



Michigan Supreme Court

State Court Administrative Office

Field Services Division

Michigan Hall of Justice

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Ryan P. Gamby
Field Services Director

MEMORANDUM

DATE: September 13, 2023
FROM: SCAO Forms Team
RE: Modifications to Juvenile Court Forms JC 17 and JC 76

The SCAO-approved court forms listed below were recently revised. An explanation of the changes, along with instructions on use of previously approved versions and a copy of the form with the changes highlighted, is provided.

If a form is used by the court through a JIS case management system, you will receive a separate notice from JIS regarding the release of the form. Until then, please use the current version posted to the One Court of Justice website.

For suggestions about these court forms, please contact CourtFormsInfo@courts.mi.gov.

[JC 17, Order of Disposition \(Child Protective Proceedings\)](#)

Most recent update: (9/23) version

Use of existing paper stock: (12/22) version can be used until December 12, 2023.

➤ Click here to see the form.

Language in item 20 was modified to better indicate which type of commitment is being ordered.

[JC 76, Order After Posttermination Review/Permanency Planning Hearing \(Child Protective Proceedings\)](#)

Most recent update: (9/23) version

Use of existing paper stock: (12/22) version can be used until December 12, 2023.

➤ Click here to see the form.

Language in item 18 was modified to better indicate which type of commitment is being ordered.

| | | |
|--|--|--|
| STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY _____ | ORDER OF DISPOSITION (CHILD PROTECTIVE PROCEEDINGS) ORDER ____ OF ____ | CASE NO. PETITION NO. JUDGE |
| Court address _____ | | Court telephone no. _____ |

In the matter of _____
First and last name(s), alias(es)

1. Date of hearing: _____ Judge/Referee: _____

2. Removal date: _____ (Specify for each child if different.)

3. An adjudication was held and the child(ren) was/were found to come within the jurisdiction of the court.

4. Release of the parental rights to _____ was executed by
Name(s) of child(ren)

_____ pursuant to the adoption code on _____
Name(s) of parent(s) Date

5. This hearing is being conducted under MCR 3.974(D)(1) for an Indian child who was removed from the home. The Indian child removal hearing was held with this hearing. was previously held.
 is scheduled for _____.

THE COURT FINDS:

6. Notice of hearing was given as required by law.

7. The lawyer-guardian ad litem has has not complied with the requirements of MCL 712A.17d.

8. a. There is probable cause to believe the legal/putative father(s) is/are:
(Name each child, his/her father, and whether legal or putative.)

b. The putative father of _____ is unknown and cannot be identified.

c. The putative father was notified as required by law and failed to establish paternity within the time set by the court. The putative father waives all rights to further notice, including the right to notice of termination of parental rights and the right to an attorney.

9. The court has considered the case service plan and other evidence presented. The findings below are specific to this case and are based upon this hearing and

the following report(s): _____
Identify report(s) and date(s) of report(s)

Specific conditions reviewed on the record as required by MCL 712A.18f(4) were

a. compliance with the case service plan with respect to services provided or offered to the child and his or her parent(s), guardian, or legal custodian and whether the parent(s), guardian, or legal custodian complied with and benefited from those services.

b. compliance with the case service plan with respect to parenting time with the child and whether parenting time did not occur or was infrequent and the reasons why.

c. the extent to which the parent(s), guardian, or legal custodian complied with each provision of the case service plan, prior court orders, and any agreement between the parent(s), guardian, or legal custodian and the agency.

d. likely harm to the child if the child continued to be separated from his or her parent(s), guardian, or legal custodian.

e. likely harm to the child if the child was returned to his or her parent(s), guardian, or legal custodian.

NOTE moved to page 2

Note: If it comes to the court's attention or new allegations are made during this hearing that require the removal of the child(ren), removal must be done in accordance with MCR 3.974.

10. Return of the juvenile to his or her parent would would not cause a substantial risk of harm to the juvenile or society.
11. a. Consistent with the circumstances, reasonable efforts to prevent or eliminate removal of the child(ren) from the home were made as determined in a prior order. **OR**
- b. Consistent with the circumstances, reasonable efforts were made to prevent or eliminate removal of the child(ren) from the home. Those efforts include: (Specify below.) **OR**
- c. The child(ren) is/are Indian and the court finds, by clear and convincing evidence and the testimony of a qualified expert witness who has knowledge about the child-rearing practices of the Indian child's tribe, that active efforts have have not been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family. These efforts have proved unsuccessful. successful. The continued custody of the child(ren) by the parent or Indian custodian is is not likely to result in serious emotional or physical damage to the child(ren) and the child(ren) should should not be removed from the home. (Specify below.)

