

FORM SUMMARY

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| Name of Form: | Temporary Physical Custody Request (Chapter 48) - Indian Child Welfare Act |
| Form Number: | IW-1608 |
| Statutory Reference: | Chapter 48, Wisconsin Statutes |
| Benchbook Reference: | |
| Purpose of Form: | To request that a child or expectant mother be taken into temporary physical custody in a Chapter 48 proceeding and to record the decision of the juvenile intake worker concerning the custody decision. |
| Who Completes It: | Intake Worker |
| Distribution of Form: | Court, Child's Guardian ad Litem/Adversary Counsel, Parents, Parents' Attorney(s), Child's Guardian/ Legal Custodian, District Attorney/Corporation Counsel, Caseworker, Tribe, and Indian Custodian. |
| Accompanying Forms: | Temporary Physical Custody Request Supplement-Chapter 48 (JC-1609) is available to use with IW-1608, but it is not required. |
| New Form/Modification: | Modified; last update 08/21. |
| Modifications: | Updated Parent 1 and Parent 2 to Mother and Father. Added amended checkbox. |
| Comments: | <p>A 'birth' parent includes both a child-bearing parent and a non-child bearing spouse who is listed on the birth certificate at the time of birth.</p> <p>For use in taking into custody under Chapter 48 CHIPS, a child for whom there exists a reasonable belief that the child is an Indian child. Provides ICWA-required information to the court.</p> <p>For temporary physical custody requests in a Chapter 938 Delinquency proceeding, use circuit court form JD-1710.</p> |
| About this Form: | <p>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.</p> <p>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.</p> |