



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 522

**Assembly Substitute
Amendment 1**

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Assembly Bill 522 provides that, in an action to modify an order for legal custody or physical placement of a child, in determining the best interest of the child, the court must consider whether any of the following has a criminal record and whether there is evidence that any of the following has engaged in abuse of the child or neglected the child:

- A stepparent of the child.
- A person with whom the parent of the child has a dating relationship.
- A person who resides or has resided regularly or intermittently in the same dwelling as the child.

Assembly Substitute Amendment 1 provides that one of the factors the court must consider in determining legal custody and physical placement of a child is whether a person with whom a parent of the child has a dating relationship or a person who resides, has resided, or will reside regularly or intermittently in a proposed custodial household has a criminal record or if there is evidence that such a person engaged in abuse of the child or any other child or neglected the child or any other child. In an action to modify an order for legal custody or physical placement, the court must additionally consider whether a stepparent of the child has a criminal record and whether there is evidence that a stepparent of the child has engaged in abuse of the child or any other child or neglected the child or any other child.

Legislative History

The Assembly Committee on Children and Families offered Assembly Substitute Amendment 1 on September 8, 2005. Also on that date, the committee recommended adoption of the amendment on a vote of Ayes, 6; Noes, 0, and recommended passage of the bill, as amended, on a vote of Ayes, 6; Noes, 0.

AS:ksm