STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

IN THE INTEREST OF

_____
Name

_____
Date of Birth

Notice of Rights and Obligations

Case No. _____

If a petition has not yet been filed, a referral may result in a petition to the court.

The child/juvenile is alleged to either:

- ☐ be in need of protection or services: _____
- ☐ have committed a delinquent act: _____

You have the right to:

- a substitution of judge if the request is made before the end of the plea hearing and the law does not otherwise prohibit a substitution.
- an attorney:
  - If the child/juvenile wants to be represented by an attorney, the public defender shall appoint an attorney.Parents may be required to reimburse the state or county for the attorney and to contribute toward the expenses of post-adjudication services to the child/juvenile, including alcohol or drug treatment or education.
  - If a parent desires to be represented by an attorney, the parent may be appointed counsel subject to §48.23, Wis. Stats. The parent may be required to reimburse the state or county for the attorney. The parent may hire an attorney at their own expense.
- remain silent:
  - The silence of the juvenile in a delinquency proceeding shall not be adversely considered by the court.
  - The silence of any party in a non-delinquency proceeding may be relevant and considered by the court.
- a trial:
  - In delinquency proceedings: to the court.
  - In juvenile in need of protection or services proceedings: to the court
  - In child in need of protection or services proceedings: to the court or a jury.
- present and subpoena witnesses.
- confront and cross-examine witnesses.
- have the allegations proven:
  - In a delinquency proceeding: beyond a reasonable doubt.
  - In all other proceedings: by clear and convincing evidence.
- know the nature and possible consequences of the proceedings:
  - custody hearing: to determine whether the child/juvenile should be placed or remain in custody;
  - future hearings: to determine if the allegations are true and whether any disposition should be imposed.
- request counseling.
- additional rights may exist under the Indian Child Welfare Act. *(For an Indian child who is placed out-of-home, use the Indian Child Welfare Act version (IW-1716) of this form.)*

If the juvenile is ordered to pay a forfeiture or restitution and fails to do so, the amount of the unpaid forfeiture or restitution may be entered and docketed as a judgment against the juvenile and the parent with custody.

If it is alleged that the juvenile has committed an act which resulted in personal injury or damage to or loss of property or another, the following information may be disclosed to and used by each victim in a civil action against the parent or the juvenile:

- the identity of the juvenile and parent;
- the juvenile's police record;
- the outcome of the proceedings.

Parents may be liable for damages to property, the value of unrecovered stolen property or personal injury attributable to a willful, malicious or wanton act of the juvenile.

The amount of recovery from any parent or parents depends upon which statute applies to the delinquent act.

I have received a written copy of the above rights and obligations.

▶ _____ Signature	▶ _____ Signature
_____ Name Printed or Typed	_____ Name Printed or Typed
_____ Address	_____ Address
_____ Email Address / Telephone Number	_____ Email Address / Telephone Number
_____ Date / State Bar No (if any)	_____ Date / State Bar No (if any)

This forms shall not be modified. It may be supplemented with additional material.