F.C.A. §§ 345.1, 346.1, 350.2
352.1, 352.2, 353.1, 353.2
353.3, 353.6, 353.7, 355.5;
S.S.L. §§393, 409-h

Form 3-29
(Juvenile Delinquency–
Order of Disposition)
1/2026

At a term of the Family Court of the
State of New York, held in and for the
County of at
New York on , .

P R E S E N T:
Hon.
Judge

In the Matter of

Docket No.

A Person Alleged to be a
Juvenile Delinquent,

Respondent.

ORDER OF
DISPOSITION

An Order of fact-finding dated the day of , , having been entered in ❑ this Court ❑ the Family Court of County adjudging that the
Respondent herein did the following act(s)[specify as to each count.]:

And notice having been duly given to Respondent, the Presentment Agency and [check applicable box]: ❑ Respondent's parent(s) ❑ the person(s) legally responsible for the Respondent's care pursuant to section 341.2 of the Family Court Act;

And the Respondent having [check applicable box(es)]: ❑ appeared ❑ not appeared, and counsel for Respondent having ❑ appeared ❑ not appeared before this Court to answer the petition;

And the matter having thereafter duly come on for a dispositional hearing pursuant to sections 350.1 - 350.4 of the Family Court Act before the Court;

The Court, after making an examination and inquiry into the facts and circumstances of the case and after making reports available to counsel in accordance with section 351.1 of the Family Court Act, finds upon a preponderance of the evidence that:

I. <u>Dispositional Findings</u>

A. Respondent requires supervision, treatment, or confinement; and

B. The Court, having fully considered the matter of a particular disposition pursuant to section 352.2 of the Family Court Act, has determined that the Respondent requires the following disposition for the following
reasons [specify; if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate]:

II. Required Findings in Cases in Which the Respondent is Placed:[1]
[The following determinations are required when order is placement; check applicable boxes and provide case-specific reasons]: And the Court has determined that:

A. Best Interests Finding: Continuation in, or return to, the Respondent's home
❑ would ❑ would not be contrary to Respondent's best interests based upon the following facts and for the following reasons [specify]:

This determination was based upon the following information [check applicable box(es)]:

❑ Uniform Case Record, dated [specify]:
❑ Summary of the Uniform Case Record, dated [specify]:
❑ Service Plan, dated [specify]:
❑ Risk Assessment Instrument
❑ Probation Department report, dated [specify]:
❑ Mental health evaluation, dated [specify]:
❑ The report of [specify]: , dated [specify]:
❑ Testimony of [specify]:
❑ Other [specify]:

B. Reasonable Efforts Findings:
1. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home [check applicable box (es); state reasons as indicated. If prior finding was made, so indicate, including date]:

❑ were made as follows [specify]:

❑ were not made but the lack of efforts was appropriate [check all applicable boxes]:

[1] Note: These findings need not be made where the Respondent is placed restrictively pursuant to Family Court Act §353.5, in which case Form 3-33 or 3-34, as applicable, should be utilized.

❑ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the ❑ parent(s) ❑ guardian(s) [specify date of finding]:

❑ because of other reasons [specify other reasons]:

❑ were not made.

This determination was based upon the following information [check applicable box(es)]:

❑ Uniform Case Record, dated [specify]:
❑ Summary of the Uniform Case Record, dated [specify]:

❑ Service Plan, dated [specify]:
❑ Risk Assessment Instrument
❑ Probation Department report, dated [specify]:
❑ Mental health evaluation, dated [specify]:
❑ The report of [specify]: , dated [specify]:
❑ Testimony of [specify]:
❑ Other [specify]:

2. Reasonable efforts, where appropriate, to return the Respondent home safely [check applicable box and state reasons as indicated]:

❑ were made as follows [specify]:

❑ were not made but the lack of efforts was appropriate [check all applicable boxes]:

❑ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the child with the ❑ parent(s) ❑ guardian(s) [specify date of finding]:

❑ because of other reasons [specify]:

❑ were not made.

This determination was based upon the following information [check applicable box(es)]:

❑ Uniform Case Record, dated [specify]:
❑ Summary of the Uniform Case Record, dated [specify]:
❑ Service Plan, dated [specify]:
❑ Risk Assessment Instrument
❑ Probation Department report, dated [specify]:

❑ Mental health evaluation, dated [specify]:
❑ The report of [specify]: , dated [specify]:
❑ Testimony of [specify]:
❑ Other [specify]:

3. Reasonable Efforts: Goal Other Than Return Home: [Applicable in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]:

Reasonable efforts to make and finalize the Respondent's permanency plan of [specify]:

❑ have been made as follows [specify]:

❑ were not made based upon the following facts and for the following reasons [specify]:

