



UTAH STATE SENATE

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CORRECTED February 10, 2004

February 6, 2004

Mr. President:

The Health and Human Services Committee recommends **S.B. 90**, MEDICAL NEGLECT - EXCLUSION, by Senator D. Thomas, be replaced and favorably recommends **4th Sub. S.B. 90**, MEDICAL NEGLECT - EXCLUSION with the following amendments:

1. Page 21, Lines 618 through 624:

618 Section 7. **Legislative intent.**
619 The legislature recognizes that there is a fundamental liberty interest of parents in
the
620 care, custody, and management of their child as protected by the 14th Amendment and
does not
621 evaporate simply because they have not been model parents or have lost temporary
custody of
622 their children to the state. ~~[[A termination of parental rights proceeding interferes~~
with that
623 fundamental liberty interest. When the state moves to destroy weakened family
bonds, it must
624 provide the parents with fundamentally fair procedures.]]

Respectfully,

James Evans
Committee Chair

Voting: 5-2-1

7 SB0090.SC1.WPD jwride/MDA SMS/MDA 2/6/04 10:23 am

Bill Number



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Action Class



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Action Code



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