**Order of Disposition (aka, “The Dispo”)**

|  |  |
| --- | --- |
| When you consider… | Think about… |
| RCW 13.34.130…  (6) Placement of the child with a relative or other suitable person as described in subsection (1)(b) of this section shall be given preference by the court. An order for out-of-home placement may be made only if the court finds that reasonable efforts have been made to prevent or eliminate the need for removal of the child from the child's home and to make it possible for the child to return home, specifying the services, including housing assistance, that have been provided to the child and the child's parent, guardian, or legal custodian, and that prevention services have been offered or provided and have failed to prevent the need for out-of-home placement, unless the health, safety, and welfare of the child cannot be protected adequately in the home, and that:  (a) There is no parent or guardian available to care for such child;  (b) The parent, guardian, or legal custodian is not willing to take custody of the child; or  (c) The court finds, by clear, cogent, and convincing evidence, a manifest danger exists that the child will suffer serious abuse or neglect if the child is not removed from the home and an order under RCW [26.44.063](http://app.leg.wa.gov/RCW/default.aspx?cite=26.44.063) would not protect the child from danger.  or,…again under 13.34.130(1)(b)(i) and 13.38.130(2)  …[T]he court may not order an Indian child, as defined in RCW [13.38.040](http://app.leg.wa.gov/RCW/default.aspx?cite=13.38.040), to be removed from his or her home unless the court finds, by clear and convincing evidence including testimony of qualified expert witnesses, that the continued custody of the child by the parent or Indian custodian is likely to result in serious emotional or physical damage to the child. *And…*  13.38.040…  (ii) In any dependency proceeding under chapter [13.34](http://app.leg.wa.gov/RCW/default.aspx?cite=13.34) RCW, in which the petitioner is seeking the continued out-of-home placement of an Indian child, the department or supervising agency must show to the court that it has actively worked with the parent, parents, or Indian custodian in accordance with existing court orders and the individual service plan to engage them in remedial services and rehabilitative programs to prevent the breakup of the family beyond simply providing referrals to such services. | 1. **Tell me about *updates to the* assessment of Safety. *Specifically…***    1. Have threats changed? (diminished, increased, new)    2. How is each child vulnerable to the threat(s)?    3. Are there changes to the assessment of the parents’ protective capacity?   **Is each child safe? If not, why and how?**   1. **Can the protective factors plus a safety plan control threats to create safety?**    1. **Reasonable/Active Efforts to prevent removal?** 2. **If a Safety Plan cannot be accomplished today, what specifically needs to change to accomplish it?**    1. **Reasonable/Active Efforts?**    2. **Parent Engagement?** 3. **How do the services proposed help the family address safety in their own home beyond court/agency involvement?**    1. **What does “progress” look like?**    2. **What would “completion” look like?** |

**Notes:**