

IN THE COURT OF COMMON PLEAS OF _____ COUNTY, PENNSYLVANIA

JUVENILE

IN THE INTEREST OF:

MINOR CHILD)
)
) NO.

P E T I T I O N

AND NOW, comes the _____ County Children and Youth, by and through its attorney _____ (name), Esquire, (title), who petitions the Court under the Juvenile Act, at 42 Pa.C.S.6301et seq [] and the Child Protective Services Law, at 23 Pa.C.S.6301et seq] and who respectfully represents it is within the jurisdiction of the Court and in the best interest of the child that this proceeding be brought before the Court for the following reasons:

1. _____ born on _____
(Name) (Date of Birth)
is a minor child of _____
(parent's name)
And resided at _____
(child's former address)
Child currently resides at _____
OR: (child's current address - include name and address of foster parents/agency, unless restricted by a Court Order)

Current placement of the child is restricted by court order.

Check if applicable:

The child is Native American and is affiliated with the _____ tribe.

2. _____ Natural mother, resides at _____

OR:

Current address is unknown but last known address is: _____

Efforts to locate include: _____

_____ Natural father of _____, resides at _____

OR:

Current address is unknown but last known address is: _____

Efforts to locate include: _____

The name and address of the child's guardian is unknown and the name and address of the child's nearest adult relative is: _____

3. The child's sibling(s) is/are _____.

A dependency petition has been filed relative to the sibling(s), and the hearing has been consolidated for the children.

A dependency petition has not been filed relative to the sibling(s).

4. Custody was assumed by the Order of the Honorable _____ on _____ at _____ a.m. A shelter care hearing was held on _____ (date) (time) (date) at which time the child was retained in _____ County Children and Youth Custody

5. Your Petitioner alleges the child is a dependent child as defined by the Juvenile Act at 42 Pa C.S. §6302 as a child who:

- 1) is without proper parental care or control, subsistence, education as required by law, or other care or control necessary for his physical, mental or emotional health or morals. A determination that there is a lack of proper parental care or control may be based upon evidence of conduct by the parent, guardian or other custodian that places the health, safety or welfare of the child at risk, including evidence of the parent's, guardian's or other custodian's use of alcohol or a controlled substance that places the health, safety or welfare of the child at risk;
- 2) has been placed for care or adoption in violation of law;
- 3) has been abandoned by his parent, guardian or other custodian
- 4) is without a parent, guardian, or legal custodian;
- 5) while subject to compulsory school attendance is habitually and without justification truant from school;
- 6) has committed a specific act or acts of habitual disobedience of the reasonable and lawful commands of his parent, guardian or other custodian and who is ungovernable and found to be in need of care, treatment or supervision;
- 7) is under the age of ten years and has committed a delinquent act;
- 8) has been formerly adjudicated dependent, and is under the jurisdiction of the court, subject to its conditions or placements and who commits an act which is defined as ungovernable in paragraph (6); or
- 9) is born to a parent whose parental rights with regard to another child have been involuntarily terminated under 23 Pa. C.S. §2511 (relating to grounds for involuntary termination) within three years immediately preceding the date of birth of the child and conduct of the parent poses a risk to the health, safety or welfare of the child.

6. Your petitioner alleges the child is a victim of child abuse as defined by the Child Protective Services Law, 23 PA C.S.A. §6301:

(Write allegation here supporting dependency in narrative form)

7. Your Petitioner alleges the following aggravated circumstances exist:
(Must identify which parent referring to in any of these sections.)

- a) The child is in the custody of the agency and either:
 The identity or whereabouts of the parents, (_____), is unknown
(name of parent referred to)
and cannot be ascertained and the parent does not claim the child within 3 months of the date the child was taken into custody.

OR:

- The identity or whereabouts of the parents, (_____), is known
(name of parent referred to)
and the parent(s) have failed to maintain substantial and continuing contact with the child for a period of 6 months.

- b) The child or another child of the parents has been the victim of physical abuse resulting in serious bodily injury, sexual violence or aggravated physical neglect by the parent.

- c) The parent of the child has been convicted of any of the following offenses where the victim was a child:

- Criminal homicide (18 Pa C.S. Ch. 25)
 A felony under 18 Pa C.S. § 2702 relating to aggravated assault, 3121 relating to rape, 3122.1 relating to statutory sexual assault, 3123 relating to involuntary deviate intercourse, 3124.1 relating to sexual assault, or 3125 relating to aggravated indecent assault.
 A misdemeanor under 18 Pa C.S. § 3126 relating to indecent assault.
 An equivalent crime in another jurisdiction, to wit:

- d) The attempt, solicitation or conspiracy to commit, criminal homicide, aggravated assault, rape, statutory sexual assault, involuntary deviate intercourse, sexual assault, and/or aggravated indecent assault when the victim was a child.

- e) The parental rights of the parent have been involuntarily terminated with respect to a child of the parent. (who, when, case number, attach copy of decree)

(Write allegations supporting aggravated circumstances here in narrative form)

