**IN THE COURT OF COMMON PLEAS OF** **COUNTY, PENNSYLVANIA**

**JUVENILE DIVISION**

**DOCKET NO:** CP-  -DP-     -    

**FID:**   -FN-      -

**Commonwealth of Pennsylvania**

**In the Interest of:**

**, a Minor**

**Date of Birth**

**PERSONS APPEARING AT THIS HEARING:**

|  |  |  |  |
| --- | --- | --- | --- |
| Child | Legal Counsel for Child | Child’s GAL | CASA |
| Mother | Mother’s attorney | Agency Worker | Agency’s attorney |
| Father | Father’s attorney | Legal Guardian/Custodian | Legal Guardian/Custodian’s attorney |
| Other | |  | |

And now, this       day of      ,      , after hearing on \_\_\_\_\_\_\_\_\_\_\_\_\_\_, the Court hereby enters the following findings and order:

1. **CONSULTATION WITH CHILD**

(a) The views of the child are:      .

(b) CONSULTATION - The court has consulted with the child regarding the child’s permanency plan in a manner appropriate to the child’s age and maturity.

(c) CONSULTATION - The views of the child regarding the permanency plan have been ascertained to the fullest extent possible and communicated to the court by the

(i) Guardian Ad Litem

(ii) Child’s Counsel

(iii) Court-Appointed Special Advocate

(iv) Other person as designated by the court      .

(d) NO CONSULTATION

1. **INCARCERATED PARENT(S)/GUARDIAN(S)**

(a) The Child’s Mother is currently incarcerated.

(b) The Child’s Father is currently incarcerated.

(c) The Child’s Legal Guardian/Custodian is currently incarcerated.

1. **COMPLIANCE**

(a) **MOTHER:**

(i) Compliance with permanency plan not applicable to the Mother

(ii) There has been  no  minimal  moderate  substantial  full compliance with the permanency plan as to the mother, in that      .

(b) **FATHER:**

(i) Compliance with permanency plan not applicable to the Father

(ii) There has been  no  minimal  moderate  substantial  full compliance with the permanency plan as to the father, in that      .

(c) **LEGAL** **GUARDIAN:**

(i) Compliance with permanency plan not applicable to the Legal Guardian,

(ii) There has been  no  minimal  moderate  substantial  full compliance with the permanency plan as to the guardian,      , in that      .

(d) **CHILD:**

(i) Compliance with permanency plan not applicable to the Child

(ii) There has been  no  minimal  moderate  substantial  full compliance with the permanency plan as to the child, in that      .

1. **PERMANENCY PLAN - Reasonable efforts to finalize**

(a) Reasonable efforts have been made by the County Children and Youth Services ("Agency") to finalize this child’s permanency plan, in that      .

(b) Reasonable efforts have NOT been made by the County Children and Youth Services ("Agency") to finalize this child’s permanency plan, in that      .

(c) Reasonable efforts by the County Children and Youth Services ("Agency") to finalize by this child’s permanency plan are not applicable, in that      .

1. **CURRENT PERMANENT PLACEMENT PLAN**

(a) GOAL - The current permanent placement goal for the Child is to remain with the parent or guardian.

The projected date by which this goal might be achieved is      .

(b) CONCURRENT GOAL - The concurrent placement goal for the Child is:

(i) adoption.

(ii) placement with a legal custodian (non-relative).

(iii) placement with a legal custodian (relative).

(iv) placement with a fit and willing relative.

(v) placement with a ready, willing, and able parent not previously identified by the Agency.

(vi) placement in another living arrangement intended to be permanent in nature which is approved by the court, specify      .

1. **PERMANENCY PLAN/PLACEMENT GOAL**

(a) The permanency plan developed for the Child, dated      :

(i) is appropriate and feasible.

(ii) is appropriate and feasible except that it shall be modified or supplemented.

(iii) is not appropriate or feasible.

(b) The current permanent placement goal:

(i) is appropriate and feasible.

(ii) is appropriate and feasible except that it shall be modified or supplemented.

(iii) is not appropriate or feasible.

