

**CONTINUED CUSTODY ORDER FOR DELINQUENCY/FINS CASES**

STATE OF LOUISIANA  
IN THE INTEREST OF

\_\_\_\_\_  
D/O/B \_\_\_\_\_

CASE NO. \_\_\_\_\_  
JUVENILE COURT  
PARISH OF \_\_\_\_\_  
STATE OF LOUISIANA

**JUDGMENT/ORDER**

- Present were:  ADA \_\_\_\_\_  
 Mother \_\_\_\_\_  
 Father \_\_\_\_\_  
 Attorney for Mother \_\_\_\_\_  
 Attorney for Father \_\_\_\_\_  
 Curator for Mother \_\_\_\_\_  
 Curator for Father \_\_\_\_\_  
 Appearance of parent(s) \_\_\_\_\_ waived:  
     Parent(s) cannot be found  
     Parent(s) served but failed to appear  
 OCS \_\_\_\_\_  
 Child(ren) \_\_\_\_\_  
 Attorney for Child \_\_\_\_\_  
 Other \_\_\_\_\_  
 Other \_\_\_\_\_  
 Other \_\_\_\_\_  
 Other \_\_\_\_\_

Having found grounds warranting continued custody under Ch. C. art. 820, the Court also finds:

- I. “Contrary to Welfare” Finding** *must be made on the first court order sanctioning removal. The finding must be detailed and child-specific, identifying reasons why remaining at home is “not in the child’s best interest” and is necessary to protect the health and safety of the child, i.e., that it is contrary to the child’s welfare to remain in the care, custody and control of his/her parent or guardian. Check and complete:*

\_\_\_\_\_ **Maintain Custody:** Considering the child’s health and safety, the Court finds that continuation of the child in the home is not in the child’s best interest to remain in the home based on the following facts (check all that apply):

\_\_\_\_\_ The parent(s) are unwilling or unable to monitor or control the child, therefore compromising the child’s safety.

\_\_\_\_\_ The child is truant from school.

\_\_\_\_\_ The child's behavior has an impact on the child's physical safety or emotional well-being because \_\_\_\_\_

\_\_\_\_\_ As a result of the seriousness or violence of the alleged act, the child's safety is compromised, specifically **[describe child's behavior]** \_\_\_\_\_

**OR**

\_\_\_\_\_ **Return to Parent/Guardian:** The Court finds that the child's family can ensure appropriate supervision to prevent further delinquent conduct and to ensure the child's health and safety. Therefore, \_\_\_\_\_ bond is set at \$\_\_\_\_\_ to ensure further court appearances, and the child is released to \_\_\_\_\_ **[name individual]**.

Special terms and conditions of release: \_\_\_\_\_

**AND**

[ ] **II. "Reasonable Efforts" Finding** *must be made to document what efforts the State has made to prevent the child's removal from home. Examples of such efforts in delinquency and FINS cases may include state efforts focused on preventing further deterioration of the child's delinquent behavior; whether the child has been assessed and provided services; whether any alternative or diversionary programs have been attempted; whether attempts have been made to explore relatives or other potential caregivers; or other alternatives to detention. Check and complete A, B or C.*

**A.** \_\_\_\_\_ **Reasonable Efforts Made:** Reasonable efforts to prevent removal could include whether the state has focused efforts on preventing the child's delinquent behavior, assessed and provided services to the family, or utilized any other alternative or diversionary program with the child, family or victim. The Court finds that the following reasonable efforts were made to prevent the child's removal from the home (check and complete all that apply):

**Service programs (check all that apply):**

\_\_\_\_\_ FINS (Informal) see Informal Family Services Plan Agreement dated \_\_\_/\_\_\_/\_\_\_

\_\_\_\_\_ FINS (Formal) see case no. \_\_\_\_\_

\_\_\_\_\_ Delinquency Probation Contract dated \_\_/\_\_/\_\_ or provide any details known or services provided in a case from another jurisdiction: \_\_\_\_\_

\_\_\_\_\_ OCS Family Services case

\_\_\_\_\_ Juvenile Diversion Program

\_\_\_\_\_ Truancy Case—see case no. \_\_\_\_\_

\_\_\_\_\_ Other: \_\_\_\_\_

**Services provided by programs checked above (check all that apply):**

\_\_\_\_\_ Intensive case management by \_\_\_\_\_ (name of agency)

\_\_\_\_\_ Treatment for child

\_\_\_\_\_ Mental health

\_\_\_\_\_ Drug and/or alcohol

\_\_\_\_\_ Sexual abuse treatment

\_\_\_\_\_ Sexual perpetrator treatment

\_\_\_\_\_ Treatment for parent(s)

\_\_\_\_\_ Mental health

\_\_\_\_\_ Drug and/or alcohol

\_\_\_\_\_ Domestic violence assistance

\_\_\_\_\_ Psychological evaluation for \_\_\_\_\_

\_\_\_\_\_ Community intervention services (e.g., family preservation)

\_\_\_\_\_ Mentoring

\_\_\_\_\_ Community service

\_\_\_\_\_ Tutoring or special education services

\_\_\_\_\_ Intensive probation

\_\_\_\_\_ Residential treatment

\_\_\_\_\_ Attempts to locate parent(s)

\_\_\_\_\_ Other: \_\_\_\_\_

**[ ] The above efforts were reasonable because [insert narrative]**

**OR**

**B. \_\_\_\_\_ No Reasonable Efforts Required:** Considering the child's health and safety, the basis of the officer's decision to detain and the facts and circumstances surrounding the arrest and detention, the Court finds that no reasonable efforts were required to prevent removal from the home. This decision is based on the following facts and circumstances: \_\_\_\_\_

**OR**

**C. \_\_\_\_\_ Reasonable Efforts Not Made:** The Court finds that reasonable efforts were not made to prevent removal of the child from home. Facts supporting this determination include: \_\_\_\_\_

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Dated and signed at Harvey, LA this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_.

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JUDGE