The efforts for 11b or 11c are: (Specify the efforts from 11b or 11c here. If the child is an Indian child, specify active efforts as defined by MCR 3.002[1] and MCL 712B.3[a].)

- d. Reasonable efforts to prevent or eliminate removal of the child(ren) from the home were not made.
- e. Reasonable efforts to prevent or eliminate removal were not required as determined in a prior order.
12. a. Reasonable efforts are not required to prevent or eliminate the child(ren)'s removal from the home due to the mother father subjecting the child(ren) to the aggravated circumstance(s) of _____ as provided in section MCL 722.638(1) and (2), and as evidenced by _____

- mother's father's conviction for murder of another child of the parent.
- mother's father's conviction for voluntary manslaughter of another child of the parent.
- mother's father's conviction for aiding or abetting in the murder or manslaughter of another child of the parent, attempting to murder the child(ren) or another child of the parent, or conspiring or soliciting to commit the murder of the child(ren) or another child of the parent.
- mother's father's conviction for felony assault that resulted in serious bodily injury to the child(ren) or another child of the parent.
- mother's father's involuntary termination of parental rights to a sibling of the child(ren) and failure by that parent to rectify the conditions that led to that termination.
- mother father being required to register under the Sex Offender Registration Act.

- b. Reasonable efforts to preserve and reunify the family to make it possible for the child(ren) to safely return home are not required because the parent subjected the child or another child of the parent to one of the circumstances stated above.
- OR**
- still recommended because:

(When item 12 is checked, either complete item 14 below or schedule a permanency planning hearing within 28 days of this determination.)

- 13. a. Reasonable efforts shall be made to preserve and reunify the family to make it possible for the child(ren) to safely return home.
- b. Reasonable efforts shall not be made to preserve and reunify the family because it would be detrimental to the child(ren)'s health and safety.
- c. Reasonable efforts to preserve and reunify the family were not previously required, but due to a change in circumstances, reasonable efforts are now required. Those reasonable efforts have begun and include:
(Specify reasonable efforts, and if applicable, the reasons for return.)

The child(ren) should be released to _____
Name(s) of parent(s), guardian, or legal custodian

14. Because reasonable efforts to prevent or eliminate removal or to reunite the child(ren) and family are not required, a permanency planning hearing was conducted. (Use and attach form JC 19, Order After Dispositional Review/Permanency Planning Hearing.)

15. Custody of the child(ren) with the parent/guardian/legal custodian
- a. presents a substantial risk of harm to the child(ren)'s life, physical health, or mental well-being.
 - No provision of service or other arrangement except removal of the child(ren) is reasonably available to adequately safeguard the child(ren) from the risk of harm to the child(ren)'s life, physical health, or mental well-being.
 - Conditions of custody at the placement away from the home and with the individual with whom the child(ren) is/are placed are adequate to safeguard the child(ren)'s health and welfare.
 - b. does not present a substantial risk of harm to the child(ren)'s life, physical health, or mental well-being.
 - c. are not relevant because the parent(s) released the child(ren) pursuant to the adoption code.

- 16. a. All siblings are in joint placement.
- b. All siblings are not in joint placement because:

Sibling contact is occurring according to law. is not occurring because (see item 24 to order sibling contact):

17. Parenting time with _____, even if supervised, may be harmful to the child(ren).

IT IS ORDERED:

18. _____ is warned and the jurisdiction of the court is terminated.
Name

19. Notice is to be given to the legal/putative father(s) as required by law. The father was not present and must appear at the next hearing. The putative father was present at the hearing and shall establish paternity within 14 days.

IT IS ORDERED: (continued)

- 20. The child(ren) _____
 - a. is/are in the temporary custody of this court and is/are placed with the department for care and supervision, and
 - 1) the parent, guardian, or legal custodian shall execute all documents necessary to release confidential information regarding the child(ren), including medical, mental, and educational reports, and shall also, within 7 days, provide the department with the name(s) and address(es) of the medical provider(s) for the child(ren). Any medical provider of the child(ren) shall release the medical records of the child(ren) to the department.
 - 2) if a home study has not yet been completed, then one shall be performed by the department and a copy of the home study submitted to the court not more than 30 days after the placement.
 - 3) upon request, the department shall release to the foster parent the information concerning the child(ren) in accordance with MCL 712A.13a(18).

b. is/are in the temporary custody of this court and remain home with or is/are released to _____ under the supervision of the department.
 Name(s) of parent(s), guardian, or legal custodian

The following terms and conditions apply to the parent(s)/guardian/legal custodian:

