

IN THE JUVENILE COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

IN THE INTEREST OF:

\_\_\_\_\_, SEX \_\_\_ AGE \_\_\_ DOB \_\_\_\_\_ CASE # \_\_\_\_\_

\_\_\_\_\_, SEX \_\_\_ AGE \_\_\_ DOB \_\_\_\_\_ CASE # \_\_\_\_\_

\_\_\_\_\_, SEX \_\_\_ AGE \_\_\_ DOB \_\_\_\_\_ CASE # \_\_\_\_\_

\_\_\_\_\_, SEX \_\_\_ AGE \_\_\_ DOB \_\_\_\_\_ CASE # \_\_\_\_\_

Child(ren)

**ORDER ON MOTION FOR NONREUNIFICATION**  
**(PERMANENCY PLANNING HEARING ORDER)**

The above and foregoing matter came before the Court on \_\_\_\_\_ for a Permanency Hearing pursuant to O.C.G.A. Section 15-11-58(e). An Order finding the above-named children to be deprived was entered on \_\_\_\_\_. On \_\_\_\_\_, the \_\_\_\_\_ County Department of Family and Children Services submitted a report to the Court which does not contain a plan for reunification services.

Based upon the evidence presented, the Court makes the following Findings of Fact and Conclusions of Law by clear and convincing evidence:

**FINDINGS OF FACT**

1.

Present in Court were:

( ) Mother \_\_\_\_\_ ( ) Attorney \_\_\_\_\_

( ) Father  
(Legal) \_\_\_\_\_ ( ) Attorney \_\_\_\_\_

(Putative) \_\_\_\_\_ ( ) Attorney \_\_\_\_\_

( ) DFACS \_\_\_\_\_ ( ) SAAG \_\_\_\_\_

( ) Guardian ad Litem \_\_\_\_\_

( ) Other \_\_\_\_\_

The following interested part(y)(ies) was/were NOT present: \_\_\_\_\_

\_\_\_\_\_

2.

The mother of the child, \_\_\_\_\_, was/was not present in Court for the hearing. She was notified of the proceedings by (personal service) (certified mail) (publication).

(She was not notified of the proceedings because \_\_\_\_\_

\_\_\_\_\_.)

The (putative) (legal) father of the child, \_\_\_\_\_, was/was not present in Court for the hearing. He was notified of the proceedings by (personal service) (certified mail)

(publication). (He was not notified of the proceedings because \_\_\_\_\_

\_\_\_\_\_.)

3.

The following circumstances exist, which create a presumption that reunification services should not be provided:

( ) The Mother/Father has unjustifiably failed to comply with a previously ordered plan designed to reunite the family.

( ) A child has been removed from the home on at least two previous occasions and reunification services were made available on those occasions.

( ) The following grounds for terminating parental rights exist: \_\_\_\_\_

\_\_\_\_\_

( ) The following circumstances as set out in O.C.G.A. Section 15-11-58 (a)(4) exist:

\_\_\_\_\_

\_\_\_\_\_

4.

(See attached Exhibit "A" for other facts, if applicable.)

5.

In regard to the reasonable efforts requirements of O.C.G.A. Section 15-11-58:

( ) **Reasonable efforts were made** after removal of the children by DFACS to make it possible for the children to return safely home in that: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

( ) **Reasonable efforts** to return the children safely home **were not required under O.C.G.A. Section 15-11-58 (a)(4)(A-C) because:** \_\_\_\_\_

\_\_\_\_\_

( ) The Department **failed to make reasonable efforts** to return the children safely home.

The following efforts would have been reasonable to safely reunify the children with the family:

\_\_\_\_\_

\_\_\_\_\_

6.

The specific reason(s) that the children cannot be maintained safely in the home and that continuation of the children in the home would be contrary to their welfare at this time is (are)

\_\_\_\_\_

\_\_\_\_\_

7.

Reasonable efforts to reunify the child with the family will be detrimental to the child and therefore reunification services should not be provided or should be terminated because

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

[7.]

*The presumption that reunification services should not be provided has been rebutted by the following facts:* \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

8.

The Department of Family and Children Services stated that it does (not) intend to proceed with termination of parental rights at this time. *[The Court hereby appoints the guardian ad litem to determine whether termination proceedings should be commenced.]*

9.

The Department of Family and Children Services has/has not made a reasonable search for a relative placement with the following results: \_\_\_\_\_

\_\_\_\_\_

#### CONCLUSIONS OF LAW

Based upon these findings of fact, the Court concludes as follows:

Reasonable efforts to reunify this family are not appropriate and therefore should not be provided or should be terminated.

*[Reasonable efforts to reunify this family should be provided. The Department is directed to work with the family to formulate a reunification plan which shall become the order of the Court unless a party appeals the plan as provided by law.]*

The Permanency Plan is as follows:

( ) Reunification with \_\_\_\_\_

( ) Adoption

- ( ) Legal guardianship with \_\_\_\_\_
- ( ) Placement with a fit and willing relative, to wit: \_\_\_\_\_
- ( ) Placement in the following planned permanent living arrangement: permanent placement in the \_\_\_\_\_ foster home, as shown by a long-term foster care agreement, submitted to the Court, which has been signed by the children, the biological parents, the foster parents and the agency representative. The Court has considered reunification, adoption, referral for legal guardianship and permanent placement with a fit and willing relative as possible permanency plans for the child and finds that there is a compelling reason that these plans are not in the children's best interest because \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

The Department of Family and Children Services shall make reasonable efforts to place said children in accordance with this permanency plan and shall complete whatever steps are necessary to finalize the permanent placement of the children.

IT IS SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
 JUDGE, ASSOCIATE JUDGE  
 \_\_\_\_\_ County Juvenile Court