

Child Protective Services: Juvenile Court - Placement Issues

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2102.19 Return of Custody to Parent

Requirement

Secure approval from the Juvenile Court through an amended order prior to returning a child to the parent.

Procedures/Practice Issues

A plan to return physical and/or legal custody of a child to the parent **always** requires an amended court order. The court must approve and direct placement prior to retransfer of either physical or legal custody of a child to the parent.

If deprivation of a child is found to result from alcohol or other drug abuse ([O.C.G.A. 15-11-55](#)), the court is authorized to order that legal custody of the child may not be transferred back to the person that had custody of the child when the deprivation occurred unless such person underwent substance abuse treatment and random substance abuse screenings and those screenings remain negative for a period of no less than six consecutive months (See [2102.9](#)).