

Judicial Requirements for Out-of-Home Placements

Hearing/Order Name	Judicial Requirements ¹
<p>Temporary Physical Custody Hearing</p> <ul style="list-style-type: none"> • JD-1711 (Order for Temporary Physical Custody – Secure/Nonsecure) 	<ul style="list-style-type: none"> • Contrary to the Welfare • Reasonable Efforts to Prevent Removal • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • Order Placement and Care Responsibility² • Ask Parents for Names of Three Relatives or Adults • Order Agency to Conduct Diligent Search and Notice to Relatives
<p>Consent Decree</p> <ul style="list-style-type: none"> • JD-1785 (Consent Decree – Out-of-Home Placement Only) 	<ul style="list-style-type: none"> • Contrary to the Welfare • Reasonable Efforts to Prevent Removal • Reasonable Efforts to Achieve the Permanency Goal (If a permanency plan has been filed.) • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • Order Placement and Care Responsibility
<p>Dispositional Hearing</p> <ul style="list-style-type: none"> • JC-1611 (Dispositional Order – Protection or Services Ch. 48) • JD-1745 (Dispositional Order – Delinquent) • JD-1746 (Dispositional Order – Protection or Services Ch. 938) 	<ul style="list-style-type: none"> • Contrary to the Welfare • Reasonable Efforts to Prevent Removal • Reasonable Efforts to Achieve the Permanency Goal (If a permanency plan has been filed.) • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • Order Placement and Care Responsibility • Ask Parents for Names of Three Relatives or Adults* • Order Agency to Conduct Diligent Search and Notice to Relatives* • TPR Warnings and Conditions of Return

¹ Please note that this is not an exhaustive list of findings, but instead this document contains some of the key findings required under statute and the Title IV-E program. In cases subject to WICWA, additional findings are required and the WICWA circuit court forms should be used.

² The order must place the child/juvenile into the placement and care responsibility of a specific county department, the Department of Children and Families, or the Bureau of Milwaukee Child Welfare.

* If not already done at a previous hearing involving the same out-of-home placement episode.

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Hearing/Order Name	Judicial Requirements
<p>Change in Placement Hearing (In-Home to Out-of-Home)</p> <ul style="list-style-type: none"> • JD-1789 (Order for Change in Placement – In-Home to Out-of-Home) • JD-1768 (Postdisposition Emergency Change in Placement Order – In-Home to Out-of-Home) 	<ul style="list-style-type: none"> • Contrary to the Welfare • Reasonable Efforts to Prevent Removal • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • Order Placement and Care Responsibility • Ask Parents for Names of Three Relatives or Adults* • Order Agency to Conduct Diligent Search and Notice to Relatives* • TPR Warnings and Conditions of Return
<p>Change in Placement (Out-of-Home to Out-of-Home)</p> <ul style="list-style-type: none"> • JD-1790 (Order for Change in Placement – Out-of-Home to Out-of-Home) 	<ul style="list-style-type: none"> • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • TPR Warnings and Conditions of Return
<p>Permanency Hearing</p> <ul style="list-style-type: none"> • JD-1791 (Permanency Hearing Order) 	<ul style="list-style-type: none"> • Reasonable Efforts to Achieve the Permanency Goal • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • TPR Warnings and Conditions of Return
<p>Extension Hearing</p> <ul style="list-style-type: none"> • JD-1788 (Order for Extension – Out-of-Home Placement Only) 	<ul style="list-style-type: none"> • Reasonable Efforts to Achieve the Permanency Goal • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction • TPR Warnings and Conditions of Return
<p>Revision Hearing</p> <ul style="list-style-type: none"> • JD-1786 (Order for Revision) 	<ul style="list-style-type: none"> • TPR Warnings and Conditions of Return
<p>Post-TPR Change in Placement</p> <ul style="list-style-type: none"> • JC-1665 (Order for Post-Termination of Parental Rights Change in Placement) 	<ul style="list-style-type: none"> • Reasonable Efforts to Place Siblings Together or Provide Frequent Interaction