ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR *(name):*	*FOR COURT USE ONLY*
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CHILD'S NAME:	
FINDINGS AND ORDERS AFTER POSTPERMANENCY HEARING—PERMANENT PLAN OTHER THAN ADOPTION **(Welf. & Inst. Code, § 366.3)**	CASE NUMBER:

1. **Postpermanency hearing**

   a. Date:
   b. Department:
   c. Judicial officer *(name):*
   d. Court clerk *(name):*
   e. Court reporter *(name):*
   f. Bailiff *(name):*
   g. Interpreter *(name and language):*

h. Party *(name):*	Present	Attorney *(name):*	Present	Appointed today
(1) Child:	☐		☐	☐
(2) Mother:	☐		☐	☐
(3) Father—presumed:	☐		☐	☐
(4) Father—biological:	☐		☐	☐
(5) Father—alleged:	☐		☐	☐
(6) Legal guardian:	☐		☐	☐
(7) Indian custodian:	☐		☐	☐
(8) De facto parent:	☐		☐	☐
(9) County agency social worker:	☐		☐	☐
(10) Tribal representative:	☐		☐	☐
(11) Other *(specify):*	☐		☐	☐
(12) Other *(specify):*	☐		☐	☐

   i. Others present in courtroom:
      (1) Court Appointed Special Advocate (CASA) volunteer *(name):*
      (2) Other *(name):*
      (3) Other *(name):*

2. **The court has read and considered and admits into evidence**
   a. ☐ report of social worker dated:
   b. ☐ report of CASA volunteer dated:
   c. ☐ case plan dated:

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2. d. ☐ Other *(specify):*

e. ☐ Other *(specify):*

BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COURT FINDS AND ORDERS

3. a. ☐ Notice of the date, time, and location of the hearing was given as required by law.

b. ☐ **For a child 10 years of age or older who is not present,**

(1) ☐ the child was properly notified of the right to attend the hearing under Welf. & Inst. Code, § 349(d) and was given an opportunity to be present, and there is no good cause for a continuance to enable the child to be present.

(2) ☐ the child was not properly notified of the right to attend the hearing under Welf. & Inst. Code, § 349(d) or the child wished to be present and was not given an opportunity to be present and

(a) ☐ there is good cause for a continuance for a period of time necessary to provide notice and secure the presence of the child.

(b) ☐ it is in the best interest of the child not to continue the hearing.

4. a. ☐ The child ☐ is ☐ may be an Indian child, and notice of the proceeding and the right of the tribe to intervene was provided as required by law. Proof of such notice was filed with this court.

b. ☐ There is reason to know the child is an Indian child, and notice of the proceedings was provided to the Bureau of Indian Affairs as required by law. Proof of such notice was filed with this court.

5. ☐ A Court Appointed Special Advocate is appointed for the child.

6. **Parentage**

a. ☐ The court inquired of the child's parents present at the hearing and other appropriate persons present as to the identity and addresses of all presumed or alleged parents of the child. All alleged parents present during the hearing who had not previously submitted a *Statement Regarding Parentage* (form JV-505) were provided with and ordered to complete form JV-505 and submit it to the court.

b. ☐ The clerk of the court is ordered to provide the notice required by Welf. & Inst. Code, § 316.2 to

(1) alleged parent *(name):*

(2) alleged parent *(name):*

(3) alleged parent *(name):*

Advisements and waivers

7. **The court has informed and advised the**

☐ mother ☐ biological father ☐ legal guardian ☐ child
☐ presumed father ☐ alleged father ☐ Indian custodian
☐ Other *(specify):*
☐ Other *(specify):*

of the following: the right to assert the privilege against self-incrimination; the right to confront and cross-examine the persons who prepared the reports or documents submitted to the court by the petitioner and the witnesses called to testify at the hearing; the right to subpoena witnesses; the right to present evidence on one's own behalf; and the right of the child and each parent, legal guardian, and Indian custodian to be present and to be represented by counsel at every stage of the proceedings. The court may appoint counsel subject to the court's right to seek reimbursement, if an individual is entitled to appointed counsel and the individual is financially unable to retain counsel.

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8. The ☐ mother ☐ biological father ☐ legal guardian ☐ child
☐ presumed father ☐ alleged father ☐ Indian custodian
☐ Other *(specify):*
☐ Other *(specify):*

has knowingly and intelligently waived the right to a court trial on the issues, the right to assert the privilege against self-incrimination, the right to confront and cross-examine adverse witnesses, the right to subpoena witnesses, and the right to present evidence on their own behalf.

