



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa1890/1
EAW:ahc

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 780**

January 30, 2018 - Offered by Representative RODRIGUEZ.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 7: after "record." insert "The notice to the child's school shall also
3 include the name and contact information for the caseworker or social worker
4 assigned to the child's case.".

5 **2.** Page 4, line 11: after "hearing." insert "The notice to the child's school shall
6 also include the name and contact information for the caseworker or social worker
7 assigned to the child's case.".

8 **3.** Page 5, line 24: after "origin" insert ". The notice to the child's school district
9 and school shall also include the name and contact information for the caseworker
10 or social worker assigned to the child's case".

11 **4.** Page 6, line 19: after that line insert:

12 "SECTION 8d. 938.38 (5) (b) of the statutes is amended to read:

1 938.38 (5) (b) The court or the agency shall notify the juvenile; the juvenile's
2 parent, guardian, and legal custodian; the juvenile's foster parent, the operator of the
3 facility in which the juvenile is living, or the relative with whom the juvenile is living;
4 and, if the juvenile is an Indian juvenile who is placed outside the home of his or her
5 parent or Indian custodian under s. 938.13 (4), (6), (6m), or (7), the Indian juvenile's
6 Indian custodian and tribe of the time, place, and purpose of the review, of the issues
7 to be determined as part of the review, and of the fact that they shall have a right to
8 be heard at the review as provided in par. (bm) 1. The court or agency shall notify
9 the person representing the interests of the public, the juvenile's counsel, and the
10 juvenile's guardian ad litem, and the juvenile's school of the time, place, and purpose
11 of the review, of the issues to be determined as part of the review, and of the fact that
12 they may have an opportunity to be heard at the review as provided in par. (bm) 1.
13 The notices under this paragraph shall be provided in writing not less than 30 days
14 before the review and copies of the notices shall be filed in the juvenile's case record.
15 The notice to the juvenile's school shall also include the name and contact
16 information for the caseworker or social worker assigned to the juvenile's case.

17 **SECTION 8h.** 938.38 (5) (bm) 1. of the statutes is amended to read:

18 938.38 (5) (bm) 1. A juvenile, parent, guardian, legal custodian, foster parent,
19 operator of a facility, or relative who is provided notice of the review under par. (b)
20 shall have a right to be heard at the review by submitting written comments relevant
21 to the determinations specified in par. (c) not less than 10 working days before the
22 date of the review or by participating at the review. A person representing the
23 interests of the public, counsel, ~~or~~ guardian ad litem, or school who is provided notice
24 of the review under par. (b) may have an opportunity to be heard at the review by
25 submitting written comments relevant to the determinations specified in par. (c) not

1 less than 10 working days before the date of the review. A foster parent, operator of
2 a facility, or relative who receives notice of a review under par. (b) and a right to be
3 heard under this subdivision does not become a party to the proceeding on which the
4 review is held solely on the basis of receiving that notice and right to be heard.

5 **SECTION 8p.** 938.38 (5m) (b) of the statutes is amended to read:

6 938.38 **(5m)** (b) ~~Not less than 30 days before the date of the hearing, the~~ The
7 court shall notify the juvenile; the juvenile's parent, guardian, and legal custodian;
8 and the juvenile's foster parent, the operator of the facility in which the juvenile is
9 living, or the relative with whom the juvenile is living of the time, place, and purpose
10 of the hearing, of the issues to be determined at the hearing, and of the fact that they
11 shall have a right to be heard at the hearing as provided in par. (c) 1. ~~and~~ The court
12 shall notify the juvenile's counsel and the juvenile's guardian ad litem; the agency
13 that prepared the permanency plan; ~~the juvenile's school;~~ the person representing
14 the interests of the public; and, if the juvenile is an Indian juvenile who is placed
15 outside the home of his or her parent or Indian custodian under s. 938.13 (4), (6),
16 (6m), or (7), the Indian juvenile's Indian custodian and tribe of the time, place, and
17 purpose of the hearing, of the issues to be determined at the hearing, and of the fact
18 that they may have an opportunity to be heard at the hearing as provided in par. (c)
19 1. The notices under this paragraph shall be provided in writing not less than 30
20 days before the hearing. The notice to the juvenile's school shall also include the
21 name and contact information for the caseworker or social worker assigned to the
22 juvenile's case.

23 **SECTION 8t.** 938.38 (5m) (c) 1. of the statutes is amended to read:

24 938.38 **(5m)** (c) 1. A juvenile, parent, guardian, legal custodian, foster parent,
25 operator of a facility, or relative who is provided notice of the hearing under par. (b)

1 shall have a right to be heard at the hearing by submitting written comments
2 relevant to the determinations specified in sub. (5) (c) not less than 10 working days
3 before the date of the hearing or by participating at the hearing. A counsel, guardian
4 ad litem, agency, school, or person representing the interests of the public who is
5 provided notice of the hearing under par. (b) may have an opportunity to be heard
6 at the hearing by submitting written comments relevant to the determinations
7 specified in sub. (5) (c) not less than 10 working days before the date of the hearing
8 or by participating at the hearing. A foster parent, operator of a facility, or relative
9 who receives notice of a hearing under par. (b) and a right to be heard under this
10 subdivision does not become a party to the proceeding on which the hearing is held
11 solely on the basis of receiving that notice and right to be heard.”.

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(END)