

**IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS**

IN THE INTEREST OF:

Name \_\_\_\_\_ Case No. \_\_\_\_\_

DOB \_\_\_\_ / \_\_\_\_ A \_\_\_\_ male \_\_\_\_ female

Name \_\_\_\_\_ Case No. \_\_\_\_\_

DOB \_\_\_\_ / \_\_\_\_ A \_\_\_\_ male \_\_\_\_ female

Name \_\_\_\_\_ Case No. \_\_\_\_\_

DOB \_\_\_\_ / \_\_\_\_ A \_\_\_\_ male \_\_\_\_ female

**PERMANENCY HEARING ORDER FOR CHILD IN NEED OF CARE**

Pursuant to K.S.A. 38-1565

*(Orders pertaining to more than one child must include findings specific to each child listed in the caption.)*

NOW on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, the above-captioned matters come on for a permanency hearing [ to establish a permanency plan] [ for review of the plan for permanency, progress being made towards the goals of the plan and the viability of those goals].

THE COURT FINDS jurisdiction and venue are proper. All required notices have been given. All interested parties and any foster parents, pre-adoptive parents and relatives providing care have been properly notified.

The petitioner appears by \_\_\_\_\_, [ Assistant] County/District Attorney or [ SRS] Attorney. The child(ren) appear [ in person and] [ not in person, but] by the child(ren)'s guardian ad litem, \_\_\_\_\_. The mother appears [ not] [ in person *Pro se*] [ in person, and through her attorney, \_\_\_\_\_] [ not in person, but by and through her attorney, \_\_\_\_\_]. The [ putative] father appears [ not] [ in person *Pro se*] [ in person, and through his attorney, \_\_\_\_\_] [ not in person, but by and through his attorney, \_\_\_\_\_].

Other interested parties appearing are: \_\_\_\_\_.

Others in attendance are: \_\_\_\_\_.

SRS is present through: \_\_\_\_\_.

The Court, having reviewed the file, received the evidence, and heard statements of counsel, FINDS THAT:

1.  a. The proposed permanency plan presented to the Court [ should] [ should not]

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be approved and adopted by the court as the plan for permanency in these matters.

b. The progress to achieve the goals of the former permanency plan [ **is**] [ **is not**] adequate.

2.  a. Reasonable efforts [ **have**] [ **have not**] been made to accomplish the [ **former**] [ **present**] permanency goal of [ **reintegration**] [ **adoption**] [ **permanent guardianship**] [ **kinship placement**] [ **other planned permanent living arrangement of (describe arrangement)**]  
specifically (describe efforts): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. Reasonable efforts to reunify the child(ren) and the family are not required due to the following circumstances when reintegration may not be a viable alternative as set out in K.S.A. 38-1563(h): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c. Reasonable efforts set out in the case plan necessary for a safe return of the child(ren) have not been made available to the parent with whom reintegration was planned, specifically: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Continued out of home placement [ **is**] [ **is not**] necessary for the safety of:

NAME: \_\_\_\_\_

NAME: \_\_\_\_\_

NAME: \_\_\_\_\_

because (**complete only if “is necessary” is checked**) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The child(ren)'s needs [ **are**] [ **are not**] being adequately met.

5. The child(ren) are in out of state placement, and such placement [ **continues**]

[ **does not continue**] to be appropriate and in the best interests of the child(ren).

6.  a. Reintegration is no longer a viable alternative for:

*(Check appropriate status from list below:)*

NAME: \_\_\_\_\_ Status:  1  2  3

NAME: \_\_\_\_\_ Status:  1  2  3

NAME: \_\_\_\_\_ Status:  1  2  3

(1) The child(ren) are in a stable placement with a relative.

(2) Either adoption or permanent guardianship might be in the best interests of the child(ren) and the [ **county**] [ **district**] attorney or attorney's designee shall file a pleading to terminate parental rights or a pleading to establish a permanent guardianship within 30 days.

3) Legal guardianship and adoption have been considered and the state has documented a compelling reason in support of another planned permanent living arrangement.

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or

b. Reintegration continues to be a viable alternative for:  
*(Check appropriate status from list below:)*

NAME: \_\_\_\_\_ Status:  1  2  3  4

NAME: \_\_\_\_\_ Status:  1  2  3  4

NAME: \_\_\_\_\_ Status:  1  2  3  4

(1) The child(ren) should not be reintegrated until further order of the court.  
(2) The child(ren) may return home [ **immediately**] [ **with a target date of \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_,] [ **if the following conditions are met:** \_\_\_\_\_**

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

(3) Services set out in the case plan necessary for a safe return of the child(ren) have not been made available to the parent with whom reintegration was planned.  
(4) Within 30 days, a new plan for reintegration should be prepared and submitted to the Court with measurable goals, objectives and time frames

7. The previous orders of this Court [ **shall continue in full force and effect**]  
[ **except as hereby modified**] [ **are hereby rescinded and the following orders are hereby issued pursuant to K.S.A. 38-1563**]:

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

See Dispositional Order from this hearing.

THE COURT FURTHER FINDS:

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

THE COURT FURTHER ORDERS:

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

IT IS FURTHER ORDERED that this matter should be set for \_\_\_\_\_ hearing on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ : \_\_\_\_\_ A.M./P.M.

BY ORDER OF THE COURT THIS \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge of the District Court