

ORDER OF SHELTER CARE

IN THE JUVENILE OR FAMILY COURT OF \_\_\_\_\_ COUNTY, ALABAMA  
(Name of County)

In the Matter of \_\_\_\_\_, a child  
On \_\_\_\_\_, a shelter care hearing was held.  
(date)

Note: Check which parties and attorneys or others who were present at the hearing, place their names in the blanks, and check whether or not the attorneys were appointed or retained:

	Child's Attorney	_____	Appt	Rtnd
<input type="checkbox"/> Child	<input type="checkbox"/> Guardian ad item (GAL)	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> DHR Worker	<input type="checkbox"/> Attorney	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> Mother	<input type="checkbox"/> Atty/GAL	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> Father (if known)	<input type="checkbox"/> Atty/GAL	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> Custodian	<input type="checkbox"/> Attorney	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> Other	<input type="checkbox"/> Attorney	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd
<input type="checkbox"/> Foster parents	<input type="checkbox"/> Attorney	_____	<input type="checkbox"/> Appt	<input type="checkbox"/> Rtnd

The Court, having considered the  agreement  stipulation of facts  relevant and material evidence presented, the Court finds in accordance with the requirements of Public Law 96-272, as amended by Public law 105-89, and Ala. Code 1975, §12-15-312 as follows [**CHECK WHICH BOXES ARE APPLICABLE**]:

1. That continuation of the residence of the child in his or her home would be contrary to the welfare of the child because:

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_, and based on the testimony of the parties, I incorporate into this Order the finding in the court report;

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_, and based on the testimony of the parties, I modify the findings of the Department in its court report, as follows:

**[In this section, the court must state reasons why the child was removed from the home and cannot be returned home.]**

2. That the efforts made by the Department to prevent the removal of the child from his or her home:

were  were not reasonable. The Department's efforts consisted of the following:

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_ and based on the testimony of the parties, I incorporate into this Order the efforts described in the court report;

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_ and based on the testimony of the parties, I modify the findings in the court report, as follows:

3. That an emergency situation exists which requires the immediate temporary removal of the child from his/her home and that under the conditions described in the Department's attached written court report dated \_\_\_\_\_, p. \_\_\_\_\_ reasonable efforts were not required/appropriate because of the emergency situation, as follows:

**ORDER OF SHELTER CARE**

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_ and based on the testimony of the parties, I incorporated into this Order the efforts described in the report;

After reviewing the attached Department's written court report dated \_\_\_\_\_, p. \_\_\_\_\_ and based on the testimony of the parties, I modify the finds in the court report, as follows;

[Note: The following items only need to be completed if these situations apply]:

That reasonable effort is not required to be made because:

The parental rights of  the mother  the father to \_\_\_\_\_, a sibling has been involuntary terminated;

This court has determined that  the mother  the father has subjected  the child or  a sibling of the child to an aggravated circumstance, specifically \_\_\_\_\_, and the risk of child abuse or neglect is too high for the child to remain at home safely or to be returned home.

This court has determined that  the mother  the father committed  murder pursuant to Ala. Code 1975, §13A-6-2, or  manslaughter pursuant to Ala. Code 1975, §13A-4-\_\_\_\_, of \_\_\_\_\_, to  another child of the parent or  the other parent of the child, as shown in Case No. \_\_\_\_\_;

This court has determined that  the mother  the father committed  Assault 1<sup>st</sup> pursuant to Ala. Code 1975, §13A-6-22,  Assault 2<sup>nd</sup> pursuant to Ala. Code 1975, §13A-6-23, which resulted in the serious bodily injury to the child or \_\_\_\_\_,  another child of such parent or  the other parent of the child.

A permanency hearing is scheduled to take place at \_\_\_\_\_, which is within 30 days from today's date.

It is hereby **ORDERED, ADJUDGED, and DECREED** as follows [**CHECK WHICH BOXES ARE APPLICABLE**]:

The child is released to custody of \_\_\_\_\_ pending trial under the attached terms and conditions.

Custody of the child is transferred to the \_\_\_\_\_ County Department of Human Resources, pendente lite. With the Department having discretion in planning and placement pending an adjudicatory/disposition hearing in \_\_\_\_\_ days.

That the  GAL  child's attorney shall perform the following duties:

That the Department shall schedule an Individualized Service Plan (ISP) meeting with all parties present.

This matter is set for docket call on \_\_\_\_\_ at \_\_\_\_\_ for the trial week of \_\_\_\_\_. All parties and attorneys must be present.

Case is DISMISSED.

Other:

DONE and ORDERED: \_\_\_\_\_

(Date)

(JUDGE)