

## FORM SUMMARY

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**Name of Form:** **Petition under Ch. 938--Delinquency/Protection or Services/Civil Law or Ordinance Violation**

**Form Number:** **JD-1721**

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**Statutory Reference:** §§938.25 and 938.255, Wisconsin Statutes

**Benchbook Reference:**

**Purpose of Form:** Formal request to invoke the court's jurisdiction to adjudicate a juvenile as delinquent, JIPS, or for a civil law or ordinance violation.

**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, and Caseworker.

**Accompanying Forms:** Generally none.

**New Form/Modification:** Modified; last update 09/22.

**Modifications:** Added juvenile to the distribution list.

**Comments:** The legal status categories are defined as follows:

**Birth** – Parent who physically delivered the child.

**Adoptive** – Parent who adopted the child by court order.

**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.

**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.

**NOTE:** The marital presumption does not 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.

**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.**