

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

**Indian Child Welfare Act  
(ICWA)  
Supplemental Order**

- Indian Tribe, \_\_\_\_\_,  responded/  did not respond  
 Tribe's Representative, \_\_\_\_\_,  appeared/  did not appear

**It Is on This \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_; The Court Finds That:**

Select only one response and complete the corresponding information.

- If you select items 1 or 2, **go to the next page.**
- If you select item 3, **no other findings are required.**

1. The child, \_\_\_\_\_, whose date of birth is \_\_\_\_\_ **is** a Native American child, who is subject to the **Indian Child Welfare Act of 1978**. The child's tribe is:

\_\_\_\_\_  
The tribe's response:  
\_\_\_\_\_  
\_\_\_\_\_

2. The child, \_\_\_\_\_, whose date of birth is \_\_\_\_\_ **might be** a Native American child, who is subject to the **Indian Child Welfare Act of 1978**, based on the following facts: \_\_\_\_\_

\_\_\_\_\_  
The tribe's response:  
\_\_\_\_\_  
\_\_\_\_\_

3. The child, \_\_\_\_\_, whose date of birth is \_\_\_\_\_ **is not** a Native American child subject to the **Indian Child Welfare Act of 1978** based on the following facts: \_\_\_\_\_

\_\_\_\_\_  
The tribe's response:  
\_\_\_\_\_  
\_\_\_\_\_

**ICWA Supplemental Order**

If you selected item #2 (the child’s ICWA status has not been determined), **the following section must be completed:**

- 4. **It Is Ordered That** \_\_\_\_\_ take the following actions to ascertain if the child is subject to the **Indian Child Welfare Act of 1978** and to report all actions and responses to the court and all parties:
  - a) Give notice to the Tribe by registered and certified mail with return receipt requested.
  - b) Send a copy of the notice to the Regional Director of Bureau of Indian Affairs.

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If you selected items 1 or 2 and the court is granting custody of the minor child to a non- parent, **the following section must be completed:**

- 5. The court’s granting of custody to a non-parent of this child(ren), who is subject to the **Indian Child Welfare Act of 1978**, out of the parents’ home is based on clear and convincing evidence, including the testimony of the qualified expert witness that continued custody in the home would likely result in serious emotional or physical damage to the child.
- 6. The court’s granting of custody to a non-parent of this child(ren) is made in accordance with the placement priorities of the **Indian Child Welfare Act of 1978** in that:

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**And It Is Further Ordered That:**

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Date \_\_\_\_\_

\_\_\_\_\_ J.S.C.