

Case Name: _____

Case #: _____

Circle: *Clear/Convincing Evidence*

BRD (ICWA)

EPP? Y/N

NOTES:

1. Adj. Dependent/Neglected on: _____
2. Abandonment if:
 - surrendered physical custody for period of 6 months or more (date: _____)
 - not manifested firm intention to resume physical custody or to make permanent legal arrangements for the care of the child.
 - Identity of parent unknown, for more than 3 months, and reasonable efforts to identify and locate have failed.
3. No appropriate treatment plan can be devised to address the unfitness of the parent(s) with one of these basis:
 - Emotional illness/mental illness/mental deficiency of such duration or nature as to render parent unlikely within a reasonable time to care for the needs of the child.
 - Single incident resulting in SBI or disfigurement of the child
 - Long-term confinement of the parent, not eligible for parole for at least 6 years from adj. Or in EPP case, 36 months from adj. AND finding by C&C that no appropriate treatment plan can be devised to address unfitness.
 - SBI or death of a sibling due to proven parental abuse or neglect
 - Identifiable pattern of habitual abuse to which the child or another child has been subjected and as a result of which a court has adj. another child as dependent or neglected based upon allegations of sexual or physical abuse, or a court of competent jurisdiction has determined that such abuse has caused the death of another child.
 - Identifiable pattern of sexual abuse on the child
 - Torture of or extreme cruelty to the child, a sibling of the child or another child of either parent.
4. The child is adj. AND ALL OF THE FOLLOWING:
 - Appropriate treatment plan approved by the Court (on: _____)
 - Not been reasonably complied with or has not been successful or could not be devised.
 - If EPP: not in compliance/successful if:
 - Parent has not attended visitation, unless good cause shown
 - Parent exhibits same problems without adequate improvement (including: with the relationship, unwilling/unable to provide nurturing/safe parenting.

- Parent is unfit
 - must find a basis:
 - any above in #3
 - Physical/sexual abuse
 - history of violent behavior
 - single incident of SBI, life-threatening, or disfigurement of the child
 - Excessive use of alcohol/substances - affects ability to care for child
 - neglect
 - injury or death of a sibling due to proven parental abuse or neglect
 - reasonable efforts by child-caring agencies have been unable to rehabilitate the parent(s)
 - prior involvement in abuse/neglect case
 - foster care for 15 of the last 22 months unless
 - with relative
 - finding that not in BIC
 - RE have not been provided
 - its due to circumstances beyond control of the parent
 - 2 + occasions a child in the physical custody of the parent has been adj. d&n.
 - 1+ occasions a child in the physical custody of parent has been terminated.
 - The conduct or condition of the parent is unlikely to change within a reasonable time.

5. Primary cns given to the physical, mental, emotional conditions/needs of the child: