

Selected Bills Impacting the Judiciary 2016 General Session

Passed Bills

<i>Bill and Bill Sponsor</i>	<i>General Description</i>	<i>Highlighted Provisions</i>
H.B. 57 <i>Alternative Dispute Resolution Sunset Date Amendment</i> (Rep. L. Christensen)	Reauthorizes Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act	<ul style="list-style-type: none"> ▶ reauthorizes Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act, to remain in effect until July 1, 2026
H.B. 66 <i>Online Parenting Course for Divorcing Families</i> (Rep. C. Moss)	Authorizes the educational course for divorcing parents to be attended online	<ul style="list-style-type: none"> ▶ authorizes the courts to provide an online option for the mandatory educational course for divorcing parents
H.B. 67 <i>Weapons on Public Transportation</i> (Rep. N. Thurston)	Modifies the prohibition on carrying a firearm on a bus	<ul style="list-style-type: none"> ▶ eliminates the prohibition of carrying a firearm on a bus with no criminal intent
H.B. 74 <i>Uniform Power of Attorney Act</i> (Rep. V. L. Snow)	Enacts the Uniform Power of Attorney Act	<ul style="list-style-type: none"> ▶ defines terms; ▶ creates a framework to create a durable power of attorney; ▶ sets requirements for execution and termination; ▶ specifies the duties of an agent once the agent accepts appointment; ▶ provides for judicial review; ▶ describes the different types of grants of authority; and ▶ suggests a standardized form for powers of attorney
H.B. 101 <i>Disabled Adult Guardianship Amendments</i> (Rep. F. Cox)	Provides that, under certain circumstances, counsel is not required for a disabled adult when the petitioner for guardianship is the disabled adult's parent	<ul style="list-style-type: none"> ▶ provides that counsel is not required for the prospective ward under certain circumstances; and ▶ allows the provision to sunset
H.B. 160 <i>Justice Court Amendments</i> (Rep. C. Hall)	Requires justice court judges in the first and second class counties to be law school graduates	<ul style="list-style-type: none"> ▶ requires justice court judges in counties of the first and second class to have graduated from law school; ▶ allows current justice court judges to remain in office until they leave; and

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H.B. 160 (continued)		<ul style="list-style-type: none"> ▶ permits certain political subdivisions with more than one justice court to initiate reductions in force
H.B. 196 <i>Unlawful Detainer Revisions</i> (Rep. K. Grover)	Makes changes to the unlawful detainer statutes	<ul style="list-style-type: none"> ▶ defines peaceable possession; ▶ allows that in unlawful detainer actions, the plaintiff need only show that the plaintiff was in peaceable possession of the premises; ▶ defines trespasser; ▶ allows the defense in an unlawful detainer action to show the plaintiff had no right to possession of the premises; and ▶ makes technical corrections
H.B. 207 <i>Fourth District Juvenile Court Judge</i> (Rep. D. Sanpei)	Adds a new judge to the fourth district juvenile court	<ul style="list-style-type: none"> ▶ creates a new judge in the fourth district juvenile court
H.B. 260 <i>Sexual Exploitation of a Minor Amendments</i> (Rep. F. Gibson)	Modifies the Utah Criminal Code regarding sexual exploitation of a minor	<ul style="list-style-type: none"> ▶ provides that jurors, court employees, and counsel are not subject to criminal or civil liability for viewing child pornography when acting within the course of the judicial process
H.B. 279 <i>Statute of Limitations Reform Amendments</i> (Rep. K. Ivory)	Provides a window for the revival of civil claims against perpetrators of sexual abuse of a child	<ul style="list-style-type: none"> ▶ allows child sexual abuse victims to bring a civil action against an alleged perpetrator even though the statute of limitations has run; ▶ provides a window of 35 years after attaining 18 years of age to commence an action; and ▶ specifies limitations
H.B. 298 <i>Lawful Commerce in Arms</i> (Rep. J. Fawson)	Limits the liability of manufacturers and sellers of firearms and ammunition	<ul style="list-style-type: none"> ▶ enacts the Lawful Commerce in Arms Act; ▶ creates definitions; and ▶ limits the liability of manufacturers and sellers of firearms and ammunition to specific situations
H.B. 369 <i>Electronic Device Location Data Amendments</i> (Rep. J. Knotwell)	Allows a government entity to collect anonymous electronic data	<ul style="list-style-type: none"> ▶ allows a government entity to collect anonymous electronic data; and ▶ prohibits the use of the collected data in a judicial proceeding
**H.B. 377 <i>Grandparent Rights Amendments</i> (Rep. L. Christensen)	Enacts provisions concerning the visitation rights of a grandparent	<ul style="list-style-type: none"> ▶ enacts definitions; and

