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Owner Dana James

Policy Area FISS

FISS #05- Determining JIPS versus CHIPS Referrals

I. POLICY

Following a completed FISS assessment which supports the parent's request to file a pro se petition, FISS has the responsibility to determine whether parents/guardians should be referred under the JIPS (Juvenile Justice Code chapter 938) or CHIPS (Children's code chapter 48) to Milwaukee County Children's Court.

II. PROCEDURE

- A. FISS will recommend which Wisconsin State statute (Chapter 48 versus Chapter 938) the parent/guardian should file under, based on the primary issues brought forth in the assessment.
- B. Parents will be referred to Division of Milwaukee Child Protective Services (DMCPS) to file under the Chapter 48 CHIPS statute if the parent is unable or needs assistance to care for or provide necessary special treatment for his/her child. The primary issues could include:
 1. Child has special needs ie: extensive mental health history, cognitive disability, physical disability, and/or extensive trauma history.
 2. History of placement outside of the home, or extensive prior DMCPS involvement.
- C. Parents will be referred to Children, Youth and Family Services (CYFS) to file under the Chapter 938 JIPS statute if the parent/guardian is unable or needs assistance to control his/her child. The primary issues could include:
 1. Habitual truancy from school or home.
 2. Criminal type behaviors ie: extensive history of police contact, municipal tickets, or

prior juvenile justice involvement.

- D. The youth and family may have history and issues that fall under both CHIPS and JIPS; and FISS will make the recommendation based on which issues are more prevalent.
- E. The statutory determination is not a legal opinion but a recommendation, and the courts/ Judge will make the final decision.

Approval Signatures

Step Description	Approver	Date
	Michael Lappen: BHD Administrator	8/31/2022
	Brian McBride: ExDir2 – Program Administrator	8/31/2022
	Dana James: Integrated Services Manager- Quality Assurance	8/30/2022
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