Paternity. More effort is needed to identify the father of a child in this case. The State will continue efforts to identify, locate and serve process upon the father of this child(ren). I.D.H.W. will provide the testing. 5. Indian child as defined by the Indian Child Welfare Act (I.C.W.A.). At this time, there is no reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A.. ☐ Each party, including I.D.H.W., has certified that they do not have reason to know that the child(ren) is an Indian child as defined by the I.C.W.A.. There is reason to believe that the child(ren) is an Indian child as defined by the I.C.W.A.. The State will continue efforts to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership. Before the next hearing, the State will file a written report that shows its efforts to determine whether the child(ren) is an Indian child and the tribe(s) in which the child(ren) is a member of or eligible for membership. There is reason to know that the child(ren) may be an Indian child as defined by the I.C.W.A.. The child(ren) may be a member of or eligible for membership in these tribe(s): Child(ren) **Indian Tribes**

accordance with the Child Protective Act (C.P.A.). The Court advised the guardian ad litem of their right to counsel, and/or appointed counsel for the guardian ad litem in accordance

The State will:

- Use due diligence to determine if the child(ren) is an Indian child as defined by the I.C.W.A., and to work with all tribes of which the child(ren) may be a member to verify whether the child(ren) is a member or eligible for membership.
- Take all practical steps to notify the child's(ren's) tribe(s) about any hearings regarding the emergency removal or emergency placement of the child(ren).
- Provide notice of the I.C.W.A. child custody proceeding at least ten days before the Adjudicatory Hearing and file proof of service with the court.
- Before the Adjudicatory Hearing, file a written report that shows its efforts to determine whether the child(ren) is an Indian child and the tribe(s) with which the child(ren) is a member or eligible for membership.

		is child(ren) is an indian child as defined by the in membership in these tribe(s):	.C.W.A., and is a member or eligible	
		Child(ren)	Indian Tribes	
	The St	ate will:		
	•	Take all practical steps to notify the child's(ren' regarding the emergency removal or emergence		
	•	Provide notice of the I.C.W.A. child custody pro Adjudicatory Hearing and file proof of service w		
6.	Petitio	on.		
	□ A C	C.P.A. petition has been filed in this case.		
		tead of a petition, the Court has entered an orde venile Corrections Act to a case under the C.P.A		
7.	Jurisd	liction of the case.		
	The court has jurisdiction over this case because the child(ren) lives in or was found in the state of Idaho.			
8.	Agree	ments/Stipulations.		
	par	is order is entered based on the agreement of the ties entered into the agreement knowingly and verset interest of the child(ren), and that the agree	oluntarily, that the agreement is in	
9.	Jurisd	iction of the child(ren).		
		is reasonable cause to believe that the child(ren) due to:	comes within the jurisdiction of the	
	hon	ndonment abuse neg nelessness lack of a stable home envi Court has taken jurisdiction over another child in	ironment	
10.	10. Custody of the child(ren), best interest of the child(ren).			
	☐ Shelter care.			
	a.	The \square child \square children \square this child(ren): $_$ custody of I.D.H.W. until the Adjudicatory Hearing		
	b.	It is contrary to the welfare of the child(ren) to re Adjudicatory Hearing. It is in the best interest of I.D.H.W. until the Adjudicatory Hearing. The safe	the child(ren) to be in the custody of	

	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 Decree by reference.
C.	If the child(ren) is an Indian child, or if there is reason to know the child is an Indian child (see paragraph 5 above), removal of the child(ren) from the parent or Indian custodian is necessary to prevent imminent physical damage or harm to the child(ren).
	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.
	If I.D.H.W. 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(ren) continues to be necessary.
d.	The Court asked about:
	1. I.D.H.W.'s efforts to keep school-aged children in the same school,
	 I.D.H.W.'s efforts to place siblings together or ensure ongoing contact among siblings not placed together, and
	 Whether the child(ren) is being treated with psychotropic medication, the medications and dosages prescribed for the child(ren), and the medical professional who prescribed the medication.
Ter	mporary sole custody of parent with joint custody.
a.	The safety and welfare of \square the child \square the children \square this child(ren): can be adequately safeguarded by placing the child(ren) in the sole custody of, a parent having joint custody of the child(ren).
b.	The \square child \square children \square this child(ren): is placed in the sole custody of until the Adjudicatory Hearing.
Pro	otective Order.
affe	easonable effort to prevent placement of the child(ren) outside the home could be ected by a protective order safeguarding the child's(ren's) welfare. The Court orders follows:

