

(1) THE CHILD IS ABANDONED AS PROVIDED IN SUBSECTION (B) OF THIS SECTION;

(2) IN A PRIOR JUVENILE PROCEEDING, THE CHILD HAS BEEN ADJUDICATED TO BE A CHILD IN NEED OF ASSISTANCE, A NEGLECTED CHILD, AN ABUSED CHILD, OR A DEPENDENT CHILD; OR

(3) THE FOLLOWING SET OF CIRCUMSTANCES EXIST:

(I) THE CHILD HAS BEEN CONTINUOUSLY OUT OF THE CUSTODY OF THE NATURAL PARENT AND IN THE CUSTODY OF A CHILD PLACEMENT AGENCY FOR AT LEAST 1 YEAR;

(II) THE CONDITIONS THAT LED TO THE SEPARATION FROM THE NATURAL PARENT STILL EXIST OR SIMILAR CONDITIONS OF A POTENTIALLY HARMFUL NATURE STILL EXIST;

(III) THERE IS LITTLE LIKELIHOOD THAT THOSE CONDITIONS WILL BE REMEDIED AT AN EARLY DATE SO THAT THE CHILD CAN BE RETURNED TO THE NATURAL PARENT IN THE IMMEDIATE FUTURE; AND

(IV) A CONTINUATION OF THE RELATIONSHIP BETWEEN THE NATURAL PARENT AND THE CHILD WOULD DIMINISH GREATLY THE CHILD'S PROSPECTS FOR EARLY INTEGRATION INTO A STABLE AND PERMANENT FAMILY.

(B) ABANDONMENT.

THE COURT MAY FIND THAT A CHILD IS ABANDONED FOR PURPOSES OF THIS SECTION IF, AFTER A THOROUGH INVESTIGATION BY THE CHILD PLACEMENT AGENCY, THE COURT FINDS THAT:

(1) THE IDENTITY OF THE CHILD'S NATURAL PARENTS IS UNKNOWN; AND

(2) NO ONE HAS CLAIMED TO BE THE CHILD'S NATURAL PARENT WITHIN 2 MONTHS OF THE ALLEGED ABANDONMENT OF THE CHILD.

(C) REQUIRED CONSIDERATIONS.

IN DETERMINING WHETHER IT IS IN THE BEST INTEREST OF THE CHILD TO TERMINATE A NATURAL PARENT'S RIGHTS AS TO THE CHILD IN ANY CASE, EXCEPT THE CASE OF AN ABANDONED CHILD, THE COURT SHALL CONSIDER:

(1) THE TIMELINESS, NATURE, AND EXTENT OF THE SERVICES OFFERED BY THE CHILD PLACEMENT AGENCY TO FACILITATE REUNION OF THE CHILD WITH THE NATURAL PARENT;

(2) ANY SOCIAL SERVICE AGREEMENT BETWEEN THE NATURAL PARENT AND THE CHILD PLACEMENT AGENCY, AND THE EXTENT TO WHICH ALL PARTIES HAVE FULFILLED THEIR OBLIGATIONS UNDER THE AGREEMENT;