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H.B. 377 (continued)		<ul style="list-style-type: none"> ▶ provides that a grandparent may petition for visitation after a parent's rights have been terminated, unless the grandchild is adopted by a nonrelative
H.B. 381 <i>Standards for Issuance of Summons</i> (Rep. L. Christensen)	Requires that a summons be issued before an arrest warrant under certain circumstances	<ul style="list-style-type: none"> ▶ sets standards for a summons to be issued for a person accused of committing a crime instead of a warrant; and ▶ requires that the magistrate issue a summons if the magistrate finds that the accused is likely to appear and is not: <ul style="list-style-type: none"> · a danger to the community; · a flight risk; or · a danger to other persons or property
H.B. 403 <i>Asbestos Litigation Transparency Act</i> (Rep. B. Wilson)	Enacts transparency requirements with respect to asbestos bankruptcy trust claims in civil asbestos actions	<ul style="list-style-type: none"> ▶ requires asbestos plaintiffs to investigate and file all asbestos bankruptcy trust claims and provide parties with all trust claims materials after commencement of an asbestos-related lawsuit
H.B. 404 <i>Crime Victim Restitution Amendments</i> (Rep. B. Wilson)	Makes changes in the composition of restitution orders and the priority for distribution of restitution payments	<ul style="list-style-type: none"> ▶ includes reasonable expenses for participation in the adjudicative process as pecuniary damages; and ▶ makes technical corrections
H.B. 405 <i>Juvenile Sentencing Amendments</i> (Rep. V. L. Snow)	Prohibits sentencing an individual under 18 years of age to life in prison without parole	<ul style="list-style-type: none"> ▶ prohibits sentencing an individual under 18 years of age convicted of a capital crime to life in prison without parole; ▶ allows sentencing convicted capital offenders under 18 years of age only to an indeterminate prison term of not less than 25 years and that may be for life; ▶ provides that the court, rather than a jury, determine the length of prison sentence for an individual younger than 18 years of age; ▶ prohibits sentencing an individual under 18 years of age to life in prison without parole if the individual commits certain additional crimes while serving a sentence; and ▶ makes technical changes
S.B. 42 <i>Public Notice of Court Recording</i> (Sen. K. Mayne)	Requires that notice be given to the public when court proceedings are being recorded	<ul style="list-style-type: none"> ▶ requires the Judicial Council to direct courts to give notice to the public when court proceedings are being recorded

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S.B. 71 <i>Children's Justice Center Amendments</i> (Sen. R. Okerlund)	Amends provisions related to the Children's Justice Center Program	<ul style="list-style-type: none"> ▶ amends definitions; ▶ modifies the attorney general's and Children's Justice Centers' requirements in operating the Children's Justice Center Program; ▶ clarifies how appropriations may be spent; ▶ modifies membership of a Children's Justice Center's local advisory board; ▶ modifies membership of the Advisory Board on Children's Justice; and ▶ makes technical changes
S.B. 79 <i>Child Welfare Revisions</i> (Sen. A. Jackson)	Amends a provision in the Juvenile Court Act	<ul style="list-style-type: none"> ▶ amends the Juvenile Court Act to provide that a minor who is 18 years old or older, but younger than 21 years old, may petition the court to express the minor's desire to be removed from the custody of the Division of Child and Family Services
S.B. 96 <i>Uniform Deployed Parents Custody and Parent-time Act</i> (Sen. L. Hillyard)	Creates a uniform law governing a deploying parent, child custody, and parent-time requirements	<ul style="list-style-type: none"> ▶ creates a notification requirement for a deploying parent; ▶ specifies a custodial responsibility plan; ▶ determines form and modification of agreements for temporary custody; ▶ establishes jurisdiction by certain courts; and ▶ designates certain content for custody and child support orders
S.B. 111 <i>Guardianship - Right of Association</i> (Sen. T. Weiler)	Amends the Utah Uniform Probate Code in relation to association between an adult ward and a relative of the adult ward or certain other individuals	<ul style="list-style-type: none"> ▶ defines terms; ▶ places limitations on the power of a guardian to prohibit association between an adult ward and a relative of the adult ward or certain other individuals; ▶ provides for proceedings to alter or enforce the limitations described in this bill; ▶ provides for the award of attorney fees and sanctions; and ▶ makes technical and conforming changes
S.B. 135 <i>Administrative Law Judge Amendments</i> (Sen. W. Harper)	Modifies provisions relating to administrative law judges	<ul style="list-style-type: none"> ▶ defines terms; ▶ addresses the process by which a procurement unit may obtain administrative law judge services;

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S.B. 135 (continued)		<ul style="list-style-type: none"> ▶ provides that a conducting procurement unit shall notify the Department of Human Resource Management when the conducting procurement unit awards a contract for administrative law judge services; ▶ provides that each new administrative law judge shall be hired by means of a hiring panel; ▶ modifies the content of the administrative law judge performance survey to include questions regarding the elements of procedural fairness; ▶ requires the Department of Human Resource Management to establish a procedural fairness training program for administrative law judges; and ▶ makes technical and conforming changes
S.B. 155 <i>Indigent Defense</i> (Sen. T. Weiler)	Creates the Utah Indigent Defense Commission	<ul style="list-style-type: none"> ▶ defines terms; ▶ creates the Utah Indigent Defense Commission and describes the commission's membership; ▶ gives the commission authority to collect data from local indigent criminal defense authorities for the purpose of studying the provision of indigent criminal defense services statewide; ▶ requires the commission to study the indigent criminal defense system statewide and report to the Legislature on its findings, including recommendations to improve the system; ▶ authorizes the commission to assist local jurisdictions to meet minimum standards of effective representation by: <ul style="list-style-type: none"> · establishing advisory caseload principles and guidelines for defense services providers; and · reviewing contracts and interlocal agreements with defense services providers and providing recommendations for contract design; ▶ establishes a restricted account to provide financial assistance to indigent criminal defense systems;

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S.B. 155 (continued)		<ul style="list-style-type: none"> ▶ conditions grants received from the account on indigent criminal defense systems maintaining current funding levels for indigent criminal defense services; ▶ allows juvenile courts to appoint counsel for an indigent private party in parental termination cases; and ▶ makes technical and conforming changes. <p>This bill appropriates:</p> <ul style="list-style-type: none"> ▶ to the Commission on Criminal and Juvenile Justice -- Utah Indigent Defense Commission as a one-time appropriation <ul style="list-style-type: none"> · from the General Fund, \$1,500,000; and ▶ to the Commission on Criminal and Juvenile Justice -- Utah Indigent Defense Commission <ul style="list-style-type: none"> · from the General Fund, \$500,000.
S.B. 158 <i>Juvenile Court and Child Abuse Amendments</i> (Sen. W. Harper)	Amends a definition in the Juvenile Court Act	<ul style="list-style-type: none"> ▶ amends the definition of "sexual abuse" in the Juvenile Court Act
S.B. 162 <i>Crime Victims Council Amendments</i> (Sen. K. Van Tassell)	Adds a Native American representative to the Utah Council on Victims of Crime	<ul style="list-style-type: none"> ▶ adds a member of the Native American community to the Utah Council on Victims of Crime
S.B. 181 <i>Judiciary Amendments</i> (Sen. L. Hillyard)	Makes amendments related to the judiciary	<ul style="list-style-type: none"> ▶ provides that, in a legal action filed against a county, a district court judge of the defendant county may transfer venue to any county contiguous to the defendant county; ▶ provides that a motion to transfer venue may be filed ex parte; ▶ clarifies provisions regarding appointment of counsel in juvenile court delinquency cases; ▶ clarifies justice court jurisdiction; ▶ removes a defendant's entitlement to a hearing de novo in the district court on a finding of a plea in abeyance violation; ▶ provides that a defendant is entitled to a hearing de novo in the district court on a sentence following a finding of a plea in abeyance violation;

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S.B. 181 (continued)		<ul style="list-style-type: none"> ▶ requires that a notice of appeal from a criminal case in justice court be filed within 28 days; ▶ provides that a defendant is entitled to a hearing de novo in the district court on: <ul style="list-style-type: none"> · an order denying a motion to withdraw a plea if the plea is held in abeyance and the motion to withdraw the plea is filed within 28 days of entry of the plea; · a post-sentence order fixing total or court ordered restitution; or · an order denying expungement; ▶ provides that a prosecutor is entitled to a hearing de novo in the district court if: <ul style="list-style-type: none"> · an appeal is filed within 28 days of the court entering a certain judgment or order; or · an appeal is filed within 28 days of the court entering an order for total restitution at less than the crime victim requested, or an order granting an expungement that was opposed by the prosecutor or victim; ▶ removes the endorsement requirement for the number of days within which a defendant is required to appear and defend a forcible detainer action included in a summons; and ▶ makes technical changes
S.B. 225 <i>Notice of Pendency of Action Amendments</i> (Sen. T. Weiler)	Modifies provisions relating to the filing of a notice of pendency of action against real property	<ul style="list-style-type: none"> ▶ adds additional filing requirements; ▶ affirmatively prohibits filing a notice of pendency of action until the underlying action has been filed; ▶ adds additional standards for release of the notice when the underlying action is for specific performance; ▶ revises requirements relating to the contents of the notice; ▶ adds specific civil liability and damage provisions when a notice of pendency is improperly filed; and ▶ makes technical corrections

