

FORM SUMMARY

Name of Form: Dispositional Order with Termination of Parental Rights Notice - Protection or Services (Chapter 938)

Form Number: JD-1746T

Statutory Reference: §§938.78(2)(ag) and (aj), 938.34, 938.345, 938.355, and 938.396(2g)(m), Wisconsin Statutes

Benchbook Reference:

Purpose of Form: Formal order of the court detailing the disposition in a ch. 938 juvenile in need of protection or services (JIPS) case (this does not apply to a ch. 48 *child* in need of protection or services).

Who Completes It: District attorney/corporation counsel.

Who Signs It: **BY THE COURT:** Circuit Court Judge/Circuit Court Commissioner.

Distribution of Form: Court, Juvenile's Guardian ad Litem/Adversary Counsel, Parents, Parents' Attorney(s), Juvenile's Guardian/Legal Custodian/Trustee, District Attorney/Corporation Counsel, and Caseworker.

Accompanying Forms:

New Form/Modification: Modified; last update 02/23.

Modifications: Moved the agency or department's recommendation from #4 to 3G because it only applies when the juvenile is placed out-of-home.

Comments: RMC recommends that the court not rely upon attachments alone as the basis for its findings. Where attachments are used, specific reference to the document title, page and paragraph should be made.

RMC has concerns that out-of-home placements ordered to be effective in the future may violate ASFA rules. One suggested procedure in these cases is to first enter a dispositional order placing the child at home, then revise the dispositional order pursuant to §938.363 upon the actual removal from the home. Another option is to adjourn the dispositional hearing until the actual removal date.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.