

Effective 9/1/2022

Part 7
Child Abuse and Neglect Investigation

**80-2-701 Division preremoval investigation -- Supported or unsupported reports --
Convening of child protection team -- Coordination with law enforcement -- Consultation
with child protection team before close of investigation.**

- (1)
 - (a) The division shall conduct a thorough preremoval investigation upon receiving a report under Section 80-2-602 or 80-2-603 if there is reasonable cause to suspect that a situation of abuse, neglect, or the circumstances described in Subsection 80-2-603(2) exist.
 - (b) The primary purpose of the preremoval investigation described in Subsection (1)(a) shall be protection of the child.
- (2) The preremoval investigation described in Subsection (1)(a) shall meet the reasonable professional standards described in Section 80-2-702.
- (3) The division shall make a written report of the division's preremoval investigation under Subsection (1)(a) that includes a determination regarding whether the alleged abuse or neglect in the report described in Subsection (1)(a) is supported, unsupported, or without merit.
- (4) The division:
 - (a) shall use an interdisciplinary approach if appropriate in dealing with a report made under Section 80-2-602, 80-2-603, or 80-2-604;
 - (b) in accordance with Section 80-2-706, shall convene a child protection team to assist the division in the division's protective, diagnostic, assessment, treatment, and coordination services; and
 - (c) may include a member of the child protection team in the division's protective, diagnostic, assessment, treatment, or coordination services.
- (5) If a report of neglect is based on or includes an allegation of educational neglect, the division shall immediately consult with school authorities to verify the child's status in accordance with Sections 53G-6-201 through 53G-6-206.
- (6) Upon completion of the initial preremoval investigation under this section, the division shall give notice of the completion to the person who made the initial report described in Subsection (1)(a).
- (7) A division child welfare caseworker:
 - (a) has authority to:
 - (i) enter upon public or private premises, using appropriate legal processes; and
 - (ii) to investigate a report of alleged child abuse or neglect, upon notice to a parent of the parent's rights under the Child Abuse Prevention and Treatment Act, 42 U.S.C. Sec. 5106, or any successor thereof; and
 - (b) may take a child into protective custody in accordance with Chapter 2a, Removal and Protective Custody of a Child.
- (8) In a case, if law enforcement has investigated or is conducting an investigation of alleged abuse or neglect of a child, the division:
 - (a) shall coordinate with law enforcement to ensure that there is an adequate safety plan to protect the child from further abuse or neglect; and
 - (b) is not required to duplicate an aspect of the investigation that, in the division's determination, has been satisfactorily completed by law enforcement.

- (9) In a mutual case in which a child protection team is involved in the investigation of alleged abuse or neglect of a child, the division shall consult with the child protection team before closing the case.

Amended by Chapter 308, 2022 General Session

Renumbered and Amended by Chapter 334, 2022 General Session

Amended by Chapter 334, 2022 General Session, (Coordination Clause)

80-2-702 Division post-removal investigation -- Supported or unsupported reports -- Convening of child protection team -- Cooperation with law enforcement -- Close of investigation.

- (1) If a child is taken into protective custody in accordance with Section 80-2a-202 or 80-3-204 or the division takes any other action that requires a shelter hearing under Subsection 80-3-301(1), the division shall immediately initiate an investigation of:
- (a) the circumstances of the child; and
 - (b) the grounds upon which the decision to place the child into protective custody was made.
- (2) The division's investigation under Subsection (1) shall conform to reasonable professional standards and include:
- (a) a search for and review of any records of past reports of abuse or neglect involving:
 - (i) the same child;
 - (ii) any sibling or other child residing in the same household as the child; and
 - (iii) the alleged perpetrator;
 - (b) with regard to a child who is five years old or older, a personal interview with the child:
 - (i) outside of the presence of the alleged perpetrator; and
 - (ii) conducted in accordance with the requirements of Section 80-2-704;
 - (c) if a parent or guardian is located, an interview with at least one of the child's parents or guardian;
 - (d) an interview with the person who reported the abuse, unless the report was made anonymously;
 - (e) if possible and appropriate, interviews with other third parties who have had direct contact with the child, including:
 - (i) school personnel; and
 - (ii) the child's health care provider;
 - (f) an unscheduled visit to the child's home, unless:
 - (i) there is a reasonable basis to believe that the reported abuse was committed by a person who:
 - (A) is not the child's parent; and
 - (B) does not live in the child's home or otherwise have access to the child in the child's home;
 - or
 - (ii) an unscheduled visit is not necessary to obtain evidence for the investigation; and
 - (g) if appropriate and indicated in any case alleging physical injury, sexual abuse, or failure to meet the child's medical needs, a medical examination, obtained no later than 24 hours after the child is placed in protective custody.
- (3) The division may rely on a written report of a prior interview rather than conducting an additional interview under Subsection (2), if:
- (a) law enforcement:
 - (i) previously conducted a timely and thorough investigation regarding the alleged abuse, neglect, or dependency; and

