1   AN ACT *to create* 809.107 (5) (am) of the statutes; **relating to:** requiring a person to

2   file a notice of abandonment of appeal within 30 days after service of the transcript

3   in a termination of parental rights case.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the joint legislative council's special committee on adoption and termination of parental rights.

Under current law, in a termination of parental rights case, a person has 30 days from the date of the entry of judgment to file a notice of appeal. Within 15 days after filing this notice, the person must request a transcript of the reporter's notes and a copy of the circuit court case record. The clerk of circuit court must serve a copy of the case record on the person filing the notice of intent to appeal within 30 days after the court record is requested. Within 30 days after service of the transcript, the person filing a notice of intent to appeal must file a notice of appeal, and serve a copy of the notice on the required persons.

This draft requires a person who decides not to file a notice of appeal to notify the persons who would have been required to be served with the notice of appeal that the appeal will not be pursued.

4   SECTION 1. 809.107 (5) (am) of the statutes is created to read:

5   809.107 **(5)** (am) *Notice of abandonment of appeal.* If the person who filed a notice of

6   intent to appeal under sub. (2) and requested a transcript and case record under sub. (4) decides

7   not to file a notice of appeal, that person shall notify the person required to be served under

8   sub. (2) of this decision, within 30 days after the service of the transcript and case record under

9   sub. (4).

NOTE: Requires a person to provide notification to certain persons that an appeal will not be filed, within 30 days after service of the transcript on the person.

1 **(END)**