

## **Notice of Parent's Right to Participate in Private Adoption Plan**

The court must provide written notice of the parent's right to participate in a private adoption plan at the arraignment hearing and in the case plan approval order and in the order that changes the permanency goal to adoption. Because the statute requires notice *at the hearing*, to comply with the statute, separate written notice must be given at arraignment unless the order on arraignment includes the notice and is provided to the parent at the hearing. The following is suggested language to include in the orders:

Notice of the right to participate in a private adoption plan is provided as follows:

### **NOTICE OF PARENT'S RIGHT TO PRIVATE ADOPTION**

The parent is/parents are hereby notified of the right to participate in a private adoption plan and the availability of private placements of the child/children with an adoption entity as defined in chapter 63, Florida Statutes. If a parent executes a consent for adoption of a minor with an adoption entity or qualified prospective adoptive parents and the requirements of section 63.082(6) are satisfied, the court will determine whether the best interests of the child are served by transferring the custody of the minor child to the prospective adoptive parent selected by the parent or the adoption entity by considering and weighing all relevant factors, including, but not limited to:

- the permanency offered;
- the bond between the child and the current caregiver;
- the stability of the current potential adoptive home and maintaining continuity of placement;
- the importance of maintaining sibling relationships, if possible;
- the reasonable preferences and wishes of the child, if the court deems the child to be of sufficient maturity, understanding, and experience to express a preference;
- whether a TPR has been filed pursuant to §39.806(1)(f), (g), or (h);
- what is best for the child; and
- a parent's right to determine an appropriate placement for the child.

If the court approves the private adoption plan, a petition will be filed to terminate your parental rights and allow your child to be adopted. If you are interested in participating in such a plan you should contact a private adoption entity and discuss it with your lawyer.