- (ii) produced a written report;
 - (b) the investigation described in Subsection (3)(a)(i) included one or more of the interviews described in Subsection (2); and
 - (c) the division finds that an additional interview is not in the best interest of the child.
- (4)
- (a)
 - (i) The division shall:
 - (A) make a determination after the division's investigation under Subsection (1) regarding whether the report is supported, unsupported, or without merit; and
 - (B) base the determination on the facts of the case at the time the report is made.
 - (ii) The division's determination of whether a report is supported or unsupported may be based on the child's statements alone.
 - (b) The division may not:
 - (i) use the inability to identify or locate the perpetrator as a basis for:
 - (A) determining that a report is unsupported; or
 - (B) closing the case; or
 - (ii) determine a case is unsupported or identify a case as unsupported solely because the perpetrator is an out-of-home perpetrator.
- (5) The division shall maintain protective custody of the child if the division finds that one or more of the following conditions exist:
- (a) the child does not have a parent, guardian, or responsible relative who is able and willing to provide safe and appropriate care for the child;
 - (b)
 - (i) shelter of the child is a matter of necessity for the protection of the child; and
 - (ii) there are no reasonable means by which the child can be protected in:
 - (A) the child's home; or
 - (B) the home of a responsible relative;
 - (c) there is substantial evidence that the parent or guardian is likely to flee the jurisdiction of the juvenile court; or
 - (d) the child has left a previously court ordered placement.
- (6) Within 24 hours after receipt of a child into protective custody, excluding weekends and holidays, the division shall:
- (a) convene a child protection team in accordance with Section 80-2-706; and
 - (b) prepare the testimony and evidence that will be required of the division at the shelter hearing, in accordance with Section 80-3-301.
- (7) The division shall cooperate with a law enforcement investigation and with the members of a child protection team, if applicable, regarding the alleged perpetrator.
- (8) The division may not close an investigation solely on the grounds that the division is unable to locate the child until all reasonable efforts have been made to locate the child and family members including:
- (a) visiting the home at times other than normal work hours;
 - (b) contacting local schools;
 - (c) contacting local, county, and state law enforcement agencies; and
 - (d) checking public assistance records.

Amended by Chapter 426, 2025 General Session

80-2-703 Conflict child protective services investigations -- Authority of investigators.

- (1)
 - (a) The department, through the Division of Continuous Quality and Improvement, shall conduct an independent child protective service investigation to investigate reports of abuse or neglect if:
 - (i) the report occurs while the child is in the custody of the division; or
 - (ii) the executive director of the department determines that, if the division conducts the investigation, the division would have an actual or potential conflict of interest in the results of the investigation.
 - (b) If a report is made while a child is in the custody of the division that indicates the child is abused or neglected:
 - (i) the attorney general may, in accordance with Section 67-5-16, and with the consent of the department, employ a child protective services investigator to conduct a conflict investigation of the report; or
 - (ii) a law enforcement officer, as defined in Section 53-13-103, may, with the consent of the department, conduct a conflict investigation of the report.
 - (c) Subsection (1)(b)(ii) does not prevent a law enforcement officer from, without the consent of the department, conducting a criminal investigation of abuse or neglect under Title 53, Public Safety Code.
- (2) An investigator described in Subsection (1) may also investigate allegations of abuse or neglect of a child by a department employee or a licensed substitute care provider.
- (3) An investigator described in Subsection (1), if not a law enforcement officer, shall have the same rights, duties, and authority of a child welfare caseworker to:
 - (a) make a thorough investigation under Section 80-2-701 upon receiving a report of alleged abuse or neglect of a child, with the primary purpose of the investigation being the protection of the child;
 - (b) make an inquiry into the child's home environment, emotional, or mental health, the nature and extent of the child's injuries, and the child's physical safety;
 - (c) make a written report of the investigator's investigation, including determination regarding whether the alleged abuse or neglect is supported, unsupported, or without merit, and forward a copy of the report to the division within the time mandates for investigations established by the division; and
 - (d) immediately consult with school authorities to verify the child's status in accordance with Sections 53G-6-201 through 53G-6-206 if a report is based on or includes an allegation of educational neglect.

