

FORM SUMMARY

Name of Form:	Notice of Change in Placement - Indian Child Welfare Act
Form Number:	IW-1754
Statutory Reference:	§§48.028, 48.217, 48.357, 801.15(1)(b), 938.217, and 938.357, Wisconsin Statutes; 25 U.S.C. §1915.
Benchbook Reference:	JV 11
Purpose of Form:	To give notice to interested persons that a change in placement has taken or will take place.
Who Completes It:	Caseworker or district attorney/corporation counsel. Other parties use JD-1766 – Request to Change Placement
Distribution of Form:	Court, Child/Juvenile, Child’s/Juvenile’s Guardian ad Litem/Adversary Counsel, Parents, Parents’ Attorney(s), Child’s Guardian/Legal Custodian, Relative Caregiver/Foster Parent, District Attorney/Corporation Counsel, Caseworker, Court Appointed Special Advocate (CASA), Tribe, and Indian Custodian.
Accompanying Forms:	Appropriate proposed order for change in placement.
New Form/Modification:	Modified; last update 09/22.
Modifications :	Re-organized form to match the Request to Change Placement form. Removed checkboxes from header and added #4. Added #1, #5, and #12 to form. Added the word business throughout - 10 business days.
Comments:	<p>§801.15(1)(b) of the Code of Civil Procedure states that Saturdays, Sundays and holidays shall be excluded when the time period prescribed is less than 11 days. See also <i>In Interest of F. Q.</i>, 162 Wis. 2d 607, 407 N.W.2d 1 (Ct. App. 1991).</p> <p>This form is intended to be used in both ch. 48 and ch. 938 matters. This form cannot be used for an in-home to out-of-home change in placement. For In-Home to Out-of-Home, use form IW-1766 - Request to Change Placement.</p> <p>The court is required to issue an order for all changes in placement, including those approved without a hearing.</p> <p>If this is a notice of change placement for an out-of-home to out-of-home placement, the notice must verify whether the placement change satisfies the ICWA placement preferences.</p>
About this Form:	<p>This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.</p> <p>If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.</p>