

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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March 8, 2006

Senator Lazich:

Section 48.38 (4) (bm) requires a child's permanency plan to include a statement as to the availability of a safe and appropriate placement with a fit and willing relative of the child. Section 48.38 (4) (br), as created by SSA 1 to SB-606, requires a child's permanency plan to include a statement as to the availability of a safe and appropriate placement with a fit and willing sibling of the child. Section 48.02 (15), however, includes in the definition of "relative" a brother or sister, whether by blood, marriage, or adoption. As such, because a sibling is already defined as a relative, SSA 1 to SB-606, does not effect any substantive change in current law.

Accordingly, this substitute amendment, which requires a child's permanency plan to include a statement as to the availability of a placement with a fit and willing *adoptive parent or proposed adoptive parent* of a sibling of the child and which is more in line with the original intent of SB-606, should be introduced and taken up instead of SSA 1.

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