

**STATE'S PROPOSED
ADOPTION AND SAFE FAMILIES ACT ORDER
(NON 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

**STATE'S PROPOSED
ADOPTION AND SAFE FAMILIES ACT
ORDER**

(DOB: _____)

(NON-ICWA)

(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) day of (MONTH),
(YEAR); the Honorable (ENTER NAME) presiding; the State of South Dakota represented by
(STATE'S / DEPUTY STATE'S) Attorney, (ENTER NAME); the South Dakota Department of
Social Services appearing through Family Services Specialist, (ENTER NAME); (ENTER
NAME), the Respondent mother, (APPEARING IN PERSON / NOT APPEARING IN
PERSON) (AND / BUT) (REPRESENTED BY COUNSEL / NOT REPRESENTED BY
COUNSEL), (ENTER NAME); (ENTER NAME), the Respondent father, (APPEARING / NOT
APPEARING) in person (AND / BUT), (REPRESENTED BY COUNSEL / NOT
REPRESENTED BY COUNSEL), (ENTER NAME); the minor children (APPEARING / NOT
APPEARING) in person (AND / BUT) represented by counsel, (ENTER NAME); CASA
(APPEARING THROUGH REPRESENTATIVE / NOT APPEARING); 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) day of (MONTH, YEAR), effective, however, the (DAY) day of (MONTH), (YEAR), being the date of the hearing affording judicial basis for this order.

BY THE COURT:

ATTEST:

Clerk of Court

BY: _____
Deputy (ENTER NAME)
(SEAL)

The Honorable (ENTER TEXT)
Judge of the Circuit Court