



Termination of Parental Rights (TPR) Part I

A Panel Discussion

Hon. Penny Moylan, Grant Brazill, Morgan Hall, Christopher Halbert,
Heather Alwin, and Vivien Olsen



Before Termination

Findings throughout the case

- ASFA
- Reasonable efforts
- OOH placement - child's best interest



The Rights of Parents

- Before TPR
- During TPR
- After TPR



ICWA Requirements at Case Onset

- Inquiry to determine if ICWA may apply
- Notice to tribe(s)



Efforts to Prevent Termination Filing

- Quality legal representation
- Exploration of other case plan goals
- Creative services/resources
- Exploration of family and non-related kin
- Frequent, meaningful hearings
- Tribal considerations



Quality Legal Representation

- Parents' Attorney
- GAL
- The State
- ICWA



15/22 Months

- Progress toward permanency and likelihood of reintegration
- Other identified permanency resources
- Child's wishes
- Required decisions
 - Reintegration no longer viable – termination trial scheduled
 - Reintegration remains viable – continue working toward case plan goal



If a TPR Trial is Scheduled...

- Motion to terminate filed within 30 days of finding that reintegration is no longer viable
- GAL responsibilities
- CA/DA responsibilities
- Parents' attorney responsibilities
- ICWA considerations