

SENATE AMENDMENT 1 TO sb489.

deleting the words "at a staffing and" as they appear on line 11 of page 20

AND

by deleting lines 22 through 27 on page 20 in their entireties and substituting therefor the following:

"parent unavailable to participate in the development of a case plan.

(2) developed and filed with the court no later than thirty (30) days after the date the petition"

AND

by deleting lines 32 through 36 on page 20 and lines 1, 2, 3, 4, 5, 6, and 7 on page 21 in their entireties and substituting therefor the following:

"(B) All parts of the case plan shall be completed and filed with the court thirty (30) days after the adjudication hearing.

(3) signed by and distributed to all parties, and distributed to the juvenile s attorney ad litem, court-appointed special advocate (CASA), and foster parents, if available.

(4) subject to modification based on changing circumstances;"

AND

by deleting lines 16 through 26 on page 21 in their entireties and substituting therefor the following:

"(1) a description of the problems being addressed;

(2) a description of the services to be provided to the family and juvenile specifically addressing the identified problems and time frames for providing services;"

AND

by deleting "(4)" as it appear on line 27 of page 21 and substituting therefor "(3)";

AND

by deleting "(5)" as it appears on line 31 of page 21 and substituting therefor "(4)";

AND

by deleting lines 2 through 36 on page 22 and lines 1 through 36 on page 23 in their entireties and substituting therefor the following:

"(1) a description of the permanency goal;

(2) the specific reasons for the placement of the juvenile in care outside the home, including a description of the problems or conditions in the home of the parent, guardian, or custodian which necessitated removal of the juvenile, and the remediation of which will determine the return of the juvenile to the home;

(3) a description of the type of out-of-home placement selected for the

juvenile including a discussion of the appropriateness of the placement;

(4) a plan for addressing the needs of the juvenile while in the placement, including a discussion of the services provided within the last six (6) months;

(5) the specific actions to be taken by the parent, guardian, or custodian of the juvenile to eliminate or correct the identified problems or conditions and the period during which the actions are to be taken. The plan may include any person or agency who shall agree to and be responsible for the provision of social and other family services to the juvenile or the parent, guardian, or custodian of the juvenile;

(6) the visitation rights and obligations of the parent, guardian, or custodian and the state agency during the period the juvenile is in the out-of-home placement;

(7) the social and other family services to be provided to the parent, guardian, or custodian of the juvenile, and foster parent, if any, during the period the juvenile is in placement and a timetable for the provision of those services, the purposes of which shall be to promote the availability to the juvenile of a continuous and stable living environment, promote family autonomy, strengthen family life where possible, and promote the reunification of the juvenile with the parent, guardian, or custodian;

(8) to the extent available and accessible, the health and education records of the juvenile, pursuant to 42 U.S.C. 675(1);

(9) a description of the financial support obligation to the juvenile, including health insurance of the juvenile s parent, parents, or guardian;

(10) a description of the location of siblings. If siblings have been separated, a statement of the reasons for separation and the efforts that have been and will be made to enable the siblings to maintain regular contact while separated and to be reunited as soon as possible;

(11) when appropriate for a juvenile age sixteen (16) and over, the case plan must also include a written description of the programs and services which will help the juvenile prepare for the transition from foster care to independent living;

(12) a written notice to the parent(s) that failure of the parent(s) to comply substantially with the case plan may result in the termination of parental rights, and that a material failure to comply substantially may result in the filing of a petition for termination of parental rights sooner than the compliance periods set forth in the case plan itself.

(d) The case plan is subject to court approval upon review by the court."

AND

by deleting the "(f)" as it appears at the beginning of line 1 on page 24 and substituting therefor "(e)"

AND

by deleting lines 16 through 22 on page 28 in their entirety and substituting therefor the following:

"permanency plan and the appropriateness of the plan.

(A) If return to the home is recommended, a summary of:

(i) the necessary steps to make return possible; and

(ii) the reunification services needed including"

AND

by deleting line 34 on page 28 in its entirety

AND

by deleting "(4)" as it appears on line 35 of page 28 and substituting therefor "(3)"

AND

by deleting "(5)" as it appears on line 4 of page 29 and substituting therefor "(4)"

AND

by deleting lines 7 through 9 on page 29 in their entirety and substituting therefor the following:

"(5) A description of any services that the department recommends in the future along with a timetable for delivering the services."

AND

by deleting lines 19 through 22 on page 32 in their entirety and substituting therefor the following:

"~~receive actual or constructive notice of the hearing.~~ When the petitioner has actual knowledge that an individual is claiming to be or is named as the putative parent of the juvenile and the paternity of the juvenile has not been judicially determined, the individual is entitled to notice of the petition to terminate parental rights."