Placement

9. ☐ **Continued out-of-home placement is in the best interest of the child.**

10. ☐ **The child's out-of-home placement is necessary.**

11. ☐ **Continued out-of-home placement is no longer necessary. The child is ordered immediately returned to the home of the** ☐ mother ☐ father ☐ legal guardian ☐ Other *(specify):*

a. ☐ Family maintenance services are ordered for six months.

b. ☐ The family does not need further services, and the person(s) specified in item 11 is or are granted physical and legal custody of the child under the custody order and final judgment entered this day. Visitation with the child will be as stated in the *Visitation Order—Juvenile* (form JV-205). The clerk of the juvenile court must file with the family court a completed *Custody Order—Juvenile—Final Judgment* (form JV-200) and *Visitation Order—Juvenile* (form JV-205).

12. ☐ **The child's current placement is appropriate.**

13. ☐ For a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(m) when determining the continuing necessity for and appropriateness of the placement.

14. ☐ The child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement ☐ was ☐ was not appropriate. The county agency ☐ has ☐ has not made reasonable efforts to locate the child.

15. ☐ The child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement ☐ was ☐ was not appropriate.

16. ☐ **The child's current placement is not appropriate.** The county agency must locate an appropriate place for the child.

a. ☐ The matter is continued to the date and time indicated in item 46 for a ☐ written ☐ oral report by the county agency on the progress made in locating an appropriate placement.

b. ☐ Other *(specify):*

17. ☐ **The child is placed outside the state of California, and that out-of-state placement**

a. ☐ continues to be the most appropriate placement for the child and is in the best interest of the child.

b. ☐ is no longer the most appropriate placement for the child and is not in the best interest of the child. The matter is continued to the date and time indicated in item 46 for a ☐ written ☐ oral report by the county agency on the progress made toward

(1) ☐ returning the child to California and locating an appropriate placement within California.

(2) ☐ locating an out-of-state placement that is the most appropriate placement for the child and in the best interest of the child.

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17. b. (3) ☐ Other *(specify):*

18. The county agency ☐ has ☐ has not exercised due diligence to locate an appropriate relative with whom the child could be placed. Each relative whose name has been submitted to the agency ☐ has ☐ has not been evaluated.

Case plan development

19. a. ☐ The child was actively involved in the case plan development, including the child's plan for permanent placement.

b. ☐ The child was not actively involved in the case plan development, including the child's plan for permanent placement, and

(1) ☐ the county agency is ordered to actively involve the child in the case plan development, including the plan for permanent placement, and to submit to the court an updated case plan within 30 days of the date of this hearing.

(2) ☐ the county agency is not required to actively involve the child in the case plan development because the child was unable, unavailable, or unwilling to participate.

20. ☐ **Child 14 years of age or older**

a. ☐ The services stated in the case plan include those needed to assist the child in making the transition from foster care to successful adulthood.

b. ☐ The services stated in the case plan do not include those needed to assist the child in making the transition from foster care to successful adulthood.

c. ☐ To assist the child in making the transition to successful adulthood, the county agency must add to the case plan and provide the services

(1) ☐ stated on the record.

(2) ☐ as follows:

21. ☐ For a child who is 10 years of age or older; is in junior high, middle, or high school; and has been under the jurisdiction of the juvenile court for a year or longer, *Status Review Attachment: Sexual and Reproductive Health Services* (form JV-459(A)) has been completed and is attached.

Efforts

22. **The county agency**

a. ☐ has

b. ☐ has not

complied with the case plan by making reasonable efforts, including whatever steps are necessary to make and to finalize the permanent placement of the child.

23. The services provided to the child have been

a. ☐ adequate.

b. ☐ inadequate.

Family finding and engagement

24. a. ☐ The county agency has exercised due diligence to identify, locate, and contact the child's kin who could provide family support or possible placement, and the names of the kin and results of the diligent efforts are documented.

b. ☐ The county agency has not exercised due diligence to identify, locate, and contact the child's kin.

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24. b. (1) ☐ The county agency is ordered to make such diligent efforts, except for individuals the agency has determined to be inappropriate to contact because of their involvement with the family or domestic violence.
(2) ☐ The county agency must submit a report to the court on or before *(date):* detailing the diligent efforts made and the results of such efforts.

25. ☐ **Child is 10 years of age or older and has been in an out-of-home placement for six months or longer.**

a. The child has identified the following as an individual important to the child:
(1) *(name):*
(2) *(name):*

b. The county agency ☐ has ☐ has not made efforts to identify individuals who are important to the child, consistent with the child's best interest.

c. The county agency ☐ has ☐ has not made efforts to maintain the child's relationships with the individuals who are important to the child, consistent with the child's best interest.

d. The county agency ☐ has ☐ has not made efforts to identify a prospective adoptive parent or a legal guardian for the child.

e. ☐ To identify individuals who are important to the child and to maintain the child's relationships with those individuals, the county agency must provide the services
(1) ☐ as stated on the record.
(2) ☐ as follows:

f. ☐ To identify a prospective adoptive parent or a legal guardian for the child, the county agency must provide the service
(1) ☐ as stated on the record.
(2) ☐ as follows:

Siblings

26. ☐ **The child does not have siblings under the court's jurisdiction.**

27. ☐ **The child has siblings under the court's jurisdiction.** *Sibling Attachment: Contact and Placement* (form JV-403) is attached and incorporated by reference.

