

**PETITION FOR TERMINATION OF PARENTAL RIGHTS
ABUSE OR NEGLECT**

STATE OF SOUTH DAKOTA:
SS:

IN CIRCUIT COURT

COUNTY OF _____

JUDICIAL CIRCUIT

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

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

(DOB: _____)

(DOB: _____)
Respondent(s),

File No: _____

**PETITION FOR TERMINATION OF
PARENTAL RIGHTS
ABUSE OR NEGLECT**

The Petition of (ENTER TEXT) respectfully represents:

- 1) That (HE / SHE) is a resident of the State of South Dakota.
- 2) That (ENTER NAME) is a child under eighteen years of age, being of the age of (ENTER TEXT) years old and who was residing in or present in (COUNTY NAME) County at the commencement of these proceedings.
- 3) That the names and addresses of the parent(s), guardian or custodian of said child are:

Name

Address

- 4) That said child is in the legal and physical custody of the Department of Social Services.
- 5) The minor child (IS / IS NOT) an Indian Child as defined by the Indian Child Welfare Act (ICWA) and thus ICWA (WOULD APPLY / WOULD NOT APPLY) to these proceedings. (TRIBE)

- 6) That this Petition for Termination action is brought by the State on behalf of the South Dakota Department of Social Services on the following basis:
- A) The parent guardian or custodian has abandoned the minor child.
 - B) The Court has determined that the Adoption and Safe Families Act applies pursuant to SDCL §26-8A-22.
 - C) The parent, guardian or custodian has agreed to the termination of parental rights.
 - D) The parents, guardian or custodian have not met the conditions for return and have not made the necessary behavioral changes for the child to be returned.

THEREFORE, petitioner prays that the Court fix a day for hearing on this Petition, that Summons issue to the Respondents requiring them to appear before the Court to answer to the allegations of the Petition, and if the allegations of the Petition are sustained, to make an Order of Final Disposition.

Petitioner
(ADDRESS)
(PHONE NUMBER)