

FORM SUMMARY

Name of Form:	Notice of Hearing (Juvenile) – Indian Child Welfare Act
Form Number:	IW-1724
Statutory Reference:	§§48.21, 48.27, 48.273, 938.21, 938.27, 938.273, and other relevant sections of ch. 48 and 938, Wisconsin Statutes
Benchbook Reference:	
Purpose of Form:	Give notice to interested persons of the scheduling of court proceedings.
Who Completes It:	Juvenile court clerk or judicial assistant.
Distribution of Form:	Original to court, copies for juvenile, juvenile's attorney, district attorney/corporation counsel, parent/guardian/legal custodian/Indian custodian, tribe and other interested parties. If applicable to foster parent/treatment foster parent/physical custodian.
Accompanying Forms:	Generally none.
New Form/Modification:	Modified; last update 08/12.
Modifications:	Added date/place of birth; Tribal affiliation; father's paternity status; new party identifying information, and new rights/notice requirements.
Comments:	<p>This form is intended to be used in both ch. 48 and ch. 938 matters.</p> <ul style="list-style-type: none">• If this is the first notice in a proceeding involving a child/juvenile subject to the Indian Child Welfare Act, the petitioner must provide notice to the parent/Indian custodian and the tribe by registered mail with return receipt requested, which must be received at least 10 days prior to the hearing.• If the identity or location of a parent or the tribe cannot be determined, this notice must be sent by registered mail with return receipt requested to the Secretary of the Interior, Bureau of Indian Affairs, which must be received at least 15 days prior to the hearing.• Additionally, copies of the initial notices provided to the parents, Indian custodian, and tribe must be sent to the Secretary of the Interior, Bureau of Indian Affairs by registered or certified mail with return receipt requested or by personal service. <p>The State Public Defender is authorized to represent parents and Indian custodians in CHIPS and JIPS cases subject to the Indian Child Welfare Act (ICWA).</p> <p>The signature line has also been removed since the notice is not a court order and is generally not signed.</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>