** -- Bill passed the Legislature, but was vetoed by the Governor.

Bills that Failed to Pass

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<p>H.B. 19 <i>Expungement Amendments</i> (Rep. B. Greene)</p>	<p>Makes specific changes regarding the expungement of information in state agency files and creates a statement of legislative intent with regard to expungement</p>	<ul style="list-style-type: none"> ▶ creates a new definition of "expunge"; ▶ requires that an administrative agency remove information regarding expunged convictions from public databases; ▶ creates a statement of legislative intent for expungement; and ▶ provides a stated purpose for expungement
<p>H.B. 22 <i>Civil Asset Forfeiture - Procedural Reforms</i> (Rep. B. Greene)</p>	<p>Modifies the Forfeiture and Disposition of Property Act regarding civil forfeiture procedures</p>	<ul style="list-style-type: none"> ▶ modifies the elements of qualifying as an innocent owner regarding property subject to forfeiture; ▶ requires a direct nexus of the property to a specific alleged criminal exchange or transaction, in order for the property to be forfeited; ▶ modifies the definition of proceeds that are from an offense giving rise to a forfeiture; ▶ requires the prosecutor to bring an action for civil forfeiture in a timely manner; ▶ modifies the process for a claimant to bring an action to claim forfeited property; ▶ provides that any person may assert an interest in seized property or file an answer to a forfeiture complaint without posting bond; ▶ provides that the hardship provisions include use of funds to allow an individual to obtain a legal defense in the forfeiture proceeding or the related criminal proceeding and assets of a legitimate business; ▶ provides that prejudgment interest shall be awarded, in addition to the current postjudgment interest; ▶ removes the cap of 20% of the value of the property subject to forfeiture when awarding legal costs and attorney fees; ▶ modifies the obligations of a claimant regarding illegal use of the property subject to forfeiture; ▶ provides that the proceeds from civil forfeiture actions shall be placed in the Uniform School Fund, and that proceeds from criminal forfeiture actions shall continue to be placed in the

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H.B. 22 (continued)		<p>Criminal Forfeiture Restricted Account for use by the State Asset Forfeiture Program;</p> <ul style="list-style-type: none"> ▶ modifies the allocation of the proceeds from asset forfeiture to provide for: <ul style="list-style-type: none"> · victim restitution; · reimbursement of direct costs by the prosecuting agency and the law enforcement agencies involved in the case; and · allocation of remaining proceeds to the Uniform School Fund; and ▶ provides that if the defendant is acquitted of the criminal charge subsequent to the civil forfeiture proceeding, the forfeited assets shall be returned and the defendant shall be reimbursed for costs as listed
H.B. 85 <i>Attorney Fee Revisions</i> (Rep. B. Greene)	Repeals a provision relating to the private attorney general doctrine	<ul style="list-style-type: none"> ▶ repeals a provision that disavows the private attorney general doctrine
H.B. 88 <i>Noncompetition Agreement Amendments</i> (Rep. B. Greene)	Enacts provisions related to noncompetition agreements	<ul style="list-style-type: none"> ▶ enacts the Noncompetition Agreement Act, including: <ul style="list-style-type: none"> · defining terms; · outlining scope of the act; · addressing noncompetition agreements and existing employees; · restricting time of bringing an action to enforce a noncompetition agreement; and · providing for remedies
H.B. 91 <i>Interest Rate Amendments</i> (Rep. K. Powell)	Modifies interest rate provisions	<ul style="list-style-type: none"> ▶ establishes a legal interest rate based on the federal postjudgment interest rate for a contract or other chose of action prior to judgment; and ▶ makes technical changes
H.B. 111 <i>Domestic Asset Protection Trust Amendments</i> (Rep. E. Tanner)	Creates a new asset protection trust framework	<ul style="list-style-type: none"> ▶ defines terms; ▶ creates a new type of asset protection trust; ▶ requires the asset protection trust to be registered with the Division of Corporations; ▶ allows the trust to be revocable or irrevocable;