Amended by Chapter 240, 2024 General Session

80-2-704 Division interview of a child -- Support person for the child -- Notice -- Recording.

- (1) The division may conduct an investigative interview of a child who:
 - (a) except as provided in Subsection (5), is the subject of the report or identified during an investigation under Subsection 80-2-701(1)(b); or
 - (b) is in protective custody before the day on which the adjudication hearing is held under Section 80-3-401.
- (2)
 - (a) If the division interviews a child under Subsection (1), the division shall, except as provided in Subsection (6), audiotape or videotape the interview.
 - (b) The interviewer under Subsection (1) shall say at the beginning of the audiotape or videotape:
 - (i) the time, date, and place of the interview; and

- (ii) the full name and age of the child being interviewed.
- (3)
 - (a) Before conducting an interview under Subsection (1), the interviewer shall:
 - (i) assess the child's level of comfort with the interview and make reasonable efforts to ensure the child is comfortable during the interview; and
 - (ii) unless the interview is conducted at a Children's Justice Center, ask the child whether the child is comfortable being alone in the interview with the interviewer.
 - (b)
 - (i) If a child who is interviewed under Subsection (1)(a) is not comfortable being alone in the interview with the interviewer, the child is allowed to have a support person of the child's choice present in an interview who:
 - (A) is 18 years old or older;
 - (B) is readily available; and
 - (C) is willing and able to be present in the interview without influencing the child through statements or reactions.
 - (ii) If a child who is interviewed under Subsection (1)(b) is not comfortable being alone in the interview with the interviewer, the interviewer shall conduct the interview with a support person of the child's choice present who meets the requirements of Subsections (3)(b)(i)(A) through (C).
 - (c) A support person described in this Subsection (3):
 - (i) may be:
 - (A) a school teacher;
 - (B) a school administrator;
 - (C) a guidance counselor;
 - (D) a child care provider;
 - (E) a family member;
 - (F) a family advocate;
 - (G) a member of the clergy; or
 - (H) another individual chosen by the child; and
 - (ii) may not be an individual who:
 - (A) is alleged to be, or potentially may be, the perpetrator; or
 - (B) is protective of the perpetrator or unsupportive of the child.
- (4)
 - (a) Except as provided in Subsection (4)(b), the division shall notify the child's parent before the time at which the interview under Subsection (1)(a) is held of:
 - (i) the specific allegations concerning the child; and
 - (ii) the time and place of the interview.
 - (b)
 - (i) The division is not required to provide notice under Subsection (4)(a) if the child's parent or stepparent or the parent's paramour is identified as the alleged perpetrator.
 - (ii) If the alleged perpetrator is unknown, or the alleged perpetrator's relationship to the child's family is unknown, the division may conduct a minimal interview or conversation with the child that does not exceed 15 minutes before providing notice under Subsection (4)(a).
 - (iii) The division shall notify the parent of a child who is interviewed under Subsection (4)(b)(i) or (ii) as soon as practicable after the interview is conducted and no later than 24 hours after the interview is conducted.
 - (c) The division shall notify the child's parent of the time and place of all subsequent interviews of the child.

