

**STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT
_____ COUNTY**

Case No. _____

In The Interest Of

a minor.

Date of hearing: _____

Parties present for hearing:

Assistant State's Attorney: _____

Minor: _____ **Attorney for minor:** _____

Mother: _____ **Attorney for mother:** _____

Father: _____ **Attorney for father:** _____

Relative, Guardian, Custodian: _____

TEMPORARY CUSTODY ORDER

[705 ILCS 405/2-10]

THIS MATTER comes before the Court for hearing on the date noted above with the parties indicated being present. The parties have been advised of the nature of the proceedings and of their rights. _____ is appointed as Guardian *ad Litem* and attorney for the minor.

The Court **FINDS** that:

a. The minor has

- been served with summons
- not** been served with summons but is present
- not** been served with summons but has entered an appearance and is under the age of 8 years.

b. The mother of the minor

- has received notice and is present
- has **not** received notice and is present
- has received notice and is **not** present
- has **not** received notice and is **not** present

c. The father of the minor

- has received notice and is present
- has **not** received notice and is present
- has received notice and is **not** present
- has **not** received notice and is **not** present
- cannot be found after a diligent search has been made to locate him
- is unknown

d. The responsible relative/guardian/custodian of the minor

- | | | | |
|--------------------------|---|--------------------------|--|
| <input type="checkbox"/> | has received notice and is present | <input type="checkbox"/> | has received notice and is not present |
| <input type="checkbox"/> | has not received notice and is present | <input type="checkbox"/> | has not received notice and is not present |

e. **Probable cause** for the filing of the petition does **not** exist

Probable cause for the filing of the petition does exist **based on the following facts:**

f. There is **no immediate and urgent necessity** to remove the minor from the home and leaving the minor in the home is not contrary to the health, welfare and safety of the minor

There is **immediate and urgent necessity** to remove the minor from the home and leaving the minor in the home is contrary to the health, welfare and safety of the minor **based on the following facts:**

g. **Reasonable efforts** have **not** been made to keep the minor in the home

Reasonable efforts have been made to keep the minor in the home and they have eliminated the immediate and urgent necessity to remove the minor

Reasonable efforts have been made to keep the minor in the home but they have **not** eliminated the necessity for removal of the minor from the home and leaving the minor in the home is contrary to the health, welfare and safety of the minor

Reasonable efforts, at this time, cannot prevent or eliminate the necessity for removal of the minor from the home and leaving the minor in the home is contrary to the health, welfare and safety of the minor

The following facts form the basis for this finding: _____

THEREFORE, it is the **ORDER** of this Court that:

1. The Petition is **Dismissed**.

2. The request for temporary custody is denied.

3. Temporary custody of the minor is given to:

_____ who is the _____ of the minor
(Name of person) (Relationship of person)

The Guardianship Administrator of the Illinois Department of Children and Family Services who is authorized to place the minor

(Other agency)

4. Based on the findings, the following order are necessary and proper:

a. The temporary custodian is:

- not** authorized to consent to major medical care for the minor
- authorized to consent to major medical care including surgical needs, psychological services, optical care and dental services for the minor
- authorized to consent to major medical care including surgical needs, psychological services, optical care and dental services for the minor after consultation with _____ and in the event the named person cannot be located without such consent
- _____

b. The Illinois Department of Children and Family Services shall investigate the need for services and provide the needed services in the following areas: _____

The parties are advised that the acceptance of services will not be considered an admission of neglect, abuse or dependency.

c. The following services are necessary to ameliorate the causes contributing to the finding of probable cause and immediate and urgent necessity and they **are ordered** to be provided

d. Visitation

- There is to be no visitation with the minor until further Order of the Court
- Supervised visitation with the supervision to be monitored by
 - the Illinois Department of Children and Family Services or its designee
 - _____
- Unsupervised visitation
- There is **no requirement** that the agency provide transportation for the purpose of visitation.
- The agency is to provide transportation for the purpose of visitation.

Visitation is to be arranged in such a manner so as not to disrupt the foster placement or place unreasonable demands on personnel of the agency providing or monitoring the visitation.

e. The Illinois Department of Children and Family Services or other appropriate agency shall prepare and file a 45-day Case Plan pursuant to 705ILCS 405/2-10.1 on or before _____

f. A Social Investigation is to be prepared and filed by the Illinois Department of Children and Family Services or other appropriate agency on or before _____

g. The temporary custodian is to make arrangements for a medical examination of the minor pursuant to 705 ILCS 405/2-19.

h. The case is set for hearing for

- Renewal of the temporary custody order on _____ at _____
(if entered *ex parte* within 10 days)
- Adjudicatory Hearing on _____ at _____
(if entered *ex parte* within 90 days)
- Status Hearing on _____ at _____
(if entered *ex parte* within 90 days)
- Hearing on diligent efforts to notify on _____ at _____
(if entered *ex parte* within 90 days)
- Progress report on _____ at _____
(if entered *ex parte* within 90 days)
- Court family conference on _____ at _____
(if entered *ex parte* within 10 days)

Notice of the hearing date is to be provided by _____

i. If the minor is placed outside of the home, the first Permanency Hearing date shall be set not later than 12 months from the date temporary custody was taken (not later than _____).

j. **The parents are admonished that they must cooperate with the Illinois Department of Children and Family Services. The parents must comply with the terms of the service plan and correct the conditions that require the minor to be in care or they risk termination of their parental rights.**

Entered _____

Time _____

Judge