



2007 ASSEMBLY BILL 685

1 **AN ACT** *to amend* 767.215 (2m) (b), 767.405 (8) (c) and 767.41 (1m) (intro.); and
2 *to create* 767.215 (1) (c) and 767.215 (2m) (a) 3. of the statutes; **relating to:**
3 parenting plans in actions affecting the family.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 767.215 (1) (c) of the statutes is created to read:
5 767.215 **(1)** (c) The clerk of court shall provide, without charge, to each person
6 filing a petition showing that the parties have a minor child, a copy of s. 767.41 (1m)
7 or a parenting plan form if a standard form for parenting plans is used in the county.
8 **SECTION 2.** 767.215 (2m) (a) 3. of the statutes is created to read:
9 767.215 **(2m)** (a) 3. Shall be accompanied by a copy of s. 767.41 (1m) or a
10 standard parenting plan form used in the county, provided without charge by the
11 clerk of court.

ASSEMBLY BILL 685**SECTION 3**

1 **SECTION 3.** 767.215 (2m) (b) of the statutes is amended to read:

2 767.215 **(2m)** (b) If service is by publication, notification regarding s. 948.31
3 may consist of references to the statute numbers and titles, and information relating
4 to the percentage standard and the factors and completing and filing parenting plans
5 need not be provided.

6 **SECTION 4.** 767.405 (8) (c) of the statutes is amended to read:

7 767.405 **(8)** (c) The initial session under par. (a) shall be a screening and
8 evaluation mediation session to determine whether mediation is appropriate and
9 whether both parties wish to continue in mediation. At the initial session, the
10 mediator shall review with the parties the nonfinancial provisions that must be
11 included in the parenting plan under s. 767.41 (1m).

12 **SECTION 5.** 767.41 (1m) (intro.) of the statutes is amended to read:

13 767.41 **(1m)** PARENTING PLAN. (intro.) ~~In~~ Unless the court orders otherwise, in
14 an action for annulment, divorce, or legal separation, an action to determine
15 paternity, or an action under s. 767.001 (1) (e), 767.501, or 767.805 (3), in which legal
16 custody or physical placement is contested, a party seeking sole or joint legal custody
17 or periods of physical placement shall file a parenting plan with the court before any
18 pretrial conference if the court waives the requirement to attend mediation under s.
19 767.405 (8) (b) or if the parties attend mediation and the mediator notifies the court
20 under s. 767.405 (12) (b) that the parties have not reached an agreement. Unless the
21 court orders otherwise, the parenting plan shall be filed within 60 days after the
22 court waives the mediation requirement or the mediator notifies the court that no
23 agreement has been reached. Except for cause shown, a party required to file a
24 parenting plan under this subsection who does not timely file a parenting plan

ASSEMBLY BILL 685

1 waives the right to object to the other party's parenting plan. A parenting plan shall
2 provide information about the following questions:

3 **SECTION 6. Initial applicability.**

4 (1) This act first applies to actions commenced on the effective date of this
5 subsection, including actions to enforce or modify a judgment or order that was
6 granted before the effective date of this subsection.

7 (END)