

STATEMENT OF LEGAL RISK (CD-191) INSTRUCTIONS

PURPOSE: The purpose of this form is to confirm the understanding of the prospective adoptive parents that a legal risk exists in regard to the legal status of this child and the goal of adoption may not be achieved and/or the child(ren) may be removed from their home. Circumstances which lead to a legal risk include, but are not necessarily limited to, the following:

- The plan is adoption, but parental rights for one or all of the parents have not been terminated.
- Parental rights have been terminated by the court of jurisdiction and parent(s) have appealed the decision to an appellate court.
- Plan for publication is in process but not yet accomplished.
- Parents have signed voluntary consents to adoption but the court has not legally terminated parental rights.

It is imperative the prospective adoptive parents be provided the Legal Risk Statement, CD-191, describing clearly the legal risk involved with the child which would need to be resolved prior to the adoption being finalized. The prospective adoptive parents shall be required to sign and date the Legal Risk Statement, CD-191.

NUMBER OF COPIES AND DISTRIBUTION: The original form is retained by the county office in the child's file. A copy should be given to the prospective adoptive parents for their records.

INSTRUCTIONS FOR COMPLETION:

1. Name of the child
2. Date the form is completed
3. Name of the prospective adoptive parent(s)
4. Name of the Children's Service Worker I/II
5. Name of Children's Service Supervisor I
6. The prospective adoptive parent(s) will fill in their name(s) in the blank under the State of Legal Risk heading, along with the child's name for which the legal risk pertains to.
7. Specifics regarding visitation with birth parents or others specific to this placement should be explained in the area designated by the worker or supervisor.
8. Signatures of the prospective adoptive parent(s), the Children's Service Worker I/II, and Children's Service Supervisor I who completed the form shall be obtained at the bottom of the form.

INSTRUCTIONS FOR RETENTION: The original is permanently retained in the child's file under Child's Recruitment Section.

MEMORANDA HISTORY:

CD16-11