This determination was based upon the following information [check applicable box(es)]:
❑ Uniform Case Record, dated [specify]:
❑ Summary of the Uniform Case Record, dated [specify]:
❑ Service Plan, dated [specify]:
❑ Risk Assessment Instrument
❑ Probation Department report, dated [specify]:
❑ Mental health evaluation, dated [specify]:
❑ The report of [specify]: , dated [specify]:
❑ Testimony of [specify]:
❑ Other [specify]:

C. Findings Regarding Transitional Services and Out-of-State Placements:

❑ [Required where Respondent is 14 years of age or older]: The services, if any, needed to assist the Respondent to make the transition from foster care to independent living are [specify]:

❑ [Required where the Respondent is placed outside New York State]: Placement outside New York State ❑ is ❑ is not appropriate and in the Respondent's best interests.

D. Findings Regarding Pre-dispositional Risk Assessment Instrument:

There ❑ is ❑ is not a validated pre-dispositional risk assessment instrument in use in this county that was developed by (or in New York City, approved by) the New York State Office of Children and Family Services.

[REQUIRED where there is a validated pre-dispositional risk assessment instrument in use]:
Respondent has been assessed on the risk assessment instrument as a [check box for level of risk]:
[NYC cases only]: ❑ low ❑ medium ❑ high ❑ very high level of risk
[NON-NYC cases only]: ❑ low ❑ medium ❑ high level of risk.

[REQUIRED where validated pre-dispositional risk assessment instrument is in use and where placement is at a higher level of care than the assessed risk level; check box if applicable]:
❑ Placement, as directed below, is necessary and no less restrictive alternative is available, both for the protection of the community and to be consistent with the needs and best interests of the Respondent, notwithstanding the assessed risk level, for the following reasons {specify]:

III. Required Findings Where Approval of Placement in Qualified Residential Treatment Program is Requested:
❑ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:

This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:

; and ❑ upon hearing testimony in relation thereto ❑ upon consent of all parties without a hearing, finds the following [check applicable box(es)]:

A. The needs of the Respondent ❑ can ❑ cannot be met through placement in a foster family home because [specify facts and reasons]:

B. Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) ❑ does ❑ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:

C. Placement in [specify name of QRTP]:
❑ is ❑ is not consistent with the short-term and long-term goals for the Respondent , as specified in the Respondent's permanency plan because [specify facts and reasons]:

D. [Applicable to initial QRTP placement]: Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:

❑ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:

❑ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; **and**

❑ Continued placement serves the above-named Respondent's needs and best interests or the need for protection of the community because [specify facts and reasons]:

NOW, therefore, upon the findings made in the fact-finding and dispositional hearings and upon all proceedings had herein, it is hereby

ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent on the ground that the Respondent, while under 17 years of age [Starting Oct. 1, 2019: 18 years of age], did an act which if done by an adult would constitute the crime(s) of [specify each count]:

as defined by section(s) of the ❑ Penal Law ❑ Other [specify]:
; and
on the further ground that Respondent requires supervision, treatment, or confinement; and it is therefore

ORDERED that [check applicable box(es)]:

❑ Respondent is conditionally discharged for a period of [specify]: months upon the following terms and conditions [Attach additional sheets, if necessary]:

❑ Respondent is placed on probation under the supervision of the Probation Department of the County of for a period of upon the following terms and conditions [Attach additional sheets, if necessary]:

[Applicable where Respondent is directly placed with a suitable relative or other person]:

❑ This proceeding is continued and the Respondent is placed for a period of [specify]: ❑ less the period spent in detention pending disposition2 in the custody of [specify suitable relative or other person]: , subject to the further orders of this Court.

[REQUIRED where Respondent is placed in non-secure or limited-secure level of care]:

❑ This proceeding is continued and Respondent is placed in a non-secure level of care for a period of [specify period]: ❑ less the period spent in detention pending disposition,3 in the custody of the Commissioner of the [check applicable box]:

[Non-NYC cases only]: ❑ Department of Social Services of the County of [specify]:
❑ New York State Office of Children and Family Services
[NYC cases only]: ❑ New York City Administration for Children's Services.

❑ This proceeding is continued and Respondent is placed in a limited secure level of care for a period of [specify period]: ❑ less the period spent in detention pending disposition,4 in the custody of the Commissioner of the [check applicable box]:

[Non-NYC cases only]: ❑ New York State Office of Children and Family Services
[NYC cases only]: ❑ New York City Administration for Children's Services.

❑ **[NYC cases only]:** This proceeding is continued and Respondent is placed in the custody of the New York City Administration for Children's Services in a non-secure OR limited secure level of care, the level to be determined by the Commissioner, for a period of [specify period up to 12 months]:

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[2] Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. *See* F.C.A §353.3(5).