- (5)
 - (a)
 - (i) Except as provided in Subsections (5)(a)(ii) and (6), the division may interview a child under Subsection (1)(a) during an investigation under Section 80-2-701 that involves allegations of sexual abuse, sexual exploitation, severe abuse, or severe neglect of the child only if:
 - (A) the interview is recorded visually and aurally on film, videotape, or by other electronic means;
 - (B) both the interviewer and the child are simultaneously recorded and visible on the final product;
 - (C) the time and date of the interview is continuously and clearly visible to any subsequent viewer of the recording; and
 - (D) the recording equipment runs continuously for the duration of the interview.
 - (ii) Subsection (5)(a)(i) does not apply to initial or minimal interviews conducted in accordance with Subsection (4)(b)(ii).
 - (b) The division shall conduct an interview under Subsection (5)(a) in an existing Children's Justice Center or in a soft interview room, if available.
 - (c) If a Children's Justice Center or a soft interview room is not available, the division shall use the best setting available under the circumstances.
 - (d) Except as provided in Subsection (6), if the equipment required under Subsection (5)(a) is not available, the division shall audiotape the interview and the child welfare caseworker shall clearly say at the beginning of the tape:
 - (i) the time, date, and place of the interview;
 - (ii) the full name and age of the child being interviewed; and
 - (iii) that the equipment required under Subsection (5)(a) is not available and why.
- (6)
 - (a) Subject to Subsection (6)(b), the division may conduct an interview under Subsection (1) or (5) without taping the interview if the child:
 - (i) is at least nine years old;
 - (ii) refuses to have the interview audiotaped; and
 - (iii) refuses to have the interview videotaped.
 - (b) If, under Subsection (6)(a), an interview is conducted without being taped, the division shall document the child's refusal to have the interview taped as follows:
 - (i) the interviewer shall attempt to get the child's refusal on tape, including the reasons for the refusal; or
 - (ii) if the child does not allow the refusal, or the reasons for the refusal, to be taped, the interviewer shall:
 - (A) state on the tape that the child is present, but has refused to have the interview, refusal, or the reasons for the refusal taped; or
 - (B) if complying with Subsection (6)(b)(ii)(A) will result in the child, who would otherwise consent to be interviewed, to refuse to be interviewed, the interviewer shall document, in writing, that the child refused to allow the interview to be taped and the reasons for that refusal.
 - (c) The division shall track the number of interviews under this section that are not taped, and the number of refusals that are not taped, for each interviewer, in order to determine whether a particular interviewer has a higher incidence of refusals, or taped refusals, than other interviewers.

Amended by Chapter 334, 2022 General Session, (Coordination Clause)

80-2-705 Law enforcement interview of a child in division's custody.

- (1) Except as provided in Subsection (2), the division may not consent to the interview of a child in protective custody or the division's temporary custody or custody by a law enforcement officer, unless consent for the interview is obtained from the child's guardian ad litem.
- (2) Subsection (1) does not apply if a guardian ad litem is not appointed for the child.

Renumbered and Amended by Chapter 334, 2022 General Session

80-2-706 Child protection team convened during division investigation -- Coordination of team -- Timing of team meetings.

- (1)
 - (a) The division shall convene a child protection team for a particular case:
 - (i) in accordance with Section 80-2-701;
 - (ii) if the child is taken into protective custody, for the purpose of reviewing the circumstances regarding removal of the child from the child's home or school; or
 - (iii) if the division files an abuse, neglect, or dependency petition, as defined in Section 80-3-102, for the purposes of:
 - (A) reviewing the circumstances of the filing of the abuse, neglect, or dependency petition; and
 - (B) developing or reviewing implementation of a safety plan to protect the child from further abuse, neglect, or dependency.
 - (b) The division may convene a child protection team for a particular case if:
 - (i) the case demonstrates:
 - (A) the likelihood of severe child abuse or neglect; or
 - (B) a high risk of repetition as evidenced by previous involvements with law enforcement or the division; and
 - (ii) the child protection team is assembled for the purpose of information sharing and identification of resources, services, or actions that support the child and the child's family.
- (2)
 - (a) A representative of the division shall serve as coordinator and chair of a child protection team convened under Subsection (1).
 - (b) A member of the child protection team shall serve at the coordinator's invitation.
 - (c) If possible, the child protection team coordinator and chair shall include on the child protection team a representative of:
 - (i) health, mental health, education, and law enforcement agencies;
 - (ii) the child;
 - (iii) a parent and family support group unless the parent is alleged to be the perpetrator; and
 - (iv) other appropriate agencies and individuals.
- (3) The division shall hold the child protection team meeting under Subsection (1)(a)(ii) or (iii) within the shorter of:
 - (a) 24 hours after receipt of the child into protective custody, excluding weekends and holidays, if the child is taken into protective custody;
 - (b) 24 hours after the abuse, neglect, or dependency petition, as defined in Section 80-3-102, is filed, excluding weekends and holidays, if the child who is the subject of the abuse, neglect, or dependency petition will likely be taken into protective custody unless there is an expedited hearing and services ordered under the protective supervision of the juvenile court; or

- (c) 14 days after the day on which the abuse, neglect, or dependency petition, as defined in Section 80-3-102, is filed.
- (4) At a child protection team meeting, the division shall have available and the child protection team shall review the complete child protective services and foster care history of the child and the child's parents and siblings.

