AOC-DNA-2
Rev. 1-11
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Commonwealth of Kentucky
Court of Justice www.courts.ky.gov
KRS 610.010, .050 620.023, .027, .050, .060, .080, .220 FCRPP 19

EMERGENCY CUSTODY ORDER

Case No.
Court [ ] District [✓] Family
County
Division

IN THE INTEREST OF: , A CHILD

Birthdate	Sex	Race	SSN
	M	W	

ORDER

WHEREAS, the above-named child has been brought before this Court pursuant to KRS 610.010, the Court finds its jurisdiction has been properly sought, and based upon the Findings of Fact and Conclusions of Law which follow, IT IS HEREBY ORDERED THAT THIS CHILD SHALL BE:

Doc. Code:

OTC [✓] Placed in emergency custody of the Cabinet for Health & Family Services (CHFS).

OTK [ ] Placed out of home of removal in emergency custody of relatives or other appropriate person or agency.

Name and address of person to whom custody is granted (if other than CHFS):

Name:

Address:

Person(s) with Custody PRIOR to entry of this ORDER:

Name:

Address:

Relationship: Mother & Father

FINDINGS OF FACT / CONCLUSIONS OF LAW

WHEREAS, , having testified by affidavit or sworn testimony that the following facts are true:

THE COURT FINDS:

[✓] Reasonable efforts were made to prevent the child's removal from the home.

[ ] Reasonable efforts to prevent removal were not provided, but are being made to reunify the family.

[ ] Reasonable efforts to preserve or reunify the child with his/her family are not required pursuant to KRS 610.127

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FURTHER, THE COURT FINDS:

Continuation in the home would be contrary to the welfare of the child and removal is in the child's best interest. There is no less restrictive alternative than removal at this time. There are reasonable grounds to believe one or more of the following conditions exist and the parent(s) or other person(s) exercising custodial control or supervision is/are unable or unwilling to protect the child:

[ ] The child is in danger of imminent death or serious physical injury or is being sexually abused.
[ ] The parent(s) has/have repeatedly inflicted, or allowed to be inflicted by other than accidental means, physical or emotional injury.
[✓] The child is in immediate danger due to the parents' failure or refusal to provide for the safety or need of the child.

A Temporary Removal Hearing (Hearing Type: TRH) will be held on this matter on _____, _____ at 100 [ ] a.m. [✓] p.m. at the following location:
District Court

The following persons shall be present for the temporary removal hearing:
[✓] Mother [✓] Father [ ] Child [✓] County Attorney [✓] CHFS Worker [✓] GAL
[ ] Stepparent [ ] PECCS _____
[ ] Other _____
[ ] CASA volunteer [ ] Other Family Member _____
[✓] Parent's Attorney(s) (mother) (father)

[ ] The following person/agency is responsible for serving this emergency custody order (not the child protective service agency): _____

Date: _____, 2_____

_____ Judge

PROOF OF SERVICE

This ORDER was served by delivering a true copy to:

_____

This _____ day of _____, 2_____

Served by: _____

_____ Title

Copies to: Cabinet for Health and Family Services or facility or agency where child is placed.
AOC, Citizen Foster Care Review Board, 100 Millcreek Park, Frankfort, KY 40601. KRS 620.220.
All counsel of record and/or parents/custodians of child not represented by counsel.

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