

Child Protective Proceedings - Timeline and Court Forms (Non-Indian Children)

Hearing Type		Case Initiation		Adjudication Phase			Dispositional Phase			Post Termination	
		Ex Parte Request for Protective Custody Order	Preliminary Inquiry / Hearing	Pretrial Hearing	Adjudicatory Hearing (Trial/Plea)	Initial Disposition	Dispositional Review Hearing	Permanency Planning Hearing	Termination of Parental Rights	Post-Termination Review Hearing	
Statute(s)	MCL	712A.14b	712A.11		712A.17, 712A.17b	712A.18, 712A.18f	712A.19	712A.19a	712A.19b	712A.19c	
Court Rule(s)	MCR	3.963	3.962, 3.965	3.922(D), 2.401	3.972	3.973	3.974, 3.975	3.976	3.977	3.978	
Timing		<p><i>* For post-dispositional removal requests, please see the Emergency Removal requirements in MCR 3.974(B).</i></p>	<p>REMOVED Preliminary Hearing within 24 hours of removal (excluding Sundays and holidays)</p> <p>IN-HOME Preliminary Inquiry is not required, but may be conducted at the court's discretion if child not removed and removal not requested</p>	<p>Hearing is not required, but may be conducted at the court's discretion any time after authorization of the petition and before adjudication.</p>	<p>REMOVED 63 days from date of removal</p> <p><i>* rules of evidence do apply to hearing</i></p> <p>IN-HOME 180 days after filing petition, if child remains in home</p> <p><i>* rules of evidence do apply to hearing</i></p>	<p>REMOVED 28 days from adjudication, if child was removed.</p> <p>IN-HOME ASAP, but at court's discretion if child remains in home.</p>	<p>REMOVED - First Year 182 days from removal, and every 91 days thereafter.</p> <p>- Second Year 182 days from preceding review, and every 182 days thereafter.</p> <p>IN-HOME - First Year 182 days from filing of Petition, and every 91 days thereafter.</p> <p>- Second Year 182 days from preceding review, and every 182 days thereafter.</p>	<p>Regular PPH 12 months from the date of removal, and every 12 months thereafter.</p> <p>Expedited PPH Within 28 days of judicial determination that reasonable efforts to reunify the family are not required.</p>	<p>If not requested at initial disposition, must commence within 42 days of Supplemental Petition requesting TPR (extended 21 days under a showing of "good cause")</p> <p>Must conclude within 70 days of commencement.</p> <p><i>* rules of evidence apply to hearing IF there are new/different allegations or a parent has not been adjudicated (e.g. case proceeded on plea of only one parent).</i></p>	<p>- First Year Following TPR 91 days following TPR, and every 91 days thereafter until case dismissed.</p> <p>- Second Year Following TPR 182 days from preceding review hearing, and every 182 days thereafter until case dismissed.</p>	PROCEDURE
SCAO Forms		Order to Take Child(ren) Into Protective Custody (JC05b)	Petition: Child Protective Proceedings (JC04b)	Order after Pretrial Hearing (JC11b)	Summons: Order to Appear (JC21)	Order of Disposition (JC17)	Order Following Dispositional Review/PPH (JC19)	Order Following Dispositional Review/PPH (JC19)	Order Following Hearing to Terminate Parental Rights (JC63)	Order After Post-Termination Review/PPH (JC76)	COURT FORMS
			Waiver of Summons/ Notice of Hearing (JC23)	Waiver of Summons/ Notice of Hearing (JC23)	Waiver of Summons/ Notice of Hearing (JC23)	Waiver of Summons/ Notice of Hearing (JC23)	Waiver of Summons/ Notice of Hearing (JC23)	Waiver of Summons/ Notice of Hearing (JC23)	Advice of Rights After Order Terminating Parental Rights (JC44)		
			Order Appointing Attorney/L-GAL/GAL (JC03)	Request and Order for Review of Referee Recommendation (JC42)	Request and Order for Review of Referee Recommendation (JC42)	Request and Order for Review of Referee Recommendation (JC42)	Request and Order for Review of Referee Recommendation (JC42)	Request and Order for Review of Referee Recommendation (JC42)	Request and Order for Court-Appointed Appellate Counsel (JC81)		
			Order After Preliminary Hearing (JC11a)		Order of Adjudication (JC 49)				Claim of Appeal and Order Appointing Appellate Counsel (JC84)		
			Request and Order for Appointed Attorney (JC102)						Order Denying Appointment of Appellate Counsel (JC85)		