



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2009 Wisconsin Act 81
[2009 Assembly Bill 164]

**Children in Homes of Relatives:
Procedural Rights of Relatives**

2009 Wisconsin Act 81 does the following:

- Grants to a relative other than a parent, in whose home a child is placed, the same procedural rights relating to notice of intent to remove a child from the home and review of decisions or orders involving the placement and care of the child that are granted a foster parent under current law.
- Provides that an agency that places a child in a home of a relative other than a parent must provide the same notice of the placement to the school district that it provides when a child is placed in a foster home or group home.
- Provides that every child who is placed in the home of a relative other than a parent under a court order must be under the supervision of an agency.
- Changes certain references in current law to “treatment foster homes” to more generally refer to “foster homes.” This change will take effect when the Department of Children and Families is ready to implement the foster home levels of care as authorized by 2009 Wisconsin Act 28 (the 2009-2011 Biennial Budget Act).

Effective date: 2009 Wisconsin Act 81 takes effect on December 16, 2009, except for the provisions of the law that repeal language referring to “treatment foster homes.” These provisions take effect on the date stated in the notice provided by the Secretary of Children and Families and published in the Wisconsin Administrative Register that it is ready to implement rules relating to foster care levels of care.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.