



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa1288/3
GMM:kmg:ch

**ASSEMBLY AMENDMENT 1,
TO 2001 ASSEMBLY BILL 809**

February 20, 2002 – Offered by COMMITTEE ON CHILDREN AND FAMILIES.

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

2 **1.** Page 9, line 11: delete lines 11 to 13 and substitute “be granted a rehearing
3 upon request for good cause shown.”.

4 **2.** Page 9, line 20: delete lines 20 to 25.

5 **3.** Page 10, line 1: delete lines 1 to 5.

6 **4.** Page 10, line 9: delete “and, unless” and substitute “. Unless”.

7 **5.** Page 10, line 11: after “applies,” insert “the order shall in addition include”.

8 **6.** Page 10, line 14: after “and” insert “a finding as to whether the person who
9 took the child into custody and the intake worker have made reasonable efforts”.

10 **7.** Page 10, line 16: delete “those findings,” and substitute “a finding as to
11 whether those reasonable efforts were made to prevent the removal of the child from

1 the home, a finding as to whether those reasonable efforts were made to make it
2 possible for the child to return safely home and”.

3 **8.** Page 10, line 20: delete “those findings” and substitute “a finding as to
4 whether those reasonable efforts were made to prevent the removal of the child from
5 the home”.

6 **9.** Page 14, line 18: after “court” insert “, while assuring the safety of the
7 child,”.

8 **10.** Page 34, line 4: after “placement or” insert “the first 6 months of any period
9 during which”.

10 **11.** Page 34, line 5: delete “of 6 months or less”.

11 **12.** Page 41, line 11: delete “plan,” and substitute “plan.”.

12 **13.** Page 41, line 12: delete “in the order of preference specified in subds. 1.
13 to 5.”.

14 **14.** Page 41, line 17: delete “the goal or”.

15 **15.** Page 41, line 18: delete that line and substitute “one or more of the
16 following goals to be the goal or goals of a child’s permanency plan:”.

17 **16.** Page 44, line 15: after “placement or” insert “the first 6 months of any
18 period during which”.

19 **17.** Page 44, line 16: delete “of 6 months or less”.

20 **18.** Page 45, line 21: after “living;” insert “the child’s counsel, the child’s
21 guardian ad litem, and”.

22 **19.** Page 47, line 18: after “48.365 (1)” insert “or 938.365 (1)”.

1 **20.** Page 47, line 19: after “placement or” insert “the first 6 months of any
2 period during which”.

3 **21.** Page 47, line 20: delete “of 6 months or less”.

4 **22.** Page 53, line 20: delete lines 20 to 22 and substitute “shall be granted a
5 rehearing upon request for good cause shown.”.

6 **23.** Page 54, line 4: delete lines 4 to 13.

7 **24.** Page 54, line 20: delete lines 20 to 25.

8 **25.** Page 55, line 1: delete lines 1 to 5.

9 **26.** Page 55, line 9: delete “and, unless” and substitute “. Unless”.

10 **27.** Page 55, line 11: after “applies,” insert “the order shall in addition
11 include”.

12 **28.** Page 55, line 14: after “concerns, and” insert “a finding as to whether the
13 person who took the juvenile into custody and the intake worker have made
14 reasonable efforts”.

15 **29.** Page 55, line 16: delete “those findings,” and substitute “a finding as to
16 whether those reasonable efforts were made to prevent the removal of the juvenile
17 from the home, a finding as to whether those reasonable efforts were made to make
18 it possible for the juvenile to return safely home and”.

19 **30.** Page 55, line 19: delete “those findings” and substitute “a finding as to
20 whether those reasonable efforts were made to prevent the removal of the juvenile
21 from the home”.

22 **31.** Page 59, line 4: after that line insert:

23 “**SECTION 107m.** 938.315 (3) of the statutes is amended to read:

1 938.315 (3) Failure to comply with any time limit specified in this chapter does
2 not deprive the court of personal or subject matter jurisdiction or of competency to
3 exercise that jurisdiction. Failure to object to a period of delay or a continuance
4 waives the time limit that is the subject of the period of delay or continuance. If a
5 party does not comply with a time limit specified in this chapter, the court, while
6 assuring the safety of the juvenile, may grant a continuance under sub. (2), dismiss
7 the petition with or without prejudice, release the juvenile from secure or nonsecure
8 custody or from the terms of a custody order, or grant any other relief that the court
9 considers appropriate.”.

10 **32.** Page 63, line 14: after “(d)” insert “or (4d)”.

11 **33.** Page 83, line 6: after “earlier” insert “, except that in the case of a juvenile
12 who on removal from his or her home was first placed in a secure detention facility,
13 a secured correctional facility, a secured child caring institution, or a secured group
14 home for 60 days or more and then moved to a nonsecured out-of-home placement,
15 the juvenile is considered to have been placed outside of his or her home on the date
16 on which the juvenile was moved to the nonsecured out-of-home placement”.

17 **34.** Page 83, line 21: after “placement or” insert “the first 6 months of any
18 period during which”.

19 **35.** Page 83, line 22: delete “of 6 months or less”.

20 **36.** Page 91, line 6: delete that line and substitute “plan. If a goal of the
21 permanency”.

22 **37.** Page 91, line 11: delete “determine the” and substitute “determine”.