28. ☐ The child has siblings. A postadoption sibling contact agreement ☐ has ☐ has not been developed. If not, the court has inquired into the status of the development of a voluntary postadoption sibling contact agreement.

Education

29. a. The child's educational needs ☐ are ☐ are not being met.
b. The child's physical needs ☐ are ☐ are not being met.
c. The child's mental health needs ☐ are ☐ are not being met.
d. The child's developmental needs ☐ are ☐ are not being met.

30. ☐ The additional services, assessments, and/or evaluations the child requires to meet the unmet needs specified in item 29 or other concerns are

a. ☐ stated in the social worker's report.

b. ☐ specified here:

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31. ☐ The following persons are ordered to take the steps necessary for the child to begin receiving the services, assessments, and/or evaluations identified in item 30:
    a. ☐ Social worker
    b. ☐ Parent *(name):*
    c. ☐ Surrogate parent *(name):*
    d. ☐ Educational representative *(name):*
    e. ☐ Other *(name):*

32. ☐ The child's education placement has changed since the last review hearing.
    a. ☐ The child's educational records, including any evaluation regarding a disability, were requested by the child's new school within two business days of the request to enroll, and those records were provided by the child's former school to the child's new school within two business days of the receipt of the educational records request.
    b. ☐ The child is enrolled in school.
    c. ☐ The child is attending school.

33. a. ☐ The child is 16 years of age or older, and under the requirements of Welf. & Inst. Code, § 16501.1(g)(22),
        (1) ☐ an individual or individuals have been identified to assist the child with applications for postsecondary education, including career and technical education, and related financial aid.
        (2) ☐ the name of the support person(s) to assist the child is: .
        The support person's relationship(s) to the child is: .
        (3) ☐ an individual or individuals have not been identified to assist the child with applications for postsecondary education, including career and technical education, and related financial aid.
        (4) ☐ to assist the child in preparing for postsecondary education, the county agency must add to the case plan and provide the services
            (a) ☐ stated on the record.
            (b) ☐ as follows:

    b. ☐ The child is 16 years of age or older and has stated that they do not want to pursue postsecondary education, including career or technical education.

34. ☐ **Child 12 years of age or older**
    a. ☐ The child was given the opportunity to review the case plan, sign it, and receive a copy.
    b. ☐ The child was not given the opportunity to review the case plan, sign it, and receive a copy, and
        (1) ☐ the county agency is ordered to provide the child with the opportunity to review the case plan, sign it, and receive a copy. The agency is further ordered to submit to the court within 30 days of the date of this hearing written confirmation that the child was provided with this opportunity.
        (2) ☐ the county agency is not required to give the child this opportunity because the child was unable, unavailable, or unwilling to participate.

Health

35. The child ☐ does ☐ does not have an order authorizing psychotropic medication. The next hearing to review the psychotropic medication order is on *(date):*

36. ☐ The ☐ mother ☐ biological father ☐ Indian custodian ☐ presumed father ☐ legal guardian ☐ Other *(specify):* ☐ Other *(specify):*
    is ☐ unable ☐ unwilling ☐ unavailable to make decisions regarding the child's needs for medical, surgical, dental, or other remedial care, and the right to make these decisions is suspended under Welf. & Inst. Code, § 369 and vested with the county agency.

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Permanent plan

37. a. ☐ It is ordered that
    (1) ☐ the child's permanent plan is legal guardianship. **The likely date** by which the child's permanent plan will be achieved is (date):
    (2) ☐ the child's permanent plan is permanent placement with a fit and willing relative. **The likely date** by which the child's permanent plan will be achieved is *(date):*

    b. ☐ It is ordered that the child remain in foster care with a permanent plan of
    (1) ☐ return home.
    (2) ☐ adoption.
    (3) ☐ tribal customary adoption.
    (4) ☐ legal guardianship.
    (5) ☐ placement with a fit and willing relative.

    c. ☐ The child is 16 years of age or older, there is a compelling reason that no other preferred permanent plan is in the child's best interest, and the child is ordered placed in another planned permanent living arrangement with ongoing and intensive efforts to
    ☐ return home. ☐ establish legal guardianship.
    ☐ place for adoption. ☐ place with a relative.
    ☐ Other *(specify):*

