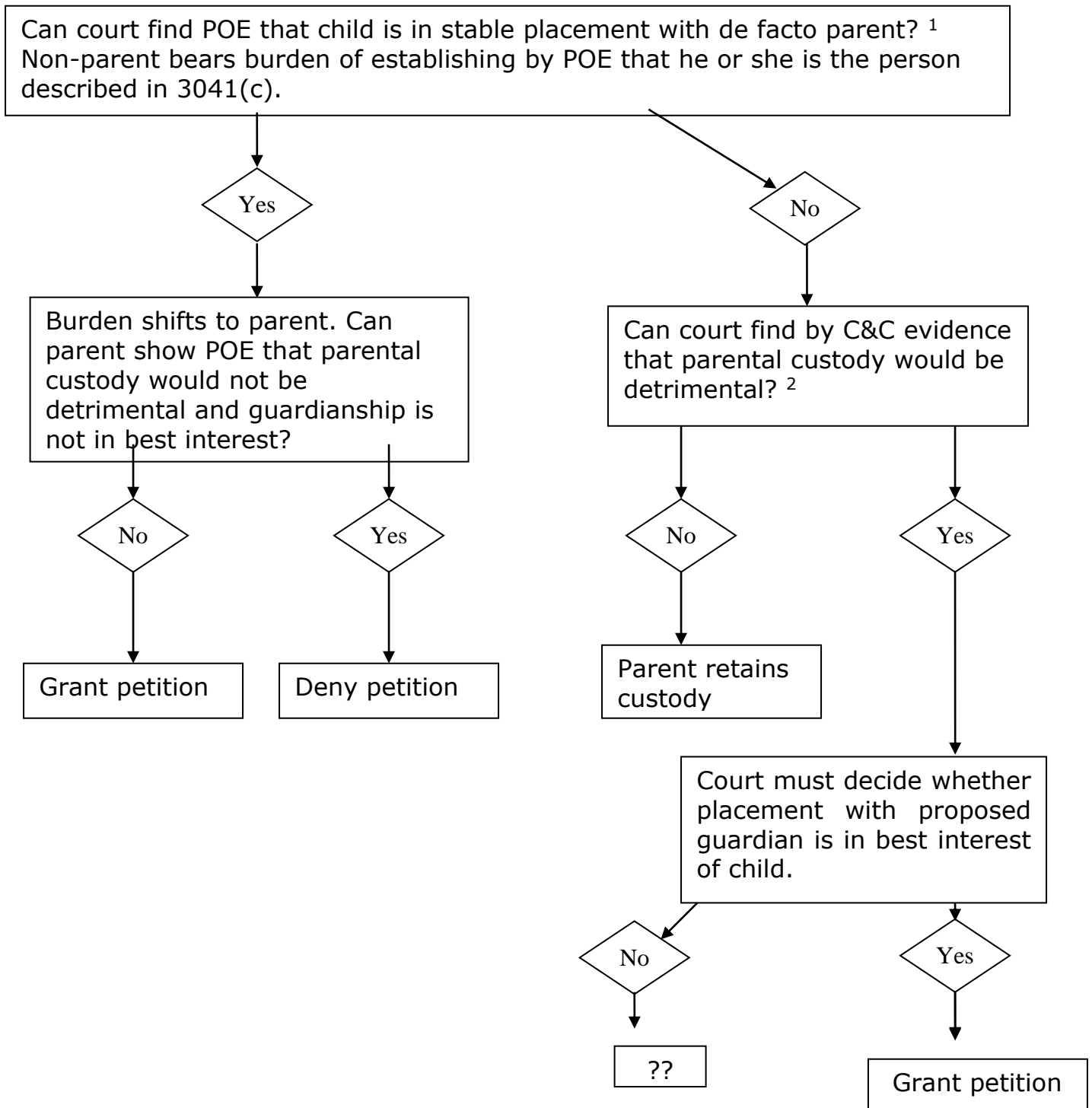


## FC §3041 Decision Tree (Non-ICWA)

If parent objects to guardianship:



<sup>1</sup> C.R.C. 5.502(10) defines “de facto parent” as a person who has assumed, on a day-to-day basis, the role of parent, fulfilling both child’s physical needs and psychological needs for care and affection, and has assumed that role for a substantial period of time. FC §3041 uses the definition but does not use the term “de facto parent.”

<sup>2</sup> “Detriment” includes harm of removing child from stable placement with a de facto parent. It does not require any finding of parental unfitness.