

## FORM SUMMARY

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**Name of Form:** Injunction (Child Abuse)

**Form Number:** JC-1692

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**Statutory Reference:** §§48.25(6), 813.122, Wisconsin Statutes.

**Benchbook Reference:** FA 15-18

**Purpose of Form:** Formal document granting injunction.

**Who Completes It:** Judge

**Distribution of Form:** Original to court file, copies to parties, copy to law enforcement agency acting as repository for injunctions, copy to Department of Justice.

**Accompanying Forms:** None

**New Form/Modification:** Modification, last update 05/01.

**Modification:** Corrected spelling of word “orders”.

Previous modifications: Changed the number of years for a Class E felony to comply with statutory modifications, increasing penalty from 2 to 5 years. Changed language in finding #4 to be consistent with statutes.

Previous modifications:

1995 Wisconsin Act 71, which takes effect April 1, 1996, requires the court in all cases in which a child abuse injunction has been issued to inform the respondent that the respondent:

- may not possess a firearm during the period of the injunction;
- that possession of a firearm is a Class E felony;
- must surrender all firearms to the sheriff of the county in which the injunction was issued, the county in which the respondent resides, or to some other third person approved by the judge.

The only exception to the firearm possession restriction is that a peace officer may retain a firearm only to the extent required by the employer.

A series of boxes for identifying information about the respondent has been added in paragraph 2 of the findings. The Department of

Justice has indicated to RMC that this data is mandatory in order for the Department to register any Injunction that results. If the respondent is in court, data that was not known by the petitioner can be collected from the respondent.

Although the statute requires the Clerk of Court to send a copy of the Injunction to the Department of Justice, the Department has indicated that it will issue rules directing the local sheriff's office to be the designated recipient of the Injunction. Any additional information required for registering the Injunction will be completed by the sheriff's office.

**Comments:**

None

**About this form:**

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.

**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.**