

NORTH CAROLINA  
COUNTY

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION

IN THE MATTER OF:

)

)

**ORDER ON DISPOSITION**

Child.

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**THIS CAUSE**, coming on to be heard before the undersigned District Court Judge presiding at the /, \_\_\_\_\_ session of Juvenile Court in and for County, North Carolina, for Disposition upon an Adjudication of / made this date (other date).

Present for the hearing were: /, Foster Care Social Worker with the County Department of Social Services; /, Social Work Supervisor with the County Department of Social Services; /, Guardian ad Litem; /, Coordinator of the Guardian ad Litem Program; /, Esq., Attorney Advocate; and /, Esq., Attorney for the County Department of Social Services.

The Court, after considering the evidence presented, makes the following:

**FINDINGS OF FACT:**

1. That the Court has considered the circumstances listed in N.C.G.S. 7B-801 (a) 1-5, and in its discretion finds that this hearing should be closed to the public.

2. That pursuant N.C.G.S. 7B-901, this matter came on for Disposition following an Adjudication of (Abuse, Neglect, Dependency) made on ( date).

2. That the Child, (name), is currently in the legal care, custody and control of the County Department of Social Services, pursuant to a nonsecure custody ordered entered on (date) by the Honorable (judge).

3. That (M) is the mother of the Child, and (F) is the father of the Child, and

\_\_\_\_\_ That the **mother/father** was not present at this hearing.

\_\_\_\_\_ That the M was present for the hearing and ( ) was not represented/ ( ) was represented by \_\_\_\_\_, Esq.

\_\_\_\_\_ That the F was present for the hearing and ( ) was not represented/ ( ) was represented by \_\_\_\_\_, Esq.

4. That the (name/whereabouts) of the (mother/father) of the Child is unknown to the \_\_\_\_\_ County Department of Social Services at this time. That efforts by the Department to (ascertain name/location) of the (parent) are as follows: **(state specifically)**.

\_\_\_\_ 5. That the Child does not have any other relatives available for placement at this time that are known to the \_\_\_\_\_ County Department of Social Services.

**OR**

\_\_\_\_ 5. That the Child has the following relatives: (name/relationship/address). That the \_\_\_\_\_ County Department of Social Services has conducted a study on the home(s) of (names) and makes the following recommendations: \_\_\_\_ that the home of (name) is appropriate for placement of the Child in that (reasons) **OR** \_\_\_\_ that the home of (name) is not appropriate for the placement of the Child in that (reasons) **(Provide for each relative named)**

**If a relative's home is appropriate**

\_\_\_\_ 6. That (name), the (relationship) of the Child, is willing and able to provide proper care and supervision for the Child. That the home is located at (address) and is a safe home for the child.

**OR**

6. That although (relative) is willing and able to provide proper care and supervision for the Child, the Court finds that placement with (relative) would be contrary to the best interest of the child for the following reasons: **(state specifically)**

7. That the following visitation plan between the (name of relation) and the Child, is recommended: **(state specifically)**

8. That the \_\_\_\_\_ County Department of Social Services has made reasonable efforts in this matter to prevent or eliminate the need for placement with the Department, to reunify this family, and to develop and implement a permanent plan for the Child in that the Department has **(state specific efforts or reason for lack of efforts)**.

9. That the Department shall continue to make reasonable efforts to implement the foster care plan and develop and implement a permanent plan to achieve a safe and permanent home for the child within a reasonable time.

**If R.E. no longer required**

10. That pursuant to G.S. 7B-507, the \_\_\_\_\_ County Department of Social Services is no longer required to make reasonable efforts in this matter to reunify this family as those efforts would clearly be futile or would be inconsistent with the Child's health and safety, and need for a safe, permanent home within a reasonable period of time.

11. That the current plan for this child is (state the plan with specificity, including what the Parents and the Department are to do and what the Court expects to be done by the next hearing date).

**Court must make specific findings as to the best plan to achieve a safe, permanent home for the Child within a reasonable time period.**

(legal guardianship or custody to another person? – what responsibilities will remain with parent) (TPR and adoption? – barriers to adoption?) (remain in current placement or placed in different permanent arrangement, and why)

12. That the Court finds that conditions which led to the removal of this child from the home of the parents still exists and that the return of (name) to the home of the parents would be contrary to the welfare of the said Child.

13. **Department has to report on Independent Living Program or Plan (if 16 or 17 yro)**

14. That there are no other children remaining in the home of the Child.

**OR**

14. That there are other children remaining in the home of the Child. That the Court finds that the following investigation was conducted, the following actions were taken, and or other services were provided for the protection of these children, as follows **(state specifically)**.

15. That the County Department of Social Services Court Report, marked as DSS #1, was admitted into evidence and is attached hereto and incorporated herein by reference.

**BASED on the foregoing, the Court CONCLUDES AS A MATTER OF LAW:**

1. That this matter is properly before the Court and the Court has jurisdiction over the parties and the subject matter of this action.

2. That it is in the best interest of the Child that his/her custody remain with the County Department of Social Services.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

1. That it is in the best interest of the Child, (name), that (his/her) custody remain with the \_\_\_\_\_ County Department of Social Services, with placement in the Department's discretion to provide or arrange for foster care or other placement, and with the authority to authorize necessary medical, dental, psychological and psychiatric services for the Child.

2. That placement of the Child shall be in the home of (name), the (relationship) of the child.

3. That the plan for this child is as follows:

4. That the Department shall continue to make reasonable efforts to \_\_\_\_\_ spell out\_\_\_\_\_.

**If R.E. no longer required**

4. That pursuant to G.S. 7B-507, the \_\_\_\_\_ County Department of Social Services is no longer required to make reasonable efforts in this matter to reunify this family as those efforts would clearly be futile or would be inconsistent with the Child's health and safety, and need for a safe, permanent home within a reasonable period of time.

5. That the visitation plan between the (relation's name) and the Child is approved as follows: (state specifically)

6. That the \_\_\_\_\_ County Department of Social Services is to arrange, supervise or facilitate the visitation plan.

\_\_\_\_ 7. **(If RE are ceased)** That a Permanency Planning hearing in this matter shall be held within 30 calendar days on /.

**OR**

7. That pursuant to N.C.G.S. 7B-906, the first Review hearing in this matter is set for 90 days on (date).

10. That there are no other children remaining in the home of the Child.

**OR**

\_\_\_\_ 10. That there are other children remaining in the home of the Child. That the Court finds that the following investigation was conducted, the following actions were taken, and or other services were provided for the protection of these children, as follows **(state specifically)**.

11 That the Child's placement and care are the responsibility of the County Department of Social Services and the Department is to provide or arrange for foster care or other placement of the Child.

Entered this the / day of /, \_\_\_\_\_.

Signed this the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_

District Court Judge Presiding

*7B-905 requires that: "The court shall state with particularity, both orally and in the written order of disposition, the precise terms of the disposition including the kind, duration, and the person who is responsible for carrying out the disposition and the person or agency in whom custody is vested." The Disposition Order is the only one required to be stated specifically in open Court. Be sure the Record contains evidence as to each finding contained in the Disposition Order*