1. **REASONABLE EFFORTS TO COMPLY WITH FAMILY FINDING REQUIREMENTS**

(a) The Agency has satisfied the requirements of Pa.R.J.C.P.1149 regarding family finding.

(b) The Agency has not satisfied the requirements of Pa.R.J.C.P. 1149 regarding family finding.

(c) The court previously ordered that family finding efforts be discontinued.

1. **CHILD’S SAFETY**

(a) The child is safe in the current placement setting.

(b) The child is NOT safe in the current placement setting because      .

1. **REASONABLE AND PRUDENT PARENT STANDARD**

(a) Sufficient steps have been taken by the county agency to ensure the caregiver is exercising the reasonable and prudent parent standard.

(b) Sufficient steps have not been taken by the county agency to ensure the caregiver is exercising the reasonable and prudent parent standard.

1. **AGE- AND DEVELOPMENTALLY-APPROPRIATE ACTIVITIES**

(a) Sufficient steps have been taken by the county agency to ensure the child has been provided regular, ongoing opportunities to engage in age-appropriate or developmentally-appropriate activities, including consulting with the child about opportunities to participate and identifying and addressing any barriers to participation.

(b) Sufficient steps have not been taken by the county agency to ensure the child has been provided regular, ongoing opportunities to engage in age-appropriate or developmentally-appropriate activities.

1. **SERVICES - for Children age 14 and older**

(a) This Child has not yet attained the age of 14.

(b) This Child, who is at least 14 years of age or older, is in need of services to make the transition to a successful adulthood.

(i) **CURRENT SERVICES** - The following specific independent living services or instructions are currently being provided by the county agency or agency provider:

(ii) **INSTRUCTION NEEDS** - The following areas of need in independent living instruction have been identified by the independent living assessment completed pursuant to the Chafee Act, 42 U.S.C. 671 et seq.:

(iii) **INDEPENDENT SERVICES** - The child will receive the following independent services prior to the next permanency review hearing:

(iv) **LEAST RESTRICTIVE SETTING** - The child is in the least restrictive, most family-like setting that will enable the child to develop independent living skills.

(v) **EFFORTS** - The following efforts have been made to develop and maintain connections with supportive adults regardless of placement type:

(vi) **PROGRESS** - The child  is  is NOT making adequate progress to graduate from high school or is enrolled in another specified program that will assist the child in achieving self-sufficiency.

(vii) **JOB-READINESS** – Specify the job-readiness services that have been provided to the child and the employment/career goals that have been established:

(viii) **PHYSICAL/BEHAVIORAL HEALTH NEEDS** - The child has the following physical health or behavioral health needs that will require continued services into adulthood.

(ix) **STEPS TO ENSURE HOUSING** - The following steps are being taken to ensure that the youth will have stable housing or living arrangements when discharged from care:

1. **TRANSITION PLAN – to be completed for Children during the 90 day period prior to 18th birthday**

(a) A transition plan, including the following, has been developed with the involvement of the child and presented in accordance with Section 475 of the Social Security Act (49 Stat. 620, 42 U.S.C. § 675(5)(H)).

(i) **HOUSING** - The specific plans for housing are:

(ii) **INCOME** - The Child’s source of income is:

(iii) **EDUCATION/VOCATIONAL TRAINING** - The specific plans for pursuing education or vocational training goals are:

(iv) **EMPLOYMENT** - The Child’s employment status and goals are:

(v) **HEALTH INSURANCE** - The Child’s health insurance plan is:

(vi) **HEALTH/BEHAVIORAL HEALTH NEEDS** - The Child has the following continued health or behavioral health needs that will require continued services into adulthood:

(vii) **PROGRAMS** – The following programs provide mentors or assistance in establishing positive adult connections:

(viii) **DOCUMENTS/RECORDS** – All vital identification documents have been provided to the child.

(ix) **SERVICES** – The following support services are needed:

1. **TRANSITION PLAN**

(a)Transition plan is approved.

(i) The transition plan developed for this Child, dated      , is appropriate and feasible.

(ii) The transition plan developed for this Child, dated      , for this Child is appropriate and feasible except that it shall be modified or supplemented as follows:

(b) Transition plan is not approved.