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H.B. 111 (continued)		<ul style="list-style-type: none"> ▶ allows trusts created under the current asset protection trust statute to register and back-date the assets; and ▶ makes technical and conforming amendments
H.B. 128 <i>Alimony Amendments</i> (Rep. K. Stratton)	Amends provisions related to the Utah Child Support Act	<ul style="list-style-type: none"> ▶ provides that the court shall consider whether a parent has lost workplace experience opportunities while caring for a child
H.B. 178 <i>Legal Notice Amendments</i> (Rep. S. Chew)	Amends a provision related to legal notice by publication in a newspaper of general circulation	<ul style="list-style-type: none"> ▶ modifies the criteria for a publication to be considered a newspaper of general circulation for the purpose of legal notice
H.B. 199 <i>Uniform Real Property Transfer on Death Act</i> (Rep. V. L. Snow)	Enacts the Uniform Real Property Transfer on Death Act	<ul style="list-style-type: none"> ▶ creates a new part in the Utah Uniform Probate Code entitled the Uniform Real Property Transfer on Death Act; ▶ defines terms; ▶ specifically applies only to deeds created by a person who dies on or after May 10, 2016; ▶ provides that the act is nonexclusive and does not affect any other method of transferring real property allowed under Utah law; ▶ makes clear that the transfer of property only occurs upon the transferor's death; ▶ provides that a transfer on death deed is revocable and nontestamentary; and ▶ requires that the transferor have the same capacity as that required to make a will at the time the deed is made
H.B. 214 <i>Protective Order Modifications</i> (Rep. D. Pitcher)	Amends a definition in the Judicial Code related to child protective orders	<ul style="list-style-type: none"> ▶ amends the definition of "abuse" as it relates to child protective orders
H.B. 231 <i>Hospital Lien Law Amendments</i> (Rep. M. McKell)	Amends a provision related to hospital liens	<ul style="list-style-type: none"> ▶ provides that a hospital that provides medical care to a patient in an emergency room may assert a lien; and ▶ limits the amount of a hospital lien to an amount equal to 50% of a patient's liability insurance policy limit
H.B. 234 <i>Adoptive and Foster Parents Amendments</i> (Rep. A. Romero)	Makes terminology changes throughout the adoption and foster parent statutes	<ul style="list-style-type: none"> ▶ changes "man and woman" to "couple" or "spouse" within the adoption and foster parent statutes

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H.B. 262 <i>Campus Anti-harassment Act</i> (Rep. K. Coleman)	Enacts provisions related to harassment at an institution of higher education	<ul style="list-style-type: none"> ▶ defines terms; ▶ enacts requirements related to how an institution of higher education addresses discriminatory harassment; ▶ prohibits an institution of higher education from punishing certain acts of speech that do not constitute discriminatory harassment; ▶ creates causes of action related to discriminatory harassment at an institution of higher education; and ▶ enacts other provisions related to discriminatory harassment at an institution of higher education
H.B. 299 <i>Marriage Revisions</i> (Rep. K. Powell)	Makes technical corrections throughout the code to the terms husband and wife	<ul style="list-style-type: none"> ▶ changes the terms husband and wife throughout the code to "spouse" or "married couple" as needed to retain the meaning of the statute; ▶ renames Title 30 of the Utah Code to "Domestic Relations"; and ▶ makes other technical corrections
H.B. 307 <i>Termination of Parental Rights Amendments</i> (Rep. M. Kennedy)	Amends provisions of the Juvenile Court Act relating to petitions for termination of parental rights	<ul style="list-style-type: none"> ▶ requires the court, under certain circumstances, to render a decision on a petition for termination of parental rights within a specified time
H.B. 332 <i>Marriage License and Counseling Amendments</i> (Rep. E. Redd)	Modifies the marriage education and counseling provisions by requiring a reduction in marriage license fees for a couple who undergoes premarital education or counseling that meets specific criteria. The bill also creates a restricted account for fees collected when a couple does not undergo premarital counseling	<ul style="list-style-type: none"> ▶ creates a pilot program for counties to opt into to encourage premarital education and counseling; ▶ reduces the marriage license fee for a couple who undergoes premarital education or counseling; ▶ sets out a list of topics the premarital counseling should cover; ▶ creates the Marriage Education Restricted Account; and ▶ provides a reporting requirement