[3] Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

[4] Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

❑ less the period spent in detention pending disposition.[5]

[NON-NYC cases only: REQUIRED where Respondent is placed with Department of Social Services for non-secure placement in a specific agency or class of agency]:

❑ The position of the Commissioner of Social Services of the County of [specify]: having been considered by the Court, this proceeding is continued and Respondent is placed for a period of [specify period]: ❑ less the period spent in detention pending disposition,6 in the custody of the Commissioner of Social Services of the County of [specify]: , for non-secure placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to the further orders of this Court.

In the event that the Commissioner of Social Services is unable to so place the Respondent , the Commissioner [check applicable box]:

❑ shall ❑ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act §355.1.

❑ shall ❑ need not return Respondent to this Court for a new dispositional hearing.

[NYC cases only; applicable where Respondent is placed with the NYC Administration for Children's Services for non-secure or limited level of care where specific services are needed]:

❑ The Commissioner of the New York City Administration for Children's Services is directed to provide the following services, authorized or required to be made available in the approved plan for the "Close to Home" program, to meet the needs of the Respondent [specify services; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]:

[Applicable where Respondent is placed with the New York State Office of Children and Family Services; note: in New York City cases, this paragraph is applicable <u>only</u> to [limited secure or] secure level of care]:

❑ This proceeding is continued and the Respondent is placed for a period of [specify]:

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[5]Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

[6]Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5).

❑ less the period spent in detention pending disposition,[7] in the custody of the New York State Office of Children and Family Services, which is authorized to place the Respondent in a [specify]:
❑ secure facility at any time or from time to time during the first 60 days of residency;[8]
❑ limited secure facility [non-NYC cases only]
❑ non-secure facility [non-NYC cases only]
subject to further orders of this Court.

[NON-NYC cases only]: ❑ The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is placed for a period of [specify]: ❑ less the period spent in detention pending disposition,[9] in the custody of the New York State Office of Children and Family Services for placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to further orders of this Court. In the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement.

[NON-NYC cases only: Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]:

❑ The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3).

[Optional where Respondent is 14 years of age or older and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]:

❑ The placement agency is directed to provide the following services determined above to be needed to assist the Respondent to make the transition from foster care to independent living [specify]:

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[7] Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).
[8] *See* F.C.A. §353.3(3)(a).
[9] Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

[Optional where Respondent is placed upon adjudication for a felony with the New York State Office of Children and Family Services or the New York City Administration for Children's Services pursuant to F.C.A.§353.3(9); check box if applicable]:

❑ Respondent shall be confined in a residential facility for a minimum period of [specify minimum period not to exceed six months]:

[REQUIRED where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable]:

❑ The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.

[REQUIRED where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]:

❑ Respondent's parent or legal guardian was present in Court and consented to the provision of routine medical, dental and mental health services and treatment to the Respondent by the: ❑ New York State Office of Children and Family Services ❑ New York City Administration for Children's Services ❑ Department of Social Services, County of [specify]:

OR

❑ Consent has not been obtained from Respondent's parent or legal guardian, but this Order shall be deemed to grant consent for the: ❑ New York State Office of Children and Family Services ❑ New York City Administration for Children's Services ❑ Department of Social Services, County of [specify]: to provide routine medical, dental, and mental health services and treatment to the Respondent.

<u>[REQUIRED Where Placement in Qualified Residential Treatment Program is requested]</u>:
❑ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:

after examination and inquiry into the facts and circumstances [check box if applicable]:
❑ and after hearing the proof and testimony offered in relation thereto, it is therefore
[Check applicable box(es)]:

❑ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.

OR

❑ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]:

the above-named Respondent shall be [check applicable box and specify]:

❑ returned or released to the following parent [specify]:

❑ returned to or placed with the following legal guardian [specify]:

❑ returned to or placed with the following suitable adult/relative [specify]:

❑ returned to or placed in the following foster home [specify]:

❑ returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]:

❑ returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:

❑ returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:

OR

❑ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

[**REQUIRED where Respondent is placed <u>non-securely</u> with the Commissioner of a county Department of Social Services, the New York City Administration for Children's Services or the New York State Office of Children and Family Services, pursuant to F.C.A.§353.3 or §353.4; check box if applicable]:**

❑ ORDERED that if the Respondent remains in foster care, the [check box]:

❑ New York State Office of Children and Family Services;

❑ Commissioner of Social Services of [specify]: County;

❑ **New York City Administration for Children's Services**
shall file a petition for the next permanency hearing NO LATER THAN [specify date not less than 60 days before permanency hearing must be completed]:
and the permanency hearing shall be completed by [specify date]:

And it is further ORDERED that:

Date: , .

ENTER

_____
Judge of the Family Court

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OR ELECTRONIC TRANSMISSION OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:

☐ Order mailed or electronically transmitted on [specify date(s) and to whom sent]:
_____

☐ Order received in court on [specify date(s) and to whom given]:
_____