Renumbered and Amended by Chapter 334, 2022 General Session

80-2-707 Supported finding of child abuse or neglect after division investigation -- Notice to alleged perpetrator -- Rights of alleged perpetrator -- Administrative review -- Joinder in juvenile court.

- (1)
 - (a) Except as provided in Subsection (2), if, after investigation, the division makes a supported finding, the division shall send a notice of agency action to the alleged perpetrator.
 - (b) If the alleged perpetrator described in Subsection (1)(a) is under 18 years old, the division shall:
 - (i) make reasonable efforts to identify the alleged perpetrator's parent or guardian; and
 - (ii) send a notice to each parent or guardian identified under Subsection (1)(b)(i) that lives at a different address, unless there is good cause, as defined by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for not sending a notice to the parent or guardian.
 - (c) This section does not affect:
 - (i) the manner in which the division conducts an investigation; or
 - (ii) the use or effect, in any other setting, of a supported finding by the division at the completion of an investigation for any purpose other than for notification under Subsection (1) (a) or (b).
- (2) Subsection (1) does not apply to an alleged perpetrator who is served with notice under Section 80-2-708.
- (3) The notice described in Subsection (1) shall state that:
 - (a) the division conducted an investigation regarding alleged abuse, neglect, or dependency;
 - (b) the division made a supported finding of abuse, neglect, or dependency;
 - (c) facts gathered by the division support the supported finding;
 - (d) the alleged perpetrator has the right to request:
 - (i) a copy of the report; and
 - (ii) an opportunity to challenge the supported finding by the division; and
 - (e) failure to request an opportunity to challenge the supported finding within 30 days after the day on which the notice is received will result in an unappealable supported finding of abuse, neglect, or dependency unless the alleged perpetrator can show good cause for why compliance within the 30-day requirement is virtually impossible or unreasonably burdensome.
- (4)
 - (a) Except as provided in Subsection (7), an alleged perpetrator may make a request to challenge a supported finding within 30 days after the day on which the alleged perpetrator receives a notice under this section.
 - (b) Upon receipt of a request under Subsection (4)(a), the Office of Administrative Hearings shall hold an adjudicative proceeding under Title 63G, Chapter 4, Administrative Procedures Act.
- (5)

- (a) In an adjudicative proceeding held under this section, the division has the burden of proving, by a preponderance of the evidence, that abuse, neglect, or dependency occurred and that the alleged perpetrator is substantially responsible for the abuse or neglect that occurred.
- (b) Any party has the right of judicial review of final agency action, in accordance with Title 63G, Chapter 4, Administrative Procedures Act.
- (c) A proceeding for judicial review of a final agency action under this section shall be closed to the public.
- (d) The Judicial Council shall make rules that ensure the confidentiality of the proceeding described in Subsection (5)(c) and the records related to the proceedings.
- (6) Except as otherwise provided in this chapter, an alleged perpetrator who, after receiving notice, fails to challenge a supported finding in accordance with this section:
 - (a) may not further challenge the finding; and
 - (b) shall have no right to:
 - (i) agency review of the finding;
 - (ii) an adjudicative hearing on the finding; or
 - (iii) judicial review of the finding.
- (7)
 - (a) Except as provided in Subsection (7)(b), an alleged perpetrator may not make a request under Subsection (4) to challenge a supported finding if a court of competent jurisdiction entered a finding, in a proceeding in which the alleged perpetrator was a party, that the alleged perpetrator is substantially responsible for the abuse, neglect, or dependency that is the subject of the supported finding.
 - (b) Subsection (7)(a) does not apply to pleas in abeyance or diversion agreements.
 - (c) An adjudicative proceeding under Subsection (5) may be stayed during the time a judicial action or an active criminal investigation on the same matter is pending.
- (8) Under Section 80-3-404, an adjudicative proceeding on a supported finding of a type of abuse or neglect that does not constitute a severe type of child abuse or neglect may be joined in the juvenile court with an adjudication on a supported finding of a severe type of child abuse or neglect.

