

STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER TO TAKE CHILD(REN) INTO PROTECTIVE CUSTODY AND PLACE (CHILD PROTECTIVE PROCEEDINGS) <input type="checkbox"/> EX PARTE	CASE NO. PETITION NO.
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Court address _____ **Court telephone no.** _____

1. In the matter of
name(s), alias(es), DOB (see reverse side for other identifying information)
2. Date of entry of order: _____ Judge/Referee: _____
Bar no. _____

THE COURT FINDS:

3. a. The child(ren) has/have already been removed from the parent(s), guardian, or legal custodian and is/are absent without leave from court-ordered placement.
- b. Under MCL 712A.2(b) and MCR 3.963(B), MCR 3.974(C)(1), there is reasonable cause to believe that:
 - 1) The child(ren) is/are at substantial risk of harm or is/are in surroundings that present an imminent risk of harm and the child(ren)'s immediate removal from those surroundings is necessary to protect the child(ren)'s health and safety.
 - 2) The circumstances warrant issuing this order.
 - 3) Continuing to reside in the home is **contrary to the child(ren)'s welfare** because: (Specify.)

- 4) No remedy other than protective custody is reasonably available to protect the child(ren).
- 5) Consistent with the circumstances, **reasonable efforts** were made to prevent or eliminate the need for removal of the child(ren) as follows: (Specify.)

4. a. Reasonable efforts are not required to prevent or eliminate the child(ren)'s removal from the home due to the
(See note below.)
 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.

See additional pages.

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:

NOTE: When item 4 is checked, schedule a permanency planning hearing within 28 days of this determination.

5. The child(ren) is/are Indian as defined in MCR 3.002(12), subject to the exclusive jurisdiction of a tribal court but temporarily located off the reservation, and removal of the child(ren) is necessary to prevent imminent physical damage or harm to the child(ren).

IT IS ORDERED:

TO: _____
Specify whether child protective services worker, an officer, or other person deemed suitable by the court under MCR 3.963(B)(1)

6. The child(ren) shall be taken into protective custody and

a. placed with/returned to the Michigan Department of Health and Human Services for care and supervision.

Note: If a local MDHHS contact is unknown, you may contact Central Intake at 855-444-3911.

b. placed at _____ for medical observation and treatment until medically released to _____ for placement at _____.

Placement shall continue until resumption of the next scheduled hearing.

7. To effect this order you are authorized to enter the premises located at _____

8. The parent(s), guardian, or legal custodian of the child(ren) shall be directed to appear for a hearing in this matter to be held on _____ at _____ at _____.

(Item 8 is not applicable for orders to take children into custody who are absent without leave from court-ordered placement.)

9. This authorization to enter the premises and take the child(ren) into protective custody expires _____.

Enter on LEIN

Recommended by: _____
Referee signature Date

Note: Referee recommendation not required if acting under MCL 712A.14a(3).

Date

Judge/Referee

Note: To parent(s), guardian, or legal custodian: If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

Use Note: A referee may issue an interim placement order pending a preliminary hearing.

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

IDENTIFYING INFORMATION							
Name	Race	Sex	Height	Weight	Hair color	Eye color	Date of birth
Name	Race	Sex	Height	Weight	Hair color	Eye color	Date of birth
Name	Race	Sex	Height	Weight	Hair color	Eye color	Date of birth
Name	Race	Sex	Height	Weight	Hair color	Eye color	Date of birth
Home address			City	State	Zip	Telephone number	
Father's name		Address		City	State	Zip	Telephone number
Mother's name		Address		City	State	Zip	Telephone number
Pickup radius				Court ORI			
<input type="checkbox"/> Statewide <input type="checkbox"/> Other:				MI			
Reason for removal is stated in item 3 on page 1 of the order to take child(ren) into protective custody.							

CUSTODY STATEMENT AND RECORD OF NOTIFICATION

1. I certify and return that I have taken _____
Child(ren)'s name(s)
 into custody on _____ at _____ and have delivered the child(ren)
Date Time
 to _____
Place of temporary placement
2. I notified attempted to notify the parent(s), guardian, or legal custodian listed below that the child(ren) has/have been taken into protective custody and that a preliminary hearing or an emergency removal hearing will be held on _____
Date
 at _____ at _____
Time Location

NAME	METHODS USED <small>(reasons for failure to notify must be noted)</small>	DATE	TIME
Father			
Mother			
Guardian/Legal custodian			
Other			

I declare that this custody statement has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

 Date

 Signature

 Agency name