

Superior Court of Washington, County of _____
Juvenile Court

Dependency of:

No:

Order on Motion to Take Child Into
Custody and Place in Shelter Care

D.O.B.:

Granted (ORTCC)

Denied (ORDYMT)

I. Basis

The court has considered a motion, statement, and declaration requesting an order to take the above-named child into custody.

II. Findings

- 2.1** A petition has been filed with the court alleging that the child is dependent, pursuant to RCW 13.34.030.
- 2.2** It is currently contrary to the child's welfare for the child to remain at home. The petition and/or supporting declarations and affidavits establish reasonable grounds to believe that the child is dependent and that removal of the child is necessary to prevent imminent physical harm due to child abuse or neglect.
- 2.3** The petitioner filed a petition with sufficient corroborating evidence to establish the child is dependent and there are reasonable grounds to believe removal is necessary to prevent imminent physical harm to the child due to abuse or neglect, and:

because of the risk of imminent physical harm to the child, there are no reasonably available services that can be provided to the parent(s) to maintain the child in the child's home at this time;

services previously offered or provided to the parent(s) have not remedied the unsafe conditions in the home;

the petitioner is currently unaware of any parent, guardian, or legal custodian known who is available to take custody of the child; and/or

Other: _____

2.4 [] The court finds there are extraordinary circumstances that prevent visitation between [] Parent 1 [] Parent 2 and the child within the first 72 hours from the child being delivered into the custody of DCYF. The circumstances are:

2.5 Child's Indian Status

[] There is not a reason to know the child is or may be an Indian child. This paragraph does not apply.

[] There is a reason to know the child is or may be an Indian child.

[] DCYF made or initiated active efforts to prevent the breakup of the Indian family, including _____

[] DCYF did not make or initiate active efforts to prevent the breakup of the Indian family.

[] DCYF did not make or initiate active efforts to prevent the breakup of the Indian family; however

[] releasing the child to either parent would subject the child to substantial and immediate danger or threat of such danger.

[] because active efforts were not possible or required, emergency removal or placement is necessary to prevent imminent physical damage or physical harm to the child.

2.6 [] There was insufficient time to serve the parents and hold a hearing before taking the child into custody because _____

III. Order

3.1 [] A law enforcement officer, probation counselor, or child protective services worker shall take the above-named minor child into custody and place the child in a home not required to be licensed, pursuant to RCW 74.15.030, or in a facility licensed, pursuant to that section, under the supervision of The Department of Children, Youth, and Families (DCYF).

[] The order to take the child into custody and to place the child into shelter care is denied.

If granted, the court further orders that:

3.2 After informing the child's parent, guardian, or legal custodian, unless they cannot be reached, DCYF may authorize evaluations of the child's physical or emotional condition, routine medical and dental examination and care, and all necessary emergency care. DCYF must provide the parent, guardian, or legal custodian an opportunity to attend the appointment unless a parent is prohibited from attending below.

Parent 1 Parent 2 is prohibited from attending any appointments.

3.3 The child shall remain in shelter care for not more than 72 hours from the time the child is taken into custody, excluding Saturdays, Sundays, and holidays, unless the court enters an order authorizing continued shelter care.

3.4 The first visit must take place within 72 hours from the child being delivered into custody of DCYF unless the court made the finding in section **2.4** that extraordinary circumstances exist.

3.5 Other: _____

Dated: _____

Judge/Commissioner

Presented by:

Signature

Type or Print Name/Title

Copy received; Approved for Entry; Notice of Presentation Waived:

 Parent 1
 Pro se; advised of right to counsel

 Parent 1's Lawyer WSBA No.

 Parent 2
 Pro se; advised of right to counsel

 Parent 2's Lawyer WSBA No.

 Child's Guardian Ad Litem
 None appointed

 Guardian Ad Litem's Lawyer WSBA No.

DCYF Representative

DCYF's Lawyer WSBA No.

 Child's Lawyer

 Other

(If parent, guardian, or other person signs without legal representation, the certification below shall also be signed.)

CERTIFICATION

I certify, under penalty of perjury under the laws of the state of Washington, that I have read or been told the contents of the *Order to Take Child Into Custody and Place in Shelter Care* and I agree that the order is accurate and should be signed by the court.

Parent 1

Date and Place of Signature

Parent 2

Date and Place of Signature

Child's Guardian

Date and Place of Signature

Other

Date and Place of Signature