

STATE OF WISCONSIN, CIRCUIT COURT, \_\_\_\_\_ COUNTY

IN THE INTEREST OF

Amended

Name \_\_\_\_\_

**Dispositional Order – Protection or Services  
(Chapter 938)**

Date of Birth \_\_\_\_\_

Case No. \_\_\_\_\_

A Petition has been filed with the Court.

This dispositional hearing was held on [Date] \_\_\_\_\_, which is the effective date of this Order.

The parent(s) are:

Parent #1's name: \_\_\_\_\_

Date of birth: \_\_\_\_\_

deceased

Parent #2's name: \_\_\_\_\_

Date of birth: \_\_\_\_\_

deceased

Guardian's name, if applicable: \_\_\_\_\_

Date of birth: \_\_\_\_\_

**THE COURT FINDS:**

1. The juvenile is in need of protection or services because the juvenile is
  - uncontrollable.
  - habitually truant from home.
  - habitually truant from school.
  - a school dropout.
  - as a result of the juvenile's intentional refusal to attend school rather than the failure of any other person.
  - under the age of 10 and committed a delinquent act.
  - determined to be not responsible by reason of mental disease or defect.
  - determined to be not competent to proceed.
  
2. The provisions of the Indian Child Welfare Act do not apply. An inquiry has been made on the record to each participant in this proceeding as to whether the participant knows or has reason to know that the juvenile is an Indian child. *(For an Indian juvenile who is placed out-of-home, use the Indian Child Welfare Act version [IW-1746] of this Order.)*
  
3. The juvenile is placed out of the home.
  - A. Placement in the home at this time  is  is not contrary to the welfare of the juvenile and the community.  
\_\_\_\_\_  
\_\_\_\_\_
  - B. Reasonable efforts to prevent removal were *[Complete one of the following]*
    - made by the department or agency responsible for providing services.  
\_\_\_\_\_

made by the department or agency responsible for providing services, although an emergency situation resulted in immediate removal of the juvenile from the home.

required, but the department or agency responsible for providing services failed to make reasonable efforts.

C. Reasonable efforts to place the juvenile in a placement that enables the sibling group to remain together were

made.

not required because the juvenile does not have siblings in out-of-home care.

not required because it would be contrary to the safety or well being of the juvenile or any of the siblings.

D. Permanency plan was

not filed.

filed and reasonable efforts to achieve the permanency goal of the permanency plan, including through an out-of-state placement if appropriate, were

*[Complete one of the following only if a permanency plan was filed]*

made by the department or agency responsible for providing services.

not made by the department or agency responsible for providing services.

E.  Parent #1  Parent #2 was present and was asked to provide the names and other identifying information of three adult relatives of the juvenile or other adult individuals whose home the parent requests the court to consider as placements for the juvenile, unless that information was previously provided.

F. The placement is certified as a Qualified Residential Treatment Program.

A. The standardized assessment and recommendation by a qualified individual have been submitted.

1. The needs of the juvenile  can  cannot be met through placement in a foster home.

2. The placement  does  does not provide the most effective and appropriate level of care for the juvenile in the least restrictive environment.

3. The placement  is  is not consistent with the short-term and long-term goals for the juvenile, as identified in the permanency plan.

4. The placement is  approved  disapproved.

OR

B. The agency primarily responsible for providing services will submit the standardized assessment and recommendation by a qualified individual by: \_\_\_\_\_. *[No later than 30 days from date of placement]*

G. As to the department or agency recommendation:

A. The placement location recommended by the department or agency is adopted.

OR

B. After giving bona fide consideration to the recommendations of the department or agency and all parties, the placement location recommended is not adopted.

4. Participation in the Teen Court program will likely benefit the juvenile and the community and the juvenile has not successfully completed a Teen Court program in the two years before the date of the violation.

5. The rehabilitation and treatment/care of the juvenile cannot be accomplished by means of voluntary consent of the parent(s)/guardian, and the transfer of legal custody is necessary.

6. Restitution.

A. The juvenile alone is financially able to pay restitution of \$\_\_\_\_\_ and/or a forfeiture of \$\_\_\_\_\_.

B. The juvenile is physically able to perform services for the victim [Under age 14, 40 hour limit] and the victim agrees to accept such services.

C. The custodial parent(s) is financially able to pay reasonable restitution of \$\_\_\_\_\_ and/or a forfeiture of \$\_\_\_\_\_.

7. The Statement of Guardian ad Litem was filed.

8. Other: \_\_\_\_\_

**THE COURT ORDERS:**

1. The juvenile is placed under court jurisdiction.

2. Placement.

In-home at \_\_\_\_\_  
Expiration date of this Order [Not to exceed 1 year] \_\_\_\_\_.

Out-of-home at \_\_\_\_\_  
and into the placement and care responsibility of the department in the county where this Order is issued, which has primary responsibility for providing services.

Unless otherwise specified, the expiration date of this Order shall be the later of the following:

- One year from the date of this Order;
- The date the juvenile reaches his or her 18<sup>th</sup> birthday;
- The date the juvenile is granted a high school or high school equivalency diploma or the date the juvenile reaches his or her 19<sup>th</sup> birthday, whichever occurs first, if the juvenile is enrolled fulltime in a secondary school or vocational or technical equivalent and reasonably expected to complete the program prior to age 19;
- The date the juvenile is granted a high school or high school equivalency diploma or the date the juvenile reaches his or her 21<sup>st</sup> birthday, whichever occurs first, if ALL of the following apply:
  - The juvenile is a fulltime student in secondary school or vocational or technical equivalent.
  - An individualized education program is in effect for the juvenile.
  - The juvenile or guardian, on behalf of the juvenile, agrees to this Order.
  - The juvenile is 17 years of age or older when this Order is entered.

