	INDIANA DEPARTMENT OF CHILD SERVICES CHILD WELFARE POLICY	
	Chapter 6: Court	**Effective Date:** August 1, 2011
	Section 5: Petition for Parental Participation (PPP)	**Version:** 2

STATEMENTS OF PURPOSE

The Indiana Department of Child Services (DCS) will file a Petition for Parental Participation (PPP) for any child that a court adjudicates as a Child in Need of Services (CHINS) case.

DCS will ensure the parent, guardian, or custodian receives a copy of the Parental Participation Decree (PPD).

Code References

1. IC 31-32-13: Issuance of Orders
2. IC 31-32-14: Contempt of Court
3. IC 31-34-16: Petition for Parental Participation
4. IC 31-34-20-3: Order for participation by parent, guardian, or custodian in program of care, treatment, or rehabilitation for child

PROCEDURE

The Family Case Manager (FCM) will:

1. Assist the DCS Staff Attorney with writing the PPP, which must allege the following:
   a. The respondent is the child's parent[1], guardian, or custodian,
   b. The child has been adjudicated a CHINS, and
   c. The parent, guardian, or custodian is required to do one or more of the following:
      1) Obtain assistance in fulfilling obligations as parent, guardian, or custodian,
      2) Provide specified care, treatment, or supervision for the child,
      3) Work with a person providing care, treatment, or rehabilitation for the child, or
      4) Refrain from direct or indirect contact with the child.
      5) Maintain regular contact with DCS about changes in address, telephone number, or employment status.
2. Verify the PPP by signing the following statement: I hereby affirm under penalties for perjury that the foregoing representations are true;
3. Ensure the petition is prepared before or at the same time the Predispositional Report (PDR) is filed with the court; and
4. Provide a copy of the Parental Participation Decree (PPD) to the parent, guardian, or custodian, and place a copy in the case file.

[1] This may include an alleged parent for purposes of IC 31-34-1, IC 31-34-8, IC 31-34-16, IC 31-34-19, IC 31-34-20.

Note: If the parent, guardian, or custodian fails to participate in court ordered services, document the reason(s) to support a Motion for Rule to Show Cause why the parent should not be held in contempt with the DCS Staff Attorney by affidavit. See Related Information for further details.

The FCM Supervisor will work with the FCM to ensure that the text of the PPP is appropriate for the court case.

1. The PPP should relate to the needs of the child and family. In the event that the child is removed from the care of the parents, the PPP should require activities that, if taken, would improve the parents' ability to alleviate the condition(s) that led to the removal of the child.
2. In the event the parent, guardian, or custodian fails to comply with the PPD, the DCS Staff Attorney shall file a Motion for Rule to Show Cause with the court unless the Local Office Director gives specific instruction to the DCS Staff Attorney not to do so.

PRACTICE GUIDANCE

N/A

FORMS AND TOOLS

Predispositional Report (PDR) – Available in the case management system

RELATED INFORMATION

Rule to Show Cause

The Verified Motion for Rule to Show Cause is a motion to the court that documents a parent, guardian, or custodian's failure to participate in court-ordered programs or services. The DCS Staff Attorney can file a motion for Rule to Show Cause. The court will review the motion and supporting affidavit. If the court issues a Rule to Show Cause, the court will set a hearing and may find the parent, guardian, or custodian to be "in contempt of court" for not participating or enter an additional order for modification or enforcement of the PPD.