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H.B. 362 <i>Traffic Citation Hearing Amendments</i> (Rep. R. Ward)	Allows a person to plead not guilty for a traffic citation and immediately request a trial de novo in district court	<ul style="list-style-type: none"> ▶ allows a person to skip a justice court trial when pleading not guilty to a traffic citation
H.B. 365 <i>Campus Free Expression Act</i> (Rep. K. Coleman)	Enacts provisions related to expressive activity at an institution of higher education	<ul style="list-style-type: none"> ▶ defines terms; ▶ designates outdoor areas of campuses at institutions of higher education as traditional public forums; ▶ creates requirements for institutions of higher education related to expressive activity; ▶ creates a cause of action related to a violation of expressive activity at an institution of higher education; and ▶ enacts other provisions related to expressive activity at an institution of higher education
H.B. 370 <i>Adoptive Studies and Evaluations Amendments</i> (Rep. E. Redd)	Amends provisions related to adoptive evaluations	<ul style="list-style-type: none"> ▶ addresses who may conduct a home study as part of a preplacement adoptive evaluation; ▶ requires a home study to contain certain information; and ▶ makes technical and conforming changes
H.B. 382 <i>Parentage Amendments</i> (Rep. K. Powell)	Makes changes regarding birth certificates, parentage, and assisted reproduction	<ul style="list-style-type: none"> ▶ allows the spouse of the mother to provide information for a birth certificate; ▶ makes conforming changes to Title 78B, Chapter 15, Part 7, Assisted Reproduction, and Title 78B, Chapter 15, Part 8, Gestational Agreement, to allow for same gender couples; and ▶ makes technical amendments
H.B. 383 <i>Uniform Fiduciary Access to Digital Assets Act</i> (Rep. V. L. Snow)	Creates a new chapter within the Utah Uniform Probate Code addressing access to digital assets when a person is incapacitated	<ul style="list-style-type: none"> ▶ defines terms; ▶ specifies who has access to the digital assets of an incapacitated or deceased person; ▶ sets out responsibilities for agents and fiduciaries with access to a person's digital assets; and ▶ provides for the responsibilities of the custodian of a digital asset upon request of an agent or fiduciary
H.B. 389 <i>Sanctuary City Liability Amendments</i> (Rep. S. Eliason)	Waives governmental immunity for a governmental entity that releases an undocumented	<ul style="list-style-type: none"> ▶ waives governmental immunity for a governmental entity that releases an undocumented individual without checking with

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H.B. 389 (continued)	individual without checking with ICE first	ICE first and the individual commits a crime causing substantial bodily injury or property damage
H.B. 426 <i>Child Support Regarding Rape Offenders</i> (Rep. R. Spendlove)	Requires offenders convicted of sexual assault to pay child support if a child results from the assault	▶ requires offenders convicted of sexual assault to pay child support if a child results from the assault and the nonconvicted parent requests an order from the court or requests assistance from the Office of Recovery Services
H.B. 441 <i>Child Placement Amendments</i> (Rep. J. Peterson)	Enacts provisions in the Juvenile Court Act related to child placement during an abuse, neglect, or dependency proceeding	▶ requires the Division of Child and Family Services to determine whether a parent or guardian has an outstanding felony arrest warrant before recommending the return of a child to the custody of the parent or guardian; and ▶ allows the juvenile court to deny the return of a child to the custody of a parent or guardian if the parent or guardian has an outstanding felony arrest warrant
H.B. 463 <i>Personal Representative Amendments</i> (Rep. G. Froerer)	Requires a personal representative to provide a bond when administering the estate of a minor	▶ requires a personal representative to provide a bond when administering the estate of a minor and no conservator has been appointed
H.B. 465 <i>Expungement Act Amendments</i> (Rep. E. Hutchings)	Makes specific changes regarding the expungement of information in state agency files and creates a statement of legislative intent with regard to expungement	▶ creates a new definition of "expunge"; ▶ requires that an administrative agency remove information regarding expunged convictions from public databases; ▶ creates a statement of legislative intent for expungement; and ▶ provides a stated purpose for expungement
H.B. 469 <i>Divorce Amendments</i> (Rep. D. Lifferth)	Amends provisions related to alimony	▶ requires the court to order a party to provide temporary alimony of at least one-half of the net income of the marriage pending a final alimony order; ▶ requires the court to consider the standard of living during the marriage rather than financial statements of the recipient spouse when determining alimony; ▶ requires the court to consider the recipient spouse's recent income and work history to determine alimony when the recipient spouse has not been shown to be at fault; and ▶ makes technical changes

