

# DEPENDENCY DOCKET Post-Disposition Activity

## DISPOSITION

### Termination of Parental Rights

#### MOTION FOR PERMANENT CUSTODY

- Hearing  $\leq 120$  days from motion
  - Order  $< 200$  days from motion
  - Must have clear and convincing evidence that in child's best interest to grant motion, reasonable efforts were unsuccessful, or exception invoked and one of the following apply:
    - a. Placement  $\geq 12$  months of 22 consecutive months
    - b. Child abandoned or orphaned
    - c. Neither of the above but child cannot be placed with parents.
    - d. The child or another child in the custody of the parent/parents from whose custody the child has been removed has been adjudicated an abused, neglected, or dependent child on 3 separate and distinct occasions.
- HB 213; R.C. 2151.414(B)(1)(e)

### Extension of Temporary Custody

#### EXPIRATION OF TEMPORARY CUSTODY

- Motion for order of disposition:
    - a. Made  $\leq 30$  days prior to expiration
    - b. Hearing date should be set at first disposition
    - c. Decision  $\leq 1$  year after complaint or shelter care, whichever is earlier
    - d. Cannot give more than two 6-month extensions.
    - e. Must appoint guardian as soon as possible after request for extension is filed
- HB 213; R.C. 2151.281(G)

### Reviews

#### JUDICIAL REVIEW

- Any court that issued a dispositional order may review the child's placement at any time
- Must conduct a review 1 year after the earlier of the date the complaint was filed or the child was first placed in shelter care
- Subsequent reviews should be held every 12 months.

#### ADMINISTRATIVE REVIEW

- First SAR  $< 6$  months after complaint or shelter care, whichever is earlier
- Subsequent reviews  $< 6$  months from previous review
- Written summary to court  $< 7$  days from completion.