

**POST DISPOSITIONAL PERMANENCY HEARING ORDER
(ADOPTION— ICWA)**

STATE OF SOUTH DAKOTA:

IN CIRCUIT COURT

SS:

COUNTY OF _____

_____ JUDICIAL CIRCUIT

THE PEOPLE OF THE STATE OF SOUTH
DAKOTA IN THE INTEREST OF,

File No: _____

(DOB: _____)
Child(ren), and concerning

**POST DISPOSITIONAL
PERMANENCY HEARING ORDER**

DEPT. OF SOCIAL SERVICES

(ADOPTION— ICWA)

Guardian/Custodians(s),

(TRIBE)

(TRIBE)

Intervenor.

The above-entitled matter having come before the Court for a Permanency Hearing on the (DAY) day of (MONTH), (YEAR); the Honorable (ENTER NAME), presiding; the State of South Dakota represented by (DEPUTY STATE’S ATTORNEY / STATE’S ATTORNEY), (ENTER NAME); the South Dakota Department of Social Services appearing through Family Services Specialist, (ENTER NAME); the minor child(ren) (APPEARING / NOT APPEARING) in person (AND / BUT) represented by counsel, (ENTER NAME); the Tribe (APPEARING THROUGH ICWA REPRESENTATIVE / NOT APPEARING THROUGH ICWA REPRESENTATIVE) (AND / BUT) (REPRESENTED BY COUNSEL / NOT REPRESENTED BY COUNSEL), (ENTER NAME); CASA (APPEARING THROUGH ITS DESIGNATED AGENT / NOT APPEARING / APPEARING VIA TELEPHONE); the Court, having reviewed the records and files herein and being fully informed in the premises, does now hereby:

ORDER, that the minor child is an enrolled member of the (ENTER TEXT) Tribe and the (ENTER TEXT) Tribe is the minor child’s Indian tribe; and it is further

ORDERED, that the minor child, shall remain in the adoptive custody of the Department of Social Services; and it is further

ORDERED, that the Department of Social Services has made active efforts to achieve the permanent plan of adoption and will continue to do so; and it is further

ORDERED, that the least restrictive alternative available in the minor child's best interest is for legal and physical custody of the minor children to remain with the Department of Social Services; and it is further

ORDERED, that there is good cause to place the minor child outside the ICWA placement preferences; and it is further

ORDERED, the Department of Services' plan to ensure the stability and safety of the minor child's placements.

This Order is effective the (DAY) day of (MONTH), (YEAR).

BY THE COURT:

The Honorable (ENTER NAME)
Judge of the Circuit Court