

FORM SUMMARY

Name of Form:	Petition for Protection or Services (Chapter 938) Indian Child Welfare Act
Form Number:	IW-1721
Statutory Reference:	§§938.25, and 938.255, Wisconsin Statutes
Benchbook Reference:	
Purpose of Form:	Petition for protection or services alleging jurisdiction under §§938.13(4), (6), (6m), or (7), Wis. Stats.
Who Completes It:	District attorney, corporation counsel, or other petitioner.
Distribution of Form:	Court, Juvenile, Juvenile’s Guardian ad Litem/Adversary Counsel, Parents, Parents’ Attorney(s), Juvenile’s Guardian/Legal Custodian/Physical Custodian, District Attorney/Corporation Counsel, Caseworker, Tribe and Indian Custodian.
Accompanying Forms:	Generally none.
New Form/Modification:	Modified; last update 05/23.
Modifications:	Updated Parent 1 and Parent 2 to Mother and Father in #1.
Comments:	<p>The legal status categories are defined as follows:</p> <p>Birth – Parent who physically delivered the child.</p> <p>Adoptive – Parent who adopted the child by court order.</p> <p>Adjudicated - Parent based on a court order establishing paternity or parentage or who is the administratively adjudicated parent due to the filing of a paternity acknowledgement form with the Office of Vital Records.</p> <p>Marital – Parent who is presumed to be the biological parent because the child was conceived or born during marriage, or is presumed to be the biological parent because the marriage occurred after the child’s birth but the parties had a relationship at the time of conception.</p> <p>NOTE: The marital presumption does <u>not</u> apply if a court has found another person to be the parent instead of this parent. It also doesn’t apply if the marriage followed the birth but the child was conceived or born during a marriage to another.</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>