☐ No shelter car	e.				
	shown that it is in the best interest of the one Adjudicatory Hearing. The child(ren) will				
11. Reasonable effort	11. Reasonable efforts to prevent removal of the child(ren).				
a. Efforts					
	ade reasonable efforts prior to placement of the need for shelter care but those efforts				
	ade reasonable efforts to eliminate the need by provide preventative services.	ed for shelter care but was not			
efforts to eli	the record does not support a finding that minate the need for shelter care. This issu atory Hearing.				
b. Basis					
The Court make	es this finding based on:				
	the information in the petition and the affidavits in support of the petition, that have been filed in this case, and are incorporated in this Decree by reference.				
12. Pretrial Conference and Adjudicatory Hearing.					
A Pretrial Conference will be held on: < NxtHrgDate > < NxtHrgDate > < NxtHrgDate > < NxtHrgTime					
An Adjudicatory He	earing will be held on < NxtHrgDate > at	< NxtHrgTime >.			
All parties, including I.D.H.W., will attend the Pretrial Conference and the Adjudicatory Hearing. I.D.H.W. and the G.A.L. 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 orde	ers as follows:				
IT IS SO ORDERED.					
Dated:		CaseJudOfficer_>			
	CERTIFICATE OF SERVICE				
I certify that on this date	e I served a copy of the attached to:				
<_AllAttorney_>	<_AttyEmailAddress_>	<_AllAttorney_>			

<_CCListAllParAddrCase_>	< CCListAllParAddrCase > <_CCListAllParAddrCase_>
	<_CourtAdminName_> Clerk of the Court
Dated:	Ву:
	Deputy Clerk

IN THE DISTRICT COURT OF THE <_DISTRICTNAME_> JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF < COUNTYNAME >

In the Matter of:	Case No. <_CaseNum_>
<_NameParam17_>	Child Protective Act (C.P.A.) Summons and Order for Removal
a child(ren) under the age of eighteen (18) years.	Summons and Order for Nemoval
<_PartyConnType26_>	Idaho Code § 16-1611 and Idaho Juvenile Rule 33, 34

YOU ARE HEREBY NOTIFIED THAT:

A petition has been filed in this case in the district court of <_CountyName_> County, Idaho, alleging that the child(ren) named above comes within the jurisdiction of the Child Protective Act (C.P.A). A copy of the petition is attached.

You, as the parent, legal guardian, or custodian of the child(ren) are directed to appear personally before the Court for a Shelter Care Hearing at this time and location:

Service of the petition upon you, as the parent(s), guardian(s), or custodian(s) of the child, confers the personal jurisdiction of the court upon you and subjects you to the provisions of the C.P.A..

If you fail to appear without reasonable cause, the Court may proceed in your absence or may proceed against you for contempt of court. If the Court proceeds without your presence, you may forfeit all of your rights. You may be financially liable for the support of the child(ren).

You have the right to be represented by counsel. If you are unable to afford an 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, call the court before the hearing at this phone number: <_CourtPhoneNum_>.
An attorney has been appointed for you at county expense. Call the court before the hearing at this phone number for your attorney's contact information: < CourtPhoneNum >.

When a child has been placed in the temporary and/or legal custody of the Idaho Department of Health and Welfare (I.D.H.W.) for 15 of the most recent 22 months, I.D.H.W. shall, prior to the last day of the 15th month, file a petition to terminate parental rights, unless the child has been permanently placed with a relative, there are compelling reasons why termination of parental

efforts to reunify the child with his/her family.			
	<_CourtAdminName_> Clerk of the Court		
Dated:	By: 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, <u>20</u> ,		
and personally served the same on	by delivering to		
in	County, state of		
Idaho, a copy of said Summons duly attested by the clerk of the above-entitled court,			
together with a copy of the petition.			
Date: By:	Deputy Marshal / Deputy Sheriff)		

rights is not in the best interest of the child, or the Department has failed to provide reasonable

ORDER FOR REMOVAL

It is contrary to the welfare of the child(ren) to remain in the child's(ren's) present condition or surroundings, and it is in the best interest of the child(ren) to place the child(ren) in the legal custody of the Idaho Department of Health and Welfare (I.D.H.W.) until the Shelter Care Hearing. This finding is made based on the information set forth in the verified Petition under the Child Protective Act (C.P.A.), and the affidavit attached to and incorporated in the Petition, that have been filed in this case.
The child(ren) is an Indian child, or there is reason to believe that the child(ren) is an Indian child, within the meaning of the Indian Child Welfare Act. Removal of the child(ren) is necessary to prevent imminent physical damage or harm to the child(ren). If I.D.H.W. 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(ren) continues to be necessary.
IT IS HEREBY ORDERED that a peace officer or other authorized person promptly take the following child(ren) to an authorized place of shelter care until the Shelter Care Hearing:
Name(s) of child(ren) to be removed: <_NameParam_>
Dated: <_CaseJudOfficer_> Magistrate Judge