- c. is/are placed with the department for care and supervision, and the child(ren) is/are committed to the
 - department under MCL 400.203 for permanency planning, supervision, care, and placement because the parent(s) parental rights were terminated.
 - _____ under MCL 710.29 for Child-placing agency/Michigan Department of Health and Human Services the purpose of adoption because the parent(s) released the child(ren) pursuant to the adoption code.

other:

A posttermination review hearing will be held _____ .
 Date

- 21. While the child(ren) is/are placed out of the home, the friend of the court must take the necessary steps to appropriately assign or redirect child support pursuant to law.
- 22. The director of the department is appointed special guardian to receive any benefits now due or to become due the child(ren) from the government of the United States.
- 23. The adjudicated respondent(s) _____ shall comply with, and benefit from, the case service plan.
 - In addition,

24. Sibling contact shall be as follows:

- 25. a. Parenting time of _____ is
 - unsupervised. supervised until further order of the court.
 - The department has discretion to allow unsupervised or supervised parenting time by its designee.
- b. Parenting time of _____ is
 - unsupervised. supervised until further order of the court.
 - The department has discretion to allow unsupervised or supervised parenting time by its designee.

IT IS ORDERED: (continued)

- c. Parenting time of _____ is
 - unsupervised.
 - supervised until further order of the court.
 - The department has discretion to allow unsupervised or supervised parenting time by its designee.
- d.

26. Reimbursement:

27. Other: (Attach separate sheet if needed.) (An order for child support must comply with MCR 3.973[F][5] and MCR 3.211.)

28. Prior orders remain in effect except as modified by this order.

29. Review hearings shall be held as follows:

(Note: The review hearing shall not be delayed beyond the number of days required regardless whether a petition to terminate parental rights or another matter is pending. MCL 712A.19a provides that the permanency planning hearing shall not be delayed beyond 12 months from the date of removal of the child and every 12 months thereafter.)

dispositional review hearing _____

dispositional review hearing _____ permanency planning hearing _____

The supervising agency shall provide documentation of progress relating to all aspects of the last court-ordered treatment plan, including copies of evaluations and therapy reports and verification of parenting time, no less than 7 days before the scheduled hearing.

30. Notice of the next hearing has been provided as required by law. Notice of the next hearing shall be provided.

Recommended by: _____
Referee signature and date

Judge signature and date

| | | |
|---|---|--|
| STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY | ORDER AFTER POSTTERMINATION REVIEW/ PERMANENCY PLANNING HEARING (CHILD PROTECTIVE PROCEEDINGS) ORDER ____ OF ____ | CASE NO. PETITION NO. JUDGE |
|---|---|--|

Court address

Court telephone no.

In the matter of _____
First and last name(s), alias(es)

1. Date of hearing: _____ Judge/Referee: _____

2. Last permanency planning hearing date: _____ (Specify for each child if different.)

3. Parental rights to the child(ren) named above were previously terminated.

4. Notice of hearing for the review permanency planning combined review and permanency planning hearing was served as required by law.

5. The court has considered the permanency plan and other evidence presented. The findings below are specific to

this case and are based upon this hearing, and the following report(s): _____
Identify report(s) and date(s) of report(s)

THE COURT FINDS:

6. A review permanency planning combined review and permanency planning hearing was conducted.

7. The lawyer-guardian ad litem has has not complied with the requirements of MCL 712A.17d.

8. Reasonable efforts have have not been made to finalize the court-approved permanency plan of

- a. adoption for the child(ren) named _____.
- b. legal guardianship for the child(ren) named _____.
- c. placement with a fit and willing relative for the child(ren) named _____.
- d. placement in another planned permanent living arrangement (APPLA) for the child(ren) age 16 or older named _____.

due to the compelling reasons that: (Specify the compelling reasons for another planned permanent living arrangement by entering the language that corresponds to the number[s] from the list on the last page.)

The reasonable efforts made to finalize the court-approved permanency plan identified above include:
(Specify the permanency plan for each child and the reasonable efforts made toward finalizing that plan.)

Use Note: Use this form for posttermination review hearings, posttermination permanency planning hearings, or a combination of both in accordance with MCL 712A.19c.

Reference Note: The term "department" refers to the Michigan Department of Health and Human Services.

9. The permanency planning goal in item 8 is appropriate. is no longer appropriate and shall be:

10. Progress toward the child(ren)'s adoption or other permanent placement was was not made in a timely manner.

11. The needs of the child
- cannot be met in a foster family home, placement of the child in a qualified residential treatment program provides the most effective and appropriate level of care for the child in the least restrictive environment, and is consistent with the goals in the permanency plan for the child.
 - can be met in a foster family home, placement of the child in a qualified residential treatment program does not provide the most effective and appropriate level of care for the child in the least restrictive environment, and is not consistent with the goals in the permanency plan for the child.

