

232.101A Transfer of guardianship to custodian.

1. After a dispositional hearing the court may enter an order transferring guardianship of the child to a custodian if all of the following conditions are met:

- a. The person receiving guardianship meets the definition of custodian in [section 232.2](#).
- b. The person receiving guardianship has assumed responsibility for the child prior to filing of the petition under [this division](#) and has maintained placement of the child since the filing of the petition under [this division](#).
- c. The parent of the child does not appear at the dispositional hearing, or the parent appears at the dispositional hearing, does not object to the transfer of guardianship, and agrees to waive the requirement for making reasonable efforts as defined in [section 232.102](#).

2. If the court transfers guardianship pursuant to [subsection 1](#), the court may close the child in need of assistance case by transferring jurisdiction over the child's guardianship to the probate court. The court shall inform the proposed guardian of the guardian's reporting duties under [section 633.669](#) and other duties under [chapter 633](#). Upon transferring jurisdiction, the court shall direct the probate clerk, once the proposed guardian has filed an oath of office and identification in accordance with [section 602.6111](#), to issue letters of appointment for guardianship and docket the case in probate. Records contained in the probate case file that were copied or transferred from the juvenile court file concerning the case shall be subject to [section 232.147](#) and other confidentiality provisions of [this chapter](#) for cases not involving juvenile delinquency.

[2014 Acts, ch 1048, §1](#)

NEW section