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H.B. 470 <i>Criteria for Determination of Alimony</i> (Rep. B. Daw)	Authorizes the inclusion of certain expenses in the alimony award	<ul style="list-style-type: none"> ▶ specifies that expenses that benefit both the child and recipient spouse may be included in the alimony award
H.B. 472 <i>Gun Owners Privacy Protection Act</i> (Rep. C. Oda)	Enacts provisions to protect the privacy of persons involved in the transfer of a firearm	<ul style="list-style-type: none"> ▶ requires a law enforcement officer who receives a certain notification relating to the transfer of a firearm to destroy and delete the notification, and information gathered from the notification, within a certain period of time; and ▶ classifies as a private record the notification and information described in the preceding paragraph
H.B. 480 <i>Crime Victim Notification Amendments</i> (Rep. E. Hutchings)	Provides alleged victims with reasonable notice of a suspect's pending release from custody	<ul style="list-style-type: none"> ▶ provides notice of a suspect's pending release from custody to alleged victims who have properly registered with the appropriate notification system; ▶ lists the forms of communication that may be used to provide notice to an alleged victim; ▶ requires the arresting agency to inform an alleged victim of the right to register with the notification system and provide guidance on how to register; and ▶ makes technical changes
H.B. 482 <i>Imputed Income Amendments</i> (Rep. J. Anderegg)	Amends provisions related to child support	<ul style="list-style-type: none"> ▶ provides that income may not be imputed to a parent with no recent work history and occupational qualifications; ▶ provides that income imputed to a parent at the federal minimum wage applies only in cases when the parent's occupation is unknown; and ▶ makes technical changes
H.J.R. 1 <i>Proposal to Amend Utah Constitution - Judges of Courts Not of Record</i> (Rep. C. Hall)	Proposes to amend the Utah Constitution to modify a provision relating to judges of courts not of record	<ul style="list-style-type: none"> ▶ eliminate a restriction against requiring judges of courts not of record to be admitted to practice law; and ▶ provide for qualifications of judges of courts not of record
S.B. 66 <i>Environmental Code Fines</i> (Sen. L. Escamilla)	Modifies the penalties for a violation of Title 19, Chapter 2, Air Conservation Act	<ul style="list-style-type: none"> ▶ increases civil penalties against a person who violates the Air Conservation Act; and ▶ makes technical changes

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S.B. 90 <i>Falsification of Information in a Protective Order Proceeding</i> (Sen. A. Jackson)	Amends provisions relating to protective orders and child protective orders when a party knowingly provides false information	<ul style="list-style-type: none"> ▶ provides that a party may bring a petition to allege that the other party knowingly falsified a material statement or material information for the purpose of obtaining a protective order or a child protective order; and ▶ requires a court to sanction a party who knowingly falsified a material statement or material information
S.B. 97 <i>Concealed Firearms Amendments</i> (Sen. D. Hinkins)	Amends provisions of Title 76, Chapter 10, Part 5, Weapons, related to conduct involving the carrying of a concealed firearm	<ul style="list-style-type: none"> ▶ provides an exemption for a person, who is 21 years of age or older and who may lawfully possess a firearm, from certain criminal provisions related to the carrying of a concealed firearm
S.B. 179 <i>Uniform Parentage Act Amendments</i> (Sen. L. Hillyard)	Makes technical amendments to the Utah Uniform Parentage Act regarding parents and married couples	<ul style="list-style-type: none"> ▶ makes changes throughout the act to allow the application of the act to same gender couples; and ▶ makes conforming and technical changes
S.B. 202 <i>Pre-trial Release Amendments</i> (Sen. L. Hillyard)	Modifies provisions of the Utah Code of Criminal Procedure relating to arrests and bail	<ul style="list-style-type: none"> ▶ requires a peace officer to issue citations rather than arresting individuals for certain offenses; ▶ sets forth requirements for individuals to appear in court when issued a citation; ▶ amends parental notification requirements if the person cited is under 18 years of age; ▶ provides for pre-trial release requirements when the defendant is arrested without a warrant; ▶ provides conditions by which a custodial authority may hold a defendant for an extended period of time after a defendant's appearance or presentment in court; ▶ directs judges to order the release of a person who may be admitted to bail under the least restrictive means necessary to ensure the appearance of the accused in court and the safety of the public; ▶ provides for pre-trial release conditions that may be ordered by the court; ▶ provides that a court may order a defendant detained until the time of sentencing under certain circumstances;