OR

Expiration date of this Order: \_\_\_\_\_.

3. This is an out-of-home placement. The juvenile has one or more siblings in out-of-home care and the juvenile is not placed with all those siblings. The department or agency  
 shall make reasonable efforts to provide frequent visitation or other ongoing interaction between the juvenile and any siblings.  
 is not required to provide for frequent visitation or other ongoing interaction because it would be contrary to the safety or well being of the juvenile or any siblings.

4. This is an out-of-home placement and the department or agency shall conduct a diligent search in order to locate and provide notice as required by §938.355(2)(cm), Wis. Stats., to all adult relatives of the juvenile, including the three adult relatives provided by the parents under §938.335(6) Wis. Stats., no later than 30 days from the date of the juvenile's removal from the home, unless the search was previously conducted and notice provided.

5. This is an out-of-home placement. If a permanency plan has been prepared, filed and is consistent with this Order, this Order contains the plan. Otherwise, a permanency plan consistent with the court's order shall be filed no later than 60 days from the date of the juvenile's removal from the home and shall be made part of this Order.

6. Total restitution is \$\_\_\_\_\_.  
 \$ \_\_\_\_\_, [Under age 14, \$250 limit] to be paid  See restitution supplement

Make repairs or provide services agreeable to the victim [Under age 14, 40 hour limit]

The juvenile is in an out-of-home placement and receiving income; the juvenile shall pay \_\_\_\_\_% of that income for restitution.

7. Costs of \$ \_\_\_\_\_, [Age 14 and over] to be paid \_\_\_\_\_.

8. Legal custody transferred to

County Department of Human/Social Services.

Other: \_\_\_\_\_

9. Conditions of supervision and/or return.

See attached

\_\_\_\_\_  
\_\_\_\_\_

10. If the juvenile is placed outside of the home, the parent(s) shall provide a statement of income, assets, debts, and living expenses, to the county department or agency.

A. The parent(s)/guardian shall contribute toward the expenses of custody/services.

Parent/Guardian 1 [Name] \_\_\_\_\_.

\$ \_\_\_\_\_ per month commencing on [Date] \_\_\_\_\_.

to be determined by [Agency] \_\_\_\_\_.

Parent/Guardian 2 [Name] \_\_\_\_\_.

\$ \_\_\_\_\_ per month commencing on [Date] \_\_\_\_\_.

to be determined by [Agency] \_\_\_\_\_.

B. The parent(s), guardian or trustee shall contribute an amount of child support for the out-of-home placement.

Parent/Guardian 1 [Name] \_\_\_\_\_.

\$ \_\_\_\_\_ per month commencing on date of placement.

to be set by further court order or referral to the child support agency.

Parent/Guardian 2 [Name] \_\_\_\_\_.

\$ \_\_\_\_\_ per month commencing on date of placement.

to be set by further court order or referral to the child support agency.

11. Driver's license suspension or revocation for [Period of time] \_\_\_\_\_. (*Habitual truancy only*)

12. Specific services to be provided to juvenile and family.

See attached

\_\_\_\_\_  
\_\_\_\_\_

13. The appointment of the guardian ad litem for the juvenile

is terminated until further order of the court.

is continued to allow the guardian ad litem to perform any of the duties under §938.235(4), Wis. Stats.

is continued for the following purpose(s): \_\_\_\_\_

14. The appointment of the attorney for the

Parent #1  Parent #2  other: \_\_\_\_\_ terminates until further order of the Court.

Parent #1  Parent #2  other: \_\_\_\_\_ is continued through the term of this Order.

Parent #1  Parent #2  other: \_\_\_\_\_ is continued for the following purpose(s): \_\_\_\_\_

\_\_\_\_\_

15. If the juvenile is placed out of the home, the parent(s) who appeared in Court have been orally advised of the applicable grounds for termination of parental rights (TPR) and the conditions that are necessary for the juvenile to be returned to the home or restoration of visitation rights. Written TPR warnings are attached. Conditions for return/visitation are part of this Order or attached.

16. If any party to this proceeding receives subsequent information that provides reason to know that the juvenile is an Indian child, they shall inform the court.

17. Other: \_\_\_\_\_

The juvenile was advised of possible sanctions for violations of the conditions of this Order.

**THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL IF SIGNED BY A CIRCUIT COURT JUDGE.**

**NOTICE:** If requested by a parent/guardian/legal custodian or the juvenile (14 years of age or over), the agency providing care or services for the juvenile or that has legal custody of the juvenile must disclose to, or make available for inspection, the contents of any records kept or information received by the agency about the juvenile unless the agency determines that imminent danger would result.

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DISTRIBUTION:

1. Court
2. Juvenile's Guardian ad Litem/Adversary Counsel
3. Parents
4. Parents' Attorney(s)
5. Juvenile's Guardian/Legal Custodian/Trustee
6. District Attorney/Corporation Counsel
7. Caseworker