

## FORM SUMMARY

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**Name of Form:** Order on Waiver of Parental Consent for Abortion

**Form Number:** JC-1623

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**Statutory Reference:** §48.375(7), Wisconsin Statutes

**Benchbook Reference:** JV 15

**Purpose of Form:** This order is issued by the court following the necessary hearings, and constitutes the decision of the court. The court is required to make a finding whether the juvenile is mature and well-informed enough to make her own decision about an abortion.

If the court finds she is not sufficiently mature or well-informed enough, the court must then make a "best interests" determination whether an abortion is in her best interests. Based on the appropriate findings, the court either grants or denies the petition.

**Who Completes It:** The order is signed by the judge. Because of the time requirements inherent in these statutes, it is believed that it would be completed in court at the conclusion of the hearing by the judge checking the appropriate boxes and, if necessary, adding additional findings or conclusions in paragraph 5. Alternatively, the form may be prepared in advance by the petitioner and presented to the court for signing.

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

**Distribution of Form:** Court, Minor, Minor's Guardian ad Litem/Attorney, Member of the clergy who files on behalf of the minor and Person who intends to perform or induce the abortion – certified copy.

**Accompanying Forms:** Generally none.

**New Form/Modification:** Modified; last update 03/22.

**Modifications:** Added distribution list.

**Comments:** If the petition is granted, a **certified** copy of the order is to be personally served on her counsel, or the clergy-person who filed the petition on her behalf. The counsel or clergy- person is then to "hand-deliver" a certified copy of the court order to the person or agent of the clinic or facility which will perform the abortion.

If the petition is denied, a copy is to be personally served on her counsel or the clergy-person. The form includes the language concerning her rights to appeal.

**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.**