

2007 DRAFTING REQUEST**Bill**Received: **05/22/2007**Received By: **gmalaise**Wanted: **05/25/2007**

Identical to LRB:

For: **Mary Lazich (608) 266-5400**By/Representing: **Paul Beard**This file may be shown to any legislator: **NO**Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - TPR and adoption**

Extra Copies:

Submit via email: **YES**Requester's email: **Sen.Lazich@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Disclosure of adoption records for purpose of determining availability of a placement for a child with a sibling who has been adopted

Instructions:

Provide exception to s. 48.93 (1d) to permit adoption records to be disclosed for the purpose of determining the availability of a placement for a child with a sibling who has been adopted (2005 Act 448).

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 05/22/2007	jdyer 05/23/2007		_____			
/1			nmatzke 05/23/2007	_____	lparisi 05/23/2007	sbasford 07/24/2007	

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/?	gmalaise	1/5/23 jkd	nwn 5/23	nwn 5/23			

FE Sent For:

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State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-2773/2

GMM:m:.....

This Week
(En 5/22)

jld

Gen

1 AN ACT ...; relating to: disclosure of adoption records for purposes of determining
2 the availability of a placement for a child with an adoptive parent or proposed
3 adoptive parent of a sibling of the child.

Analysis by the Legislative Reference Bureau

Current law requires the Department of Health and Family Services (DHFS),
a county department of human services or social services (county department), or a
child welfare agency to include in a child's permanency plan, which is a plan designed
to ensure that the child quickly attains a placement or home providing long-term
stability, a statement as to the availability of a safe and appropriate placement for
the child with a foster parent, adoptive parent, or proposed adoptive parent of a
sibling of the child. Current law also requires DHFS, a county department, or a child
welfare agency, before placing for adoption a child who has a sibling who has been
adopted or has been placed for adoption, to consider the availability of a placement
for adoption with an adoptive parent or proposed adoptive parent of a sibling of the
child who is identified in the child's permanency plan or who is otherwise known by
DHFS, the county department, or the child welfare agency.

This bill permits records and papers pertaining to an adoption proceeding to be
disclosed for purposes of determining the availability of a placement for a child with
an adoptive parent or proposed adoptive parent of a sibling of the child. Currently,
those records and papers must be kept in a separate locked file and may not be

disclosed except under certain exceptions or by order of the court assigned to exercise jurisdiction under the Children's Code for good cause shown.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 48.93 (1d) of the statutes is amended to read:

2 48.93 (1d) All records and papers pertaining to an adoption proceeding shall
3 be kept in a separate locked file and may not be disclosed except under sub. (1g) or
4 (1r), s. 46.03 (29), 48.432, 48.433, 48.434, 48.48 (17) (a) 9., or 48.57 (1) (j); for
5 purposes of determining the availability of a placement for a child with an adoptive
6 parent or proposed adoptive parent of a sibling of the child under s. 48.38 (4) (br),
7 48.834 (2), or 938.38 (4) (br); or by order of the court for good cause shown.

8 History: 1979 c. 34; 1981 c. 359; 1983 a. 471; 1989 a. 31; 1997 a. 27, 104, 252.

(END)

Parisi, Lori

From: Sen.Lazich
Sent: Monday, July 23, 2007 4:24 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-2773/1 Topic: Disclosure of adoption records for purpose of determining availability of a placement for a child with a sibling who has been adopted

Please Jacket LRB 07-2773/1 for the SENATE.