

IN THE YOUTH COURT OF _____ COUNTY,
STATE OF MISSISSIPPI

In the Interest of _____, a Child

Cause No.: _____ Youth Court
File No.: _____

ORDER TO TAKE CHILD INTO CUSTODY
(Abuse and neglect)

THIS DAY THIS CAUSE came on to be heard and this Court having heard and considered the same does hereby find that there is probable cause to believe the Child is within the jurisdiction of this Court; that custody is necessary as defined in Subsection 43-21-301(3)(b) of Mississippi's Youth Court Law; that the effect of the continuation of the Child's residence within the Child's own home would be contrary to the welfare of the Child, to wit:

Check all applicable and specify particulars why such continuation would be contrary to the Child's welfare-

- _____ a. because the Child is endangered or another person would be endangered by the Child, to wit: _____;
- _____ b. to insure the Child's attendance in court at such time as required, to wit: _____;
- _____ c. because a parent, guardian or custodian is not available to provide for the Child's care and supervision, to wit: _____;
- _____ d. *State any other reasons why such continuation would be contrary to the welfare of the Child-* and, _____;

and that the placement of the Child in foster care is in the best interests of the Child;

AND FURTHER, that the reasonable efforts requirement has not been bypassed under Section 43-21-603(7)(c), and that:

- _____ a. reasonable efforts have been made to maintain the Child within the Child's own home, which include: _____ but that circumstances warrant the Child's removal; and that there is no reasonable alternative to custody;
- _____ b. the circumstances are of such an emergency nature that no reasonable efforts have been made to maintain the Child within the Child's own home; and that there is no reasonable alternative to custody;

THEREFORE, IT IS HEREBY ORDERED that _____, the Child, whose address is _____ (if unknown, designate the Child by any name or description that identifies the Child with reasonable certainty), and whose age is _____ (if unknown, specify that the Child is believed to be of an age subject to the jurisdiction of the Youth Court), be taken into custody by the Sheriff of _____, County,

Mississippi and

__ be brought immediately before this Court;

__ be taken to _____, a shelter placement, to be held pending review of this order.

It is further ordered that the custody of the Child complies with the requirements provided in Subsection 43-21-301(6) of Mississippi's Youth Court Law, and as otherwise required by law. Except by Order of this Court, the custody of the Child shall not exceed a period of forty-eight hours, excluding Saturdays, Sundays, and statutory state holidays;

If the reasonable efforts requirement has not been bypassed under Section 43-21-603(7)(c), but the circumstances are of such an emergency nature that no reasonable efforts have been made to maintain the Child within the Child's own home- **IT IS FURTHER ORDERED** that reasonable efforts be made towards reunification of the Child with the Child's family.

IT IS FURTHER ORDERED that within sixty (60) days from the date of the child being removed from the child's home pursuant to this order, the court shall conduct a hearing to determine whether the Department of Human Services, Division of Family and Children's Services has made reasonable efforts to prevent the removal of the child from the child's home or, pursuant to section 43-21-603(7) of the Mississippi Code, whether reasonable efforts were not required to prevent the removal.

ORDERED this the ____ day of _____, 20__.

Youth Court Judge