(i) The transition plan developed for this Child, dated      , is not appropriate, and/or not feasible, in that

1. **CONTINUATION OF JURISDICTION – for Children age 18 and older**

(a) The child has requested the court to retain jurisdiction and remains under the jurisdiction of the court as a dependent child because the child is:

(i) completing secondary education or an equivalent credential;

(ii) enrolled in an institution which provides post-secondary or vocational education;

(iii) participating in a program actively designed to promote or remove barriers to employment;

(iv) employed for at least 80 hours per month; OR

(v) incapable of doing any of the activities described in subparagraph (i), (ii), (iii) or (iv) due to a medical or behavioral health condition, which is supported by regularly updated information in the permanency plan of the child.

1. **FURTHER FINDINGS**

(a) THE COURT FURTHER FINDS:

(b) Further Findings Attached

**FINDINGS FOR CHILDREN BEING PLACED**

1. **REASONABLE EFFORTS TO PREVENT REMOVAL FROM HOME**

(a) The Court finds that to allow the Child to remain in the home would be contrary to the Child’s welfare and that:

(i) Reasonable efforts were made by the Agency to prevent or eliminate the need for removal of the Child from the home.

(ii) Preventive services were not offered due to the necessity for emergency placement. The lack of services was reasonable under the circumstances. This level of effort was reasonable due to the emergency nature of the situation, safety considerations, and circumstances of the family.

(iii) Reasonable efforts are underway to make it possible for the Child to return home, the Court having previously determined pursuant to 42 Pa.C.S. § 6332 that reasonable efforts were not made to prevent the initial removal of this Child from the home.

1. **REASONABLE EFFORTS TO PLACE WITH SIBLING**

*(Must be completed if the Child has a sibling who is subject to removal from his home.)*

(a) Reasonable efforts were made prior to the placement of the Child to place the siblings together.

(b) No reasonable efforts were made prior to the placement of the Child to place the siblings together.

(c) Joint placement with the sibling(s) is contrary to the safety or well-being of the Child or sibling(s). Specifically,      .

**ORDER OF COURT - On the basis of the above findings, IT IS HEREBY ORDERED THAT:**

1. **ORDER OF COURT**

(a) **Change of Goal** – The new permanent placement goal is hereby determined to be:

(i) remain with the parent or guardian.

(ii) return to parent or guardian.

(iii) adoption.

(iv) placement with a legal custodian (non-relative).

(v) placement with a legal custodian (relative).

(vi) placement with a fit and willing relative.

(vii) placement with a ready, willing, and able parent not previously identified by the agency.

(viii) placement in another living arrangement intended to be permanent in nature which is approved by the Court, specify      .

The projected date by which the goal for the child might be achieved is      .

(b) **Legal Custody** - The child shall remain in the legal custody of the Agency.

(c) **Physical Custody** - The child shall remain in the physical custody of Agency.

(d) **Protective Supervision** - The child shall remain under the protective supervision of the Agency.

(e) **Child Removed** – The child shall be returned to the Agency. The court finds that to allow the child to remain in the home would be contrary to the child’s welfare, best interest, health and safety. Child is to be removed from the home of      , Relationship:

(f) **Placement**

(i) PLACEMENT – The Child shall be placed (for first placement or any moves), by the agency in

remain in

|  |  |  |  |
| --- | --- | --- | --- |
| **Kinship Care** | **Foster Care** | **Congregate Care** | **Hospitalization** |
| Relative Care-Maternal | Foster Home | Shelter Care | Medical Care Facility |
| Relative Care-Paternal | Pre-Adoptive Home (Non-Kinship) | Group Home | Psychiatric Facility |
| Pre-Adoptive Home | Supervised Independent Living | Residential Facility |  |
| Kinship Non-Relative Care |  | Residential Treatment Facility |  |
| Specify/Other: | Specify/Other: | Specify/Other: | Specify/Other: |

(ii) The Child’s placement is the least restrictive placement that meets the needs of the Child and there is no less restrictive alternative available, in that      .

