

FORM SUMMARY

Name of Form: **Dispositional Order with Termination of Parental Rights Notice - Protection or Services (Chapter 938)**

Form Number **JD-1746T**

Statutory Reference: §§ 938.78(2)(ag) and (aj), 938.34, 938.345, 938.355, 938.396(2g)(m), Wisconsin Statutes

Benchbook Reference:

Purpose of Form: Formal order of the court detailing the disposition in a ch. 938 juvenile in need of protection or services (JIPS) case (this does not apply to a ch. 48 child in need of protection or services).

Who Completes It: District attorney/corporation counsel.

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

Distribution of Form: Court, Juvenile's Guardian ad Litem/Adversary Counsel, Parents, Parents' Attorney(s), Juvenile's Guardian/Legal Custodian/Trustee, District Attorney/Corporation Counsel, and Caseworker.

Accompanying Forms:

New Form/Modification: Modification; last update 03/26.

Modifications: Removed "when the child was 72 hours old or younger" from Relinquishment checkbox in notice section, per 25 Wis Act 94.

Comments: RMC recommends that the court not rely upon attachments alone as the basis for its findings. Where attachments are used, specific reference to the document title, page and paragraph should be made.

RMC has concerns that out-of-home placements ordered to be effective in the future may violate ASFA rules. One suggested procedure in these cases is to first enter a dispositional order placing the child at home, then revise the dispositional order pursuant to § 938.363 upon the actual removal from the home. Another option is to adjourn the dispositional hearing until the actual removal date.

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.