

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

IN THE INTEREST OF

Amended

Name

**Order Concerning Termination
of Parental Rights
(Voluntary)**

Date of Birth

Indian Child Welfare Act

Case No. _____

This Termination of Parental Rights Hearing was held on [Date] _____, which is the effective date of this Order.

THE COURT FINDS:

1. Notice was given to all those entitled to notice.
2. The provisions of the Indian Child Welfare Act were followed.

3. The parent(s) are

- A. Mother's name: _____ Date of birth: _____
 B. Father's name: _____ Date of birth: _____
 C. Other possible father(s):
Name: _____ Date of birth: _____
Name: _____ Date of birth: _____
Name: _____ Date of birth: _____

4. There was no declaration of paternal interest.

5. Mother Father have freely, voluntarily, and knowingly consented in writing (IW-1637) before a judge to a termination of their parental rights.

6. It is in the best interest of the child that the parental rights of the mother father be terminated after considering the following factors:

- The likelihood of the child's adoption after termination.
- The age and health of the child, both at the time of the disposition and, if applicable, at the time the child was removed from the home.
- Whether the child has substantial relationships with the parent or other family members, and whether it would be harmful to the child to sever these relationships.
- The wishes of the child.
- The duration of the separation of the parent from the child.
- Whether the child will be able to enter into a more stable and permanent family relationship as a result of the termination, taking into account the conditions of the child's current placement, the likelihood of future placements and the results of prior placements.

7. An adoptive parent of the child has voluntarily consented to the termination of his or her parental rights to the child.
8. Reasonable efforts to achieve the permanency goal of the permanency plan, including through an out-of-state placement if appropriate, were *[Complete one of the following only if there is a permanency plan]*
- made by the department or agency responsible for providing services.
- _____
- not made by the department or agency responsible for providing services.
9. Any parent who has appeared has been informed of the provisions of §§48.432, 48.433 and 48.434, Wis. Stats.
10. Other: _____

THE COURT ORDERS:

1. A. The parental rights of [Name of Parent(s)] _____ is/are terminated. Guardianship, placement and care responsibility, and custody of the child
- remain with the parent whose rights have not been terminated.
- are transferred pending adoption to _____
- Other: _____
- Placement has been made in accordance with the order of preference set forth in the Indian Child Welfare Act.
- OR
- There is good cause to depart from the order of placement preference in the Indian Child Welfare Act.
- Specify: _____

If guardianship or custody is transferred to an agency, that agency shall be responsible for securing the adoption of the child or establishing the child in a permanent family setting. The child's permanency plan

was filed.

is attached.

will be filed within 60 days.

If a parent for whom the parental rights were terminated was an adoptive parent of the child, a copy of this order and notice of any additional scheduled hearings shall be provided to the child's biological parent(s) or prior Indian custodian and tribe by registered or certified mail with return receipt requested. The biological parent(s) or former Indian custodian may petition for return of custody of the child and/or participate in scheduled hearings.

The provisions of §§48.432, 48.433 and 48.434, Wis. Stats., are attached.

- B. The Petition to Terminate Parental Rights of [Name] _____ is dismissed.
2. Other: _____

THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL.

DISTRIBUTION:

1. Court
2. Child's Guardian ad Litem/Adversary Counsel
3. Parents
4. Parents' Attorney(s)
5. District Attorney/Corporation Counsel
6. Caseworker
7. DCF Public Adoption Agency – if given guardianship (certified copy)
8. Guardian appointed under §48.977 (2) - certified copy
9. Tribe
10. Indian Custodian