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:

 )

 ) **PETITION FOR** **TERMINATION**

) **OF PARENTAL RIGHTS**

**CHILD (DOB )** ) **ABUSE OR NEGLECT**

Child, and concerning )

 )

**MOTHER (DOB)** )

**FATHER (DOB)** )

 Respondent(s). )

 The Petition of respectfully represents:

1. That she/he is a resident of the State of South Dakota.
2. That is achild under eighteen years of age, being of the age of [ ]  years old and who was residing in or present in       County at the commencement of these proceedings.
3. That the names and addresses of the parent’s guardian or custodian of said child are:

1. That said child is in the legal and physical custody of the Department of Social Services.
2. The minor child is (OR IS NOT) an Indian Child as defined by the Indian Child Welfare Act (ICWA) and thus ICWA would apply (OR WOULD NOT APPLY) to these proceedings. (TRIBE)
3. 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:
4. The parent guardian or custodian has abandoned the minor child.
5. The Court has determined that the Adoption and Safe Families Act applies pursuant to SDCL §26-8A-22.
6. The parent, guardian or custodian has agreed to the termination of parental rights.
7. 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