(g) **Child’s Whereabouts Unknown**

(i) Child has run away

(ii) Other:

(h) **Transfer of Legal Custody** - Legal custody of the child is transferred permanently to      , by:      , subject to the following conditions:

(i) **Legal Custody/Modified Permanency Plan** - The child shall remain in the legal custody of the Agency for placement in accordance with the permanency plan as it may have been modified by this court above, until the next permanency hearing or until further order of the court.

(j) **Legal and Physical Custody/Modified Permanency Plan** - The child shall remain in the legal and physical custody of the Agency for placement in accordance with the permanency plan as it may have been modified by this court above, until the next permanency hearing or until further order of the court.

(k) **Visitation** – The additional condition(s) of visitation is set forth as

1. **EDUCATION/EVALUATIONS**

(a) **EDUCATIONAL NEEDS** – The Child’s educational needs are  being addressed  not being addressed.

(b) **HIGH SCHOOL DIPLOMA OR GED** – The Child has attained a  high school diploma  GED.

(i) The Child is pursuing post-secondary education.

(ii) The Child is not pursuing post-secondary education.

(c) **STABILITY AND APPROPRIATENESS** – In order to ensure the stability and appropriateness of the Child’s education, the agency shall provide the following services:

(d) **EDUCATIONAL DECISION MAKER** - An educational decision maker:

(i) Shall be appointed pursuant to Rule 1147. Specify, if available:

(ii) Continues to be necessary at this time. Specify, if available:

(iii) Is not necessary at this time, in that:

(iv) Is not applicable at this time, in that:

(e) **EDUCATIONAL EVALUATIONS** – Specify any educational evaluations, tests, counseling, or treatments that are necessary:

(f) **EDUCATIONAL SETTING** – While the Child is in placement, he/she shall attend:

(i) his/her school of origin.

(ii) a public school in proximate location to the placement facility.

(iii) a school facilitated by the placement facility, as this court finds it is not in the best interest of the Child to attend school elsewhere.

1. **HEALTH/EVALUATIONS**

(a) **HEALTH CARE AND DISABILITY** – If parental consent cannot be obtained, the following evaluations and treatment are authorized:

(b) **HEALTH EVALUATIONS** – Specify any health evaluations, tests, counseling, or treatments that are necessary:

1. **FAMILY FINDING**

(a) **ENGAGE AND CONTINUE** – The court orders the Agency to engage and continue in family finding until further order of court, including, but not limited to: specialized computer searches; interviewing the child and all known family members; interviewing prior caregivers and placement providers; interviewing any previous caseworkers and probation officers; interviewing past and present service providers and therapists; checking social media sites; completing a genogram, family tree, or mapping; and all other sources that would lead to the identification of family members, kin, and fictive kin. The Agency shall present its family finding efforts at the next court hearing scheduled for this child.

(b) **ENGAGE AND CONTINUE** – The court orders the Agency to engage and continue in family finding until further order of court, specifically,     . The Agency shall present its family finding efforts at the next court hearing scheduled for this child.

(c) **DISCONTINUED** – Family finding shall be discontinued because it is determined that:

(i) it no longer serves the best interests of the child.

(ii) it is a threat to the child’s safety.

(iii) the child is in a pre-adoptive placement and the court proceedings to adopt the child have been commenced.

(d) **RESUMED** – The Agency shall resume family finding because resuming family finding is best suited to the safety, protection and physical, mental and moral welfare of the child and does not pose a threat to the child’s safety.

1. **FURTHER ORDERS**

(a) IT IS FURTHER ORDERED THAT:

(b) Further Orders Attached

Such disposition having been determined to be best suited to the protection and physical, mental

and moral welfare of the child.

**Next Scheduled Court Event: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.**

**RECOMMENDED:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Juvenile Court Hearing Officer

This Juvenile Court Hearing Officer's recommendation is not final until confirmed by the Court below. A party may challenge the recommendation by filing a motion with the clerk of courts within three (3) days of receipt of the recommendation.

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20 \_\_\_\_ this Court finds the Juvenile Court Hearing Officer's recommendation is in the best interest of the Child and is hereby adopted as an Order of Court.

**BY THE COURT:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Judge

Copies To: