

State of Misconsin 2007 - 2008 LEGISLATURE

LRB-1747/en SRM:wlj:...

## 2007 ASSEMBLY BILL 361

1	AN ACT <i>to amend</i> 48.977 (2) (a) and 48.977 (4) (b) 3.; and <i>to create</i> 48.13 (4m)
2	of the statutes; <b>relating to:</b> child in need of protection or services, jurisdiction
3	over a child whose guardian is unable or needs assistance to care for or provide
4	necessary special treatment or care for the child, but is unwilling or unable to
5	sign a petition requesting that jurisdiction.

### Analysis by the Legislative Reference Bureau

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

6	<b>SECTION 1.</b> 48.13 (4m) of the statutes is created to read:
7	48.13 (4m) Whose guardian is unable or needs assistance to care for or provide
8	necessary special treatment or care for the child, but is unwilling or unable to sign
9	the petition requesting jurisdiction under this subsection;
10	SECTION 2. 48.977 (2) (a) of the statutes is amended to read:

2007 – 2008 Legislature

#### ASSEMBLY BILL 361

1	48.977 (2) (a) That the child has been adjudged to be in need of protection or
2	services under s. 48.13 (1), (2), (3), (3m), (4), (4m), (5), (8), (9), (10), (10m), (11), or
3	(11m) or 938.13 (4) and been placed, or continued in a placement, outside of his or her
4	home pursuant to one or more court orders under s. 48.345, 48.357, 48.363, 48.365,
5	938.345, 938.357, 938.363, or 938.365 or that the child has been so adjudged and
6	placement of the child in the home of a guardian under this section has been
7	recommended under s. 48.33 (1) or 938.33 (1).
8	<b>SECTION 3.</b> 48.977 (4) (b) 3. of the statutes is amended to read:
9	48.977 (4) (b) 3. The date on which the child was adjudged in need of protection
10	or services under s. 48.13 (1), (2), (3), (3m), (4), <u>(4m),</u> (5), (8), (9), (10), (10m), (11), or
11	(11m) or 938.13 (4) and the dates on which the child has been placed, or continued
12	in a placement, outside of his or her home pursuant to one or more court orders under
13	s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363, or 938.365 or, if the child
14	has been so adjudged, but not so placed, the date of the report under s. 48.33 (1) or
15	938.33 (1) in which placement of the child in the home of the person is recommended.

16

#### **SECTION 4. Initial applicability.**

(1) CHILD IN NEED OF PROTECTION OR SERVICES; FAILURE OF GUARDIAN TO SIGN
PETITION. This act first applies to a child who meets the conditions specified in section
48.13 (4m) of the statutes, as created by this act, on the effective date of this
subsection.

21

#### (END)