Bill and Bill Sponsor	General Description	Highlighted Provisions
S.B. 202 (continued)		<ul style="list-style-type: none"> ▶ makes the failure to appear in court pursuant to a citation a contemptible offense under certain circumstances; and ▶ makes technical changes
S.B. 209 <i>Fifth District Court Judge</i> (Sen. S. Urquhart)	Adds a judge to the fifth judicial district	<ul style="list-style-type: none"> ▶ adds a judge to the fifth judicial district
S.B. 213 <i>Small Claims Court Amendments</i> (Sen. T. Weiler)	Raises the jurisdictional limit of small claims court for breach of contract actions to \$12,500	<ul style="list-style-type: none"> ▶ raises the jurisdictional limit for small claims court for breach of contract actions to \$12,500
S.B. 223 <i>Adoption Amendments</i> (Sen. T. Weiler)	Amends the Utah Adoption Act	<ul style="list-style-type: none"> ▶ amends provisions related to a birth mother's declaration regarding potential birth fathers; ▶ provides that any documents filed in connection with a petition for adoption are sealed; and ▶ provides that a child-placing agency may provide certain information, except identifying information, to an adult adoptee
S.B. 226 <i>Civil Actions Involving Law Enforcement Officers or Emergency Vehicle Operators</i> (Sen. M. Madsen)	Amends provisions relating to civil actions involving law enforcement officers or emergency vehicle operators	<ul style="list-style-type: none"> ▶ repeals the provision that provides that the operator of a marked authorized vehicle owes no duty of care to a person who is a suspect in the commission of a crime in certain circumstances; ▶ amends the bond requirements for a person filing an action against a law enforcement officer acting within the scope of the officer's duties; and ▶ makes technical and conforming changes
S.B. 229 <i>Unlawful Detainer Amendments</i> (Sen. T. Weiler)	Requires that a summons in an unlawful detainer action indicate the number of days that a defendant has to appear and defend the action	<ul style="list-style-type: none"> ▶ requires that a summons in an unlawful detainer action indicate the number of days within which the defendant must appear; and ▶ allows an action for unlawful detainer to be brought as a counterclaim
S.B. 230 <i>Civil Stalking Offense Amendments</i> (Sen. T. Weiler) S.B. 230 (continued)	Provides an exception to course of conduct for reasonable daily activities and enforcing laws and court orders	<ul style="list-style-type: none"> ▶ provides an exception for course of conduct for reasonable daily activities; and ▶ allows a person to contact a government agency to investigate or enforce a law or court order

Bill and Bill Sponsor	General Description	Highlighted Provisions
S.B. 243 <i>Indigent Counsel in Private Parental Termination Cases</i> (Sen. T. Weiler)	Amends provisions related to the right to counsel in private parental termination cases	<ul style="list-style-type: none"> ▶ allows juvenile courts to appoint counsel for an indigent private party in parental termination cases when failure to appoint counsel would result in a deprivation of due process; and ▶ makes technical changes
S.B. 248 <i>Public Notice of Unclaimed Property</i> (Sen. C. Bramble) S.B. 248 (continued)	Provides notice requirements of unclaimed property held by a peace officer or law enforcement agency	<ul style="list-style-type: none"> ▶ requires a peace officer or law enforcement agency to provide notice in a newspaper of general circulation of the intent to dispose of unclaimed property that was lost or mislaid; and ▶ makes technical changes
S.B. 252 <i>Joint Tenancy Amendments</i> (Sen. C. Bramble)	Modifies real estate provisions to address joint tenancies	<ul style="list-style-type: none"> ▶ addresses when a joint tenancy is presumed; ▶ clarifies that a joint tenancy may not be established between a person and limited liability company; and ▶ makes technical amendments
S.B. 254 <i>Administrative Subpoena Amendments</i> (Sen. M. Madsen)	Changes the standard of proof for an administrative subpoena for electronic records to probable cause	<ul style="list-style-type: none"> ▶ changes the standard of proof for an administrative subpoena for electronic records from reasonable suspicion to probable cause; and ▶ makes technical and conforming changes
S.B. 256 <i>Judgment Interest Rate Amendments</i> (Sen. C. Bramble)	Clarifies provisions relating to postjudgment interest rates	<ul style="list-style-type: none"> ▶ clarifies postjudgment interest rates for final judgments less than \$10,000; and ▶ makes technical corrections
S.J.R. 13 <i>Joint Resolution Amending Rules of Evidence</i> (Sen. S. Urquhart)	Modifies the Utah Rules of Evidence	<ul style="list-style-type: none"> ▶ amends the Utah Rules of Evidence to include a rule that relates to the admissibility of certain evidence in a case in which the defendant is accused of committing a hate crime