

FORM SUMMARY

Name of Form: Notice of Change in Placement - Indian Child Welfare Act

Form Number IW-1754

Statutory Reference: §§48.028, 48.217, 48.357, 801.15(1)(b), 938.217, 938.357, Wisconsin Statutes; 25 U.S.C. §1915.

Benchbook Reference: JV 11

Purpose of Form: To give notice to interested persons that a change in placement has taken or will take place.

Who Completes It: Caseworker or district attorney/corporation counsel. Other parties must use form JD-1766, Request to Change Placement.

Distribution of Form: Court, Child/Juvenile, Child's/Juvenile's *Guardian ad Litem*/Adversary Counsel, Parents, Parents' Attorney(s), Child's Guardian/Legal Custodian, Relative Caregiver/Foster Parent, District Attorney/Corporation Counsel, Caseworker, Court Appointed Special Advocate (CASA), Tribe, and Indian Custodian.

Accompanying Forms: Appropriate proposed order for change in placement.

New Form/Modification: Modified; last update 05/24.

Modifications: Added a new line item to fill in the length of the change in the placement order; updated line item to indicate that form JD-1830, Notice of Change of Address, has been or will be filed separately.

Comments: §801.15(1)(b) of the Code of Civil Procedure states that Saturdays, Sundays and holidays shall be excluded when the time period prescribed is less than 11 days. See also *In Interest of F. Q.*, 162 Wis. 2d 607, 407 N.W.2d 1 (Ct. App. 1991).

This form is intended to be used in both ch. 48 and ch. 938 matters. This form cannot be used for an in-home to out-of-home change in placement. For In-Home to Out-of-Home, use form IW-1766, Request to Change Placement. The court is required to issue an order for all changes in placement, including those approved without a hearing. If this is a notice of change placement for an out-of-home to out-of-home placement, the notice must verify whether the placement change satisfies Indian Child Welfare Act placement preferences.

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.