STATE OF SOUTH DAKOTA ) IN CIRCUIT COURT

) SS.

COUNTY OF       )       JUDICIAL CIRCUIT

)

The People of the State of )

South Dakota in the Interest of, ) COURT FILE NO:

)

**CHILD (DOB)** )  **STATE’S PROPOSED**

Child(ren), and concerning ) **ADOPTION AND SAFE**

**) FAMILIES ACT**

) **ORDER**

**MOTHER (DOB)**) (non ICWA)

**FATHER (DOB)** )

Respondent(s). )

The above-entitled matter having come before the Court for a “No Reasonable Efforts” Hearing pursuant to the Adoption and Safe Families Act on the       day of      , 20     ; the Honorable       presiding; the State of South Dakota represented by Deputy State’s Attorney     ; the South Dakota Department of Social Services appearing through Family Services Specialist,      ;      , the Respondent mother, appearing in person and represented by counsel,      ;      , the Respondent father, appearing in person and represented by counsel,      ; the minor child not appearing in person but represented by counsel,      ; CASA appearing through representative; and the Court, having reviewed the records and files herein and being fully informed in the premises and having made and entered its Findings of Fact and Conclusions of Law by clear and convincing evidence does now hereby:

ORDER, that the Adoption and Safe Families Act is applicable to this case; and it is further

ORDERED, that the Department of Social Services has provided reasonable efforts to prevent the removal of the minor child from the home but the removal of the child from the home was necessary because continued presence of the child in the home was injurious to his welfare; and it is further

ORDERED, that the least restrictive alternative available in the minor child’s best interest is for the legal and physical custody of the minor child to remain with the Department of Social Services, it being contrary to the child’s best interests and welfare to return to the legal and physical custody of the child to the Respondent parents; and it is further

ORDERED, that the Department of Social Services is relieved from providing any further efforts towards reunification; and it is further

ORDERED, that a Dispositional Hearing shall be held within 30 days.

Dated this       day of      , effective, however, the       day of      , 20     , being the date of the hearing affording judicial basis for this order.

BY THE COURT:

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

ATTEST: The Honorable

Judge of the Circuit Court

Clerk of Courts

BY

Deputy

(SEAL)