

151.1
IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

IN THE INTEREST OF

Name _____ Case No. _____
Year of Birth _____ A male female

JOURNAL ENTRY AND ORDER OF DISPOSITION

Pursuant to K.S.A. 38-2253, 38-2255 and 42 U.S.C. §671 *et seq.*

Now on this _____ day of _____, _____, the above-captioned matter comes on for disposition.

The Court finds that the child named above has been adjudicated a Child in Need of Care. The Court finds that the Indian Child Welfare Act (ICWA) is not applicable. (*If there is reason to know the child is an Indian child, use ICWA Form 217.1*)

The Court finds that jurisdiction and venue are proper. Notice to parties, interested parties and those required to receive notice has been given as required by law.

The petitioner appears by _____ **County/District Attorney or designee** **other** _____.

The child appears **in person and** **not in person, but by the child's guardian *ad litem*,** _____.

_____, the mother **appears in person *pro se*** **appears in person, and through her attorney,** _____ **appears not in person, but by and through her attorney** _____ **does not appear.**

_____, the **father** **putative father of** _____, **appears in person *pro se*** **appears in person, and through his attorney,** _____ **appears not in person, but by and through his attorney,** _____ **does not appear.**

Interested parties appearing:

The Secretary appears through:

Also present:

THE COURT FINDS:

1. The child named above has been adjudicated a Child in Need of Care and the Court's previous findings and orders:

- shall remain in full force and effect.
- shall remain in full force and effect to the extent that they are not inconsistent with any findings or orders in the present order, and except that it is now in the best interest of the child.

2. Appropriate public and private agencies **have made** **have not made** reasonable efforts to facilitate the permanency plan. (*Specify basis for the finding.*)

3. The Court **approves and adopts the proposed permanency plan as the plan for permanency in the present matter or** **does not approve the proposed permanency plan and orders a new permanency plan submitted to the Court within 30 days.**

4. THE COURT FURTHER FINDS:

5. THE COURT THEREFORE FINDS AND ORDERS:

(If this is the first order removing a child from parental custody, complete and attach Form 107.)

A grandparent has requested custody and, in evaluating what custody, visitation and residency arrangements are in the best interests of the child, substantial consideration is given to the wishes of the parents, child, and grandparent; the extent that the grandparent has cared for the child; the intent and circumstances under which the child is placed; and the physical and mental health of all involved individuals.

The above name child **shall be** **shall remain** placed in custody of:

- _____ a parent.
- _____ a relative.
- _____ an unlicensed person with close emotional ties to the child.
- _____ a youth residential facility.

- _____ a shelter facility.
- The Secretary, if the child is 15 years of age or younger, or 16 or 17 years of age if the child has no identifiable parental or family resources or shows signs of physical, mental, emotional or sexual abuse.

AND

- A child support order shall issue.
- Each parent shall submit information to the child support office for a child support order to be prepared, or present documentation of a current child support order within _____ days.

6. THE COURT ORDERS all providers of services including educational services, treatment, education or care of the child and family, even if not specifically referred to herein, to provide information including any and all educational records to the secretary, any entity providing services to the child and family, counsel for the parties including the county or district attorney, appointed CASA, Citizen Review Board members, the court, and each other to the extent needed to ensure the safety of the child, prevent further abuse or neglect, and to provide appropriate treatment, care and services to the child and family. This order encompasses and complies with the provisions of the Family Education Rights and Privacy Act (20 U.S.C. 1232g; 34 C.F.R. 99 and the Privacy Rule of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), 45 C.F.R. 164.512(e)(1).

7. THE COURT FURTHER ORDERS:

8. A restraining order shall be filed against _____.

9. **The Secretary** **Court Services** _____ shall complete reports and submit them to the Court by _____.

THE COURT FURTHER ORDERS this matter set for review hearing before
 the Court the CRB on the _____ day of _____, _____, at _____
 a.m. p.m. and for permanency hearing before the Court the CRB on the _____ day of _____, _____, at _____ a.m. p.m.

IT IS SO ORDERED THIS _____ day of _____, _____.