12. The child(ren)'s continued placement is necessary and appropriate and is meeting the child(ren)'s needs. is no longer necessary or appropriate.

13. a. All siblings are in joint placement.
 b. All siblings are not in joint placement because:

Sibling contact is occurring according to law. is not occurring because (see item 17 to order sibling contact):

14. The appointment of a juvenile guardian is in the best interest of the child(ren) named above in item 8b.
 The court has received and considered the information required by MCR 3.979(A)(1) and (3) and the proposed guardian should be appointed.

15. A juvenile guardian was appointed and jurisdiction over _____ under MCL 712A.2(b) should be terminated. (This finding is considered at the first review hearing after the appointment.)

16. A juvenile guardianship for _____ was revoked pursuant to MCR 3.979(F), and this hearing is held under MCR 3.979(F)(7). The child(ren) was/were committed to the department for permanency planning, supervision, care, and placement under MCL 400.203.

IT IS ORDERED:

17. Sibling contact shall be as follows:

18. The child(ren)'s commitment to the _____ department under MCL 400.203 continues because the parent(s) parental rights were terminated. _____ under MCL 710.29 for the purpose of adoption continues because the parent(s) released the child(ren) pursuant to the adoption code.

19. After thorough consideration of the assessment made by the qualified individual, the child's placement in a qualified residential treatment program is is not approved.

IT IS ORDERED: (continued)

- 20. The department shall, for the child(ren) named in item 8b,
 - a. conduct a criminal record check and central registry clearance of the residents of the home of the proposed juvenile guardian and submit the results to the court within 7 days.
 - b. perform a home study with a copy submitted to the court within 28 days, unless a home study has been performed within the immediately preceding 365 days of this order, in which case, a copy of that study shall be submitted to the court.
 - c. seek the written consent for the appointment of the proposed juvenile guardian from the superintendent of the Michigan Children's Institute, to be filed with the court within 28 days.
- 21. The child(ren) shall be placed under juvenile guardianship pursuant to MCR 3.979(B). (See separate order, form JC 91.)
- 22. The department shall make reasonable efforts to finalize the permanency plan for each child.
- 23. The child(ren) has/have been adopted and the jurisdiction of this court is terminated.
- 24. The jurisdiction of this court is terminated because of the child(ren)'s age(s).
- 25. The jurisdiction of this court is terminated pursuant to MCL 712A.19c(9) and MCR 3.979(C).
- 26. Other:

- 27. Review hearings shall be held as follows: (**Note:** The review hearing shall not be delayed beyond the number of days required regardless whether another matter is pending. MCL 712A.19a provides that the permanency planning hearing shall not be delayed beyond 12 months from the date of removal of the child and every 12 months thereafter.)
 - posttermination review hearing _____
 - permanency planning hearing _____
 - dispositional review hearing to terminate jurisdiction pursuant to MCR 3.979(C) _____
 The supervising agency shall provide documentation of progress relating to all aspects of the last court-ordered treatment plan, including copies of evaluations and therapy reports and verification of parenting time not later than 5 business days before the scheduled hearing.

- 28. A hearing to appoint the juvenile guardian under MCR 3.979(B) shall be held _____ .
No later than 35 days

- 29. Notice of the next hearing has been provided as required by law. Notice of the next hearing shall be provided.

Recommended by: _____

Referee signature and date

Judge signature and date

The following are examples of compelling reasons for a permanency plan other than legal guardianship, placement with a fit and willing relative, or adoption.

1. No relative has been identified who is appropriate or available to assume the permanent custody of the child.
2. The current caregiver is not an adoptive resource.
3. Reasonable efforts to recruit an adoptive home have been unsuccessful.
4. The child does not want to be adopted and is of an age where due consideration must be given to his/her wishes.
5. It is contrary to the child's best interests to break the child's attachment to the current caregivers.
6. The current caregiver is committed to providing a permanent placement for the child.
7. The placement allows the siblings to remain together.
8. The child's special needs can best be met in this placement.
9. The child wants to remain in the current placement, which is only available as foster care.
10. The placement is preparing the child for transition into independent living (specify the services being provided to the child to assist with transition such as referral to an independent living skills program, enrollment in a vocational program, referral for a mentor continued out-of-home placement in foster care beyond age 18 to allow the child to complete secondary school, placement in a resource that provides on-site training for independent living, and other similar services).
11. The child comes under the Indian Child Welfare Act and Michigan Indian Family Preservation Act, and the child's tribe recommends permanent placement in long-term foster care.
12. Other (specify in the findings in item 8d).