1	PARENTAL REPRESENTATION AMENDMENTS
2	2022 GENERAL SESSION
3	STATE OF UTAH
4	Chief Sponsor: Wayne A. Harper
5	House Sponsor: Jon Hawkins
6 7	LONG TITLE
8	General Description:
9	This bill creates the Interdisciplinary Parental Representation Pilot Program.
10	Highlighted Provisions:
11	This bill:
12	<ul> <li>defines terms;</li> </ul>
13	<ul> <li>creates the Interdisciplinary Parental Representation Pilot Program within the Utah</li> </ul>
14	Indigent Defense Commission;
15	<ul> <li>creates reporting requirements;</li> </ul>
16	<ul> <li>includes a sunset date; and</li> </ul>
17	<ul> <li>makes technical and conforming changes.</li> </ul>
18	Money Appropriated in this Bill:
19	This bill appropriates in fiscal year 2023:
20	<ul> <li>to Governor's Office Indigent Defense Commission Child Welfare Parental</li> </ul>
21	Defense Program, as an ongoing appropriation:
22	• from General Fund, \$170,000.
23	Other Special Clauses:
24	None
25	Utah Code Sections Affected:
26	AMENDS:
27	63I-1-278, as last amended by Laws of Utah 2020, Chapter 154
28	ENACTS:

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29	78B-22-805, Utah Code Annotated 1953
30	
31	Be it enacted by the Legislature of the state of Utah:
32	Section 1. Section 63I-1-278 is amended to read:
33	63I-1-278. Repeal dates, Title 78A and Title 78B.
34	(1) Section 78B-3-421, regarding medical malpractice arbitration agreements, is
35	repealed July 1, 2029.
36	(2) Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act, is repealed July 1,
37	2026.
38	(3) Title 78B, Chapter 12, Part 4, Advisory Committee, which creates the Child
39	Support Guidelines Advisory Committee, is repealed July 1, 2026.
40	(4) Section 78B-22-805, regarding the Interdisciplinary Parental Representation Pilot
41	Program, is repealed December 31, 2024.
42	Section 2. Section 78B-22-805 is enacted to read:
43	78B-22-805. Interdisciplinary Parental Representation Pilot Program.
44	(1) As used in this section:
45	(a) "Program" means the Interdisciplinary Parental Representation Pilot Program
46	created in this section.
47	(b) "Social worker" means an individual who is licensed as:
48	(i) a clinical social worker;
49	(ii) a certified social worker;
50	(iii) a marriage and family therapist; or
51	(iv) a clinical mental health counselor.
52	(2) (a) There is created within the commission the Interdisciplinary Parental
53	Representation Pilot Program.
54	(b) The purpose of the program is to enhance the legal representation of a parent in a
55	child welfare case by including a social worker as a member of the parent's interdisciplinary

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56	legal team.
57	(3) (a) A county may submit a proposal to the commission for a grant to develop a
58	social worker position to provide services to parents involved in a child welfare case in the
59	county.
60	(b) A proposal described in Subsection (3)(a) shall include details regarding:
61	(i) how the county plans to use the grant award to fulfill the purpose described in
62	Subsection (2);
63	(ii) any plan to use funding sources in addition to a grant awarded under this section for
64	the proposal; and
65	(iii) other information the commission determines necessary to evaluate the proposal
66	for a grant award under this section.
67	(c) In evaluating a proposal for a grant award under this section, the commission shall
68	consider:
69	(i) the extent to which the proposal will fulfill the purpose described in Subsection (2);
70	(ii) the cost of the proposal;
71	(iii) the extent to which other funding sources identified in the proposal are likely to
72	benefit the proposal;
73	(iv) the sustainability of the proposal;
74	(v) the need for social worker engagement in child welfare cases in the county that
75	submitted the proposal; and
76	(vi) whether the proposal will support improvements in indigent defense services in
77	accordance with the commission core principles described in Section 78B-22-404.
78	(4) Before October 1, 2023, the commission shall provide a written report to the Health
79	and Human Services Interim Committee regarding the program that includes information on:
80	(a) the number of grants awarded under the program; and
81	(b) whether the program had any impact on child welfare case outcomes.
82	Section 3. Appropriation.

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83	The following sums of money are appropriated for the fiscal year beginning July 1,
84	2022, and ending June 30, 2023. These are additions to amounts previously appropriated for
85	fiscal year 2023. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
86	Act, the Legislature appropriates the following sums of money from the funds or accounts
87	indicated for the use and support of the government of the state of Utah.
88	<u>ITEM 1</u>
89	To Governor's Office Indigent Defense Commission
90	From General Fund \$170,000
91	Schedule of Programs:
92	Child Welfare Parental Defense Program \$170,000
93	The Legislature intends that:
94	(1) the appropriations under this item be used for the Interdisciplinary Parental
95	Representation Pilot Program; and
96	(2) under Section 63J-1-603, appropriations provided under this section not lapse at the
97	close of fiscal year 2023 and the use of any nonlapsing funds is limited to the purpose
00	

98 described in Subsection (1) of this item.