

**ASSEMBLY AMENDMENT 2,
TO 2001 ASSEMBLY BILL 809**

February 26, 2002 – Offered by Representative KESTELL.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 12, line 6: delete “Any written or oral statement”.
- 3 **2.** Page 12, line 7: delete that line and substitute “A foster parent,”.
- 4 **3.** Page 13, line 11: delete lines 11 to 22.
- 5 **4.** Page 16, line 22: delete “Any written or oral statement”.
- 6 **5.** Page 16, line 23: delete that line and substitute “A foster parent,”.
- 7 **6.** Page 23, line 9: delete “Any written or oral statement”.
- 8 **7.** Page 23, line 10: delete that line and substitute “A foster parent,”.
- 9 **8.** Page 29, line 23: delete “Any written or oral” and substitute “~~Any written~~
- 10 ~~or oral~~”.
- 11 **9.** Page 29, line 24: delete that line and substitute “~~statement made under this~~
- 12 ~~subsection shall be made under oath or affirmation.~~ A”.

1 **10.** Page 32, line 14: delete “Any written or oral statement”.

2 **11.** Page 32, line 15: delete that line and substitute “A foster parent,”.

3 **12.** Page 33, line 9: after that line insert:

4 “**SECTION 46m.** 48.363 (1m) of the statutes is amended to read:

5 48.363 **(1m)** If a hearing is held under sub. (1) (a), any party may present
6 evidence relevant to the issue of revision of the dispositional order. In addition, the
7 court shall give a foster parent, treatment foster parent, or other physical custodian
8 described in s. 48.62 (2) of the child an opportunity to be heard at the hearing by
9 permitting the foster parent, treatment foster parent, or other physical custodian to
10 make a written or oral statement during the hearing, or to submit a written
11 statement prior to the hearing, relevant to the issue of revision. ~~Any written or oral~~
12 ~~statement made under this subsection shall be made under oath or affirmation.~~ A
13 foster parent, treatment foster parent, or other physical custodian described in s.
14 48.62 (2) who receives notice of a hearing under sub. (1) (a) and an opportunity to be
15 heard under this subsection does not become a party to the proceeding on which the
16 hearing is held solely on the basis of receiving that notice and opportunity to be
17 heard.”.

18 **13.** Page 36, line 22: delete lines 22 and 23 and substitute “relevant to the
19 issue of extension. ~~Any written or oral statement made under this paragraph shall~~
20 ~~be made under oath or affirmation.~~ A foster parent, treatment foster”.

21 **14.** Page 44, line 6: delete lines 6 to 8 and substitute “before the review”.

22 **15.** Page 44, line 9: delete “affirmation.”.

- 1 **16.** Page 46, line 2: delete lines 2 to 5 and substitute “of the hearing or by
2 participating at the hearing. A foster parent, treatment foster parent,”.
- 3 **17.** Page 49, line 20: delete lines 20 to 25.
- 4 **18.** Page 50, line 1: delete lines 1 to 19.
- 5 **19.** Page 57, line 6: delete “Any written or oral statement”.
- 6 **20.** Page 57, line 7: delete that line and substitute “A foster parent,”.
- 7 **21.** Page 57, line 24: delete that line.
- 8 **22.** Page 58, line 1: delete lines 1 to 11.
- 9 **23.** Page 61, line 4: delete “Any written or oral statement”.
- 10 **24.** Page 61, line 5: delete that line and substitute “A foster parent,”.
- 11 **25.** Page 68, line 2: delete “Any written or oral statement”.
- 12 **26.** Page 68, line 3: delete that line and substitute “A foster parent,”.
- 13 **27.** Page 76, line 12: delete “Any written or oral” and substitute “~~Any written~~
14 ~~or oral~~”.
- 15 **28.** Page 76, line 13: delete that line and substitute “~~statement made under~~
16 ~~this subsection shall be made under oath or affirmation.~~ A”.
- 17 **29.** Page 79, line 4: delete “Any written or oral statement”.
- 18 **30.** Page 79, line 5: delete that line and substitute “A foster parent,”.
- 19 **31.** Page 82, line 25: after that line insert:
20 “**SECTION 149m.** 938.363 (1m) of the statutes is amended to read:
21 938.363 **(1m)** If a hearing is held under sub. (1) (a), any party may present
22 evidence relevant to the issue of revision of the dispositional order. In addition, the

1 court shall give a foster parent, treatment foster parent, or other physical custodian
2 described in s. 48.62 (2) of the juvenile an opportunity to be heard at the hearing by
3 permitting the foster parent, treatment foster parent, or other physical custodian to
4 make a written or oral statement during the hearing, or to submit a written
5 statement prior to the hearing, relevant to the issue of revision. ~~Any written or oral~~
6 ~~statement made under this subsection shall be made under oath or affirmation.~~ A
7 foster parent, treatment foster parent, or other physical custodian described in s.
8 48.62 (2) who receives notice of a hearing under sub. (1) (a) and an opportunity to be
9 heard under this subsection does not become a party to the proceeding on which the
10 hearing is held solely on the basis of receiving that notice and opportunity to be
11 heard.”.

12 **32.** Page 86, line 15: delete lines 15 and 16 and substitute “relevant to the
13 issue of extension. ~~Any written or oral statement made under this paragraph shall~~
14 ~~be made under oath or affirmation.~~ A foster parent, treatment foster”.

15 **33.** Page 93, line 25: delete that line and substitute “the review.”.

16 **34.** Page 94, line 1: delete lines 1 and 2.

17 **35.** Page 94, line 3: delete “affirmation.”.

18 **36.** Page 95, line 20: delete lines 20 to 23 and substitute “of the hearing or by
19 participating at the hearing. A foster parent, treatment foster”.

20 **37.** Page 99, line 12: delete that line and substitute “(am) and (e), 48.335 (2g),
21 48.363 (1m), 938.21 (1)”.