    The likely date by which the child's permanent plan will be achieved is *(date):*

    d. The court finds that the barriers to achieving the child's permanent plan are *(describe):*

38. ☐ **For a child 16 years of age or older placed in another planned permanent living arrangement,**

    a. the placing agency has made the following ongoing and intensive efforts to return the child to a safe home or finalize the permanent plan:

    b. the court asked the child where the child wants to live, and the child provided the following information *(describe):*

    c. the court has considered the evidence before it and finds that another planned permanent living arrangement is the best permanent plan because *(describe):*

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38. d. the compelling reasons why the other permanent plan options are not in the child's best interest are *(describe):*

39. ☐ The ☐ mother ☐ father ☐ Other *(specify):* has proved by a preponderance of the evidence that further efforts at reunification are the best alternative for the child under Welf. & Inst. Code, § 366.3(f). Further reunification services to return the child to a safe home environment are ordered for the parent for a period of six months. The case plan dated: is appropriate, and the ☐ mother ☐ father ☐ Other *(specify):* is ordered to participate in the case plan.

40. ☐ **By clear and convincing evidence, there is a compelling reason for determining that a hearing under Welf. & Inst. Code, § 366.26 is not in the best interest of the child** because the child is not a proper subject for adoption at this time and a potential legal guardian has not been identified.

41. ☐ The child's permanent plan identified in item 37 is appropriate and continues as the permanent plan.

42. ☐ a. The child's permanent plan identified in item 37 may not be appropriate, and the matter is ordered set for a hearing under Welf. & Inst. Code, § 366.26 to select the most appropriate permanent plan for the child.

b. The county agency and the licensed county adoption agency or the California Department of Social Services, acting as an adoption agency, will prepare and serve an assessment report as described in Welf. & Inst. Code, § 366.22(c).

c. The court advised all parties present in court that to preserve any right to review on appeal of this order, a party must seek an extraordinary writ by filing notice of intent to file a writ petition and a request for the record, which may be submitted on *Notice of Intent to File Writ Petition and Request for Record to Review Order Setting a Hearing Under Welfare and Institutions Code Section 366.26 (Cal. Rules of Court, rule 8.450)* (form JV-820), and a petition for extraordinary writ, which may be submitted on *Petition for Extraordinary Writ* (form JV-825). A copy of each form is available in the courtroom. The court further advised all parties present in court that, as to them, a notice of intent to file a writ petition and request for record must be filed with the juvenile court clerk within seven days of the date of this hearing. The clerk of the court is directed to provide written notice as stated in rule 5.590(b)(2) of the California Rules of Court to any party not present.

d. The court advised each parent present in court of the date, time, and place of the hearing set under Welf. & Inst. Code, § 366.26; their right to counsel; the nature of the proceedings; and the requirement that at the proceedings the court must select and implement a plan of adoption, guardianship, placement with a fit and willing relative, or another planned permanent living arrangement, or in the case of an Indian child, in consultation with the child's tribe, tribal customary adoption for the child. The court ordered each parent present in court to appear for the hearing set under Welf. & Inst. Code, § 366.26 and directed that each parent be notified hereafter by first-class mail to their usual place of residence or business only.

e. ☐ The court orders that no notice of the hearing set under Welf. & Inst. Code, § 366.26 be provided to the person named below, who is a mother, a presumed father, or an alleged father and who has relinquished the child for adoption where the relinquishment has been accepted and filed with notice under Family Code, § 8700, or an alleged father who has denied paternity and has executed section 2 of *Statement Regarding Parentage (Juvenile)* (form JV-505).

(1) *(name):*
(2) *(name):*
(3) *(name):*
(4) *(name):*

43. ☐ **Contact with the child is ordered as stated in** *(check appropriate boxes and attach indicated forms)*

a. ☐ *Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Important Person* (form JV-400).
b. ☐ *Visitation Attachment: Sibling* (form JV-401).
c. ☐ *Visitation Attachment: Grandparent* (form JV-402).

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44. **All prior orders not in conflict with this order remain in full force and effect.**

45. ☐ **Other findings and orders**

a. ☐ See attached.

b. ☐ *(Specify):*

46. ☐ **The next hearing is scheduled as follows:**

Hearing date:	Time:	Dept:	Room:

a. ☐ Selection and implementation hearing (Welf. & Inst. Code, § 366.26)

b. ☐ Postpermanency hearing (Welf. & Inst. Code, § 366.3)

c. ☐ Nonminor dependent status review (Welf. & Inst. Code, § 366.31)

d. ☐ Other *(specify):*

47. Number of pages attached: _____

Date:

_____
JUDICIAL OFFICER

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