

8. The juvenile should be detained/continued in detention because:
- a. There is probable cause to believe the juvenile committed the offense. **OR**
 The juvenile is represented by an attorney and waived the probable cause determination.

AND

- b. One or more of the following circumstances is present:
- The offense alleged is so serious that release would endanger public safety.
 - The juvenile is charged with a felony offense and will likely commit another offense pending trial if released, and
 - another petition is pending against the juvenile. the juvenile is on probation.
 - the juvenile has a prior adjudication but was not under the court's jurisdiction at the time of apprehension.
 - There is substantial likelihood that if the juvenile is released to the parent(s), guardian, or legal custodian (with or without conditions), the juvenile will fail to appear at the next court proceeding.
 - The home conditions of the juvenile make detention necessary.
 - The juvenile has run away from home.
 - The juvenile has failed to remain in a detention facility or nonsecure facility or placement (in violation of a valid court order).
 - Pretrial detention is otherwise specifically authorized by law.
 - The juvenile is alleged to have violated a personal protection order and it appears there is a substantial likelihood of retaliation or continued violation.

9. It is contrary to the welfare of the juvenile to remain in the home, or placement would be in the best interests of the juvenile, because:

10. a. Reasonable efforts to prevent or eliminate removal of the juvenile from the home were not made. **OR**
 b. Consistent with the circumstances, reasonable efforts were made to prevent or eliminate removal of the juvenile from the home. Those efforts include:

11. The juvenile is Indian as defined in MCR 3.002(12). The petitioner has has not given notice of the preliminary hearing as required by MCR 3.920(C)(1).
 The preliminary hearing must be adjourned pending conclusion of the removal hearing required by MCL 712B.15(2).
 The removal hearing required by MCL 712B.15(2) was conducted in conjunction with this hearing.
 The evidence included the testimony of at least one qualified expert witness,

_____, who has/have knowledge of the child rearing practices of
Name(s)
the Indian child's tribe, and testified that the continued custody of the Indian child by the parent or Indian custodian is likely to result in serious emotional or physical damage to the Indian child.

12. The court finds by clear and convincing evidence that
 a. active efforts have have not been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family. (Specify active efforts found as defined in MCR 3.002[1] and MCL 712B.3[a]. Include separate sheets as necessary.)

- b. these efforts have proved unsuccessful. successful.
 c. the continued custody of the Indian child by the parent or Indian custodian is is not likely to result in serious emotional or physical damage to the Indian child.
 d. the Indian child should should not be removed from the home.

IT IS ORDERED:

13. The petition is authorized. not authorized.
14. The petition is dismissed. placed on the consent calendar (complete form JC 89).
 referred to alternate services in accordance with the Juvenile Diversion Act,
MCL 722.821 *et seq.*
- The parent(s), guardian, or legal custodian shall appear for further inquiry on _____
Date and time

Location
15. The juvenile is released to _____
Parent/Guardian/Legal custodian
 without conditions.
 under the terms and conditions in item 20. in the attached document. specified in a separate order.
If bond is required as a release condition, the juvenile shall remain in detention/placement until the bond is paid.
16. The juvenile is temporarily placed with/detained at _____

17. Release/Placement continues pending resumption of the preliminary hearing pretrial
 trial disposition on _____
Date and time
18. This matter is set for a continued preliminary/removal hearing on _____ pursuant to
Date and time
MCL 712B.15(2). The petitioner shall give notice of these proceedings as required by MCR 3.920(C)(1) (use form JC 48).
19. The juvenile's fingerprints/biometric data shall be collected in accordance with the Order for Fingerprints (form MC 233).
20. Other:

Recommended by:

Referee signature and date

Judge signature and date

ACKNOWLEDGMENT OF RELEASE CONDITIONS

I acknowledge and understand the terms and conditions of my release. If I fail to perform all the terms and conditions, I may be apprehended and detained immediately. If my release is revoked and bond was posted, the full amount of my bond, regardless of who posted it, may be forfeited.

Date

Juvenile's signature

Bond posted by juvenile's parent: If all the terms and conditions of pretrial release are met, the money deposited (bond) will be used to pay any restitution imposed by disposition. Any balance will be returned to me as authorized by statute and court rule.

Date

Parent's signature

Bond deposited by **Third Party:** **Surety/Agent:** I understand and agree that if the juvenile fails to appear, the money deposited (bond) may be forfeited and a judgment entered for the entire amount of the bond. If the juvenile appears as directed, the full amount of the bond will be returned to me unless I deposited a 10% cash bond. In that instance, the court will return only 90% of the bond to me.

Date

Signature of depositor/surety/agent and identification

Name of depositor/surety/agent (type or print)

Address

City, state, zip

Telephone no.

Note: If a third party or surety posted bond for the juvenile, the court clerk may provide the third party or surety with a copy of the terms and conditions of release.