

2005 DRAFTING REQUEST

Bill

Received: 02/02/2005

Received By: **gmalaise**

Wanted: **As time permits**

Identical to LRB:

For: **Rob Kreibich (608) 266-0660**

By/Representing: **Vickey Halverson**

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: **Rep.Kreibich@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Termination of parental rights; manufacturing methamphetamine with child present

Instructions:

Create new termination of parental rights ground, i.e., manufacturing methamphetamine with a child of the person present

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 02/02/2005	csicilia 02/04/2005		_____			S&L
/1			pgreensl 02/07/2005	_____	sbasford 02/07/2005	mbarman 03/08/2005	

FE Sent For:

<END>

→ At Intro.

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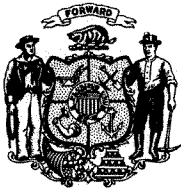
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<END>



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1978/1

GMM:.....

Soon

Handwritten initials and scribbles

Ben cat

When the methamphetamine was being manufactured

1 AN ACT ...; relating to: termination of parental rights on the grounds of
2 manufacturing methamphetamine with a child of the person whose parental
3 rights are sought to be terminated present.

on STET: leave as typed
Analysis by the Legislative Reference Bureau

Under current law, the parental rights of a parent to a child may be terminated involuntarily under various grounds including the ground that the parent has committed a serious felony, such as homicide, assault, or sexual assault, against a child of the parent. This bill permits the parental rights of a parent to a child to be terminated involuntarily on the grounds that the parent has manufactured methamphetamine with a child of the parent present, which shall be established by proving that the parent has been convicted of manufacturing methamphetamine or a controlled substance analog of methamphetamine and that a child of the parent was present during the commission of the violation.

Under the bill, this ground must

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

4 SECTION 1. 48.415 (11) of the statutes is created to read:
5 48.415 (11) Manufacturing methamphetamine with a child of the person
6 present, which shall be established by proving that the person whose parental rights

1 are sought to be terminated has been convicted of manufacturing methamphetamine
 2 or a controlled substance analog of methamphetamine under s. 961.41 (1) (e) or
 3 under the law of any other state or federal law as evidenced by a final judgment of
 4 conviction and that a child of the person was present during the commission of the
 5 violation. *when the methamphetamine was being manufactured*

SECTION 2. Initial applicability.

7 (1) TERMINATION OF PARENTAL RIGHTS ON GROUNDS OF MANUFACTURING
 8 METHAMPHETAMINE WITH CHILD PRESENT. This act first applies to a petition for
 9 termination of parental rights under section 48.42 (1) of the statutes filed on the
 10 effective date of this paragraph, but precludes consideration of a conviction under
 11 section 961.41 (1) (e) of the statutes or under the law of any other state or federal law
 12 obtained before the effective date of this paragraph in determining whether to
 13 terminate, or to find grounds to terminate, the parental rights of a person under
 14 section 48.415 (11) of the statutes, as created by this act.

(END)

Subsection

Barman, Mike

From: Halverson, Vicky
Sent: Tuesday, March 08, 2005 2:13 PM
To: LRB.Legal
Subject: Draft review: LRB 05-1978/1 Topic: Termination of parental rights; manufacturing methamphetamine with child present

It has been requested by <Halverson, Vicky> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-1978/1 Topic: Termination of parental rights; manufacturing methamphetamine with child present