Amended by Chapter 447, 2025 General Session

80-2-708 Supported finding of a severe type of child abuse or neglect after division investigation -- Notation in Licensing Information System -- Juvenile court petition or notice to alleged perpetrator -- Rights of alleged perpetrator.

- (1) If, after investigation, the division makes a supported finding that an individual committed a severe type of child abuse or neglect, the division shall:
 - (a) serve notice of the supported finding on the alleged perpetrator in accordance with Subsection (4);
 - (b) enter the information described in Subsections 80-2-1002(2)(a) and (b) into the Licensing Information System; and
 - (c) if the division considers it advisable, file a petition for substantiation in accordance with Section 80-3-504 within 30 days after the day on which the division makes the supported finding.
- (2) The notice described in Subsection (1)(a):
 - (a) shall state that:
 - (i) the division conducted an investigation regarding alleged abuse or neglect;

- (ii) the division made a supported finding that the alleged perpetrator described in Subsection (1) committed a severe type of child abuse or neglect;
- (iii) facts gathered by the division support the supported finding;
- (iv) as a result of the supported finding, the alleged perpetrator's name and other identifying information have been listed in the Licensing Information System in accordance with Subsection (1)(b);
- (v) the alleged perpetrator may be disqualified from adopting a child, receiving state funds as a child care provider, or being licensed by:
 - (A) the department;
 - (B) a human services licensee;
 - (C) a child care provider or program; or
 - (D) a covered health care facility;
- (vi) the alleged perpetrator has the rights described in Subsection (3); and
- (vii) failure to take the action described in Subsection (3)(a) within 30 days after the day on which the notice is served will result in the action described in Subsection (3)(b);
- (b) shall include a general statement of the nature of the supported finding; and
- (c) may not include:
 - (i) the name of a victim or witness; or
 - (ii) any privacy information related to the victim or a witness.
- (3)
 - (a) Within 30 days after the day on which the alleged perpetrator receives the notice described in Subsections (1)(a) and (2), the alleged perpetrator has the right to:
 - (i) file a written request asking the division to review the supported finding made under Subsection (1);
 - (ii) except as provided in Subsection (3)(b), petition the juvenile court for a finding of unsubstantiated or without merit in accordance with Section 80-3-504; or
 - (iii) sign a written consent to:
 - (A) the supported finding made under Subsection (1); and
 - (B) entry into the Licensing Information System of the alleged perpetrator's name and other information regarding the supported finding made under Subsection (1).
 - (b) The alleged perpetrator has no right to petition the juvenile court under Subsection (3)(a)(ii) if the alleged perpetrator:
 - (i) files the petition more than 30 days after the day on which the alleged perpetrator receives the notice described in Subsections (1)(a) and (2); or
 - (ii) has been the subject of any of the following court determinations with respect to the alleged incident of abuse or neglect:
 - (A) conviction;
 - (B) adjudication under Section 80-3-402 or 80-6-701;
 - (C) plea of guilty;
 - (D) plea of guilty with a mental condition; or
 - (E) plea of no contest.
 - (c) The child's parent or guardian shall give the consent for a child under Subsection (3)(a)(iii).
- (4) Service of the notice described in Subsections (1)(a) and (2):
 - (a) shall be personal service in accordance with Utah Rules of Civil Procedure, Rule 4; and
 - (b) does not preclude civil or criminal action against the alleged perpetrator.

Amended by Chapter 447, 2025 General Session

80-2-709 Division access to criminal background information for background screening and investigation.

- (1) The division shall have direct access to criminal background information maintained under Title 53, Chapter 10, Part 2, Bureau of Criminal Identification, for the purpose of:
 - (a) background screening under this chapter, Chapter 2a, Removal and Protective Custody of a Child, or Chapter 3, Abuse, Neglect, and Dependency Proceedings, including background screening of an individual who has direct access, as defined in Section 26B-2-101, to a minor:
 - (i) who is alleged to be or has been abused, neglected, or dependent; and
 - (ii) for whom the division has an open case; or
 - (b) investigation of abuse or neglect under this chapter, Chapter 2a, Removal and Protective Custody of a Child, or Chapter 3, Abuse, Neglect, and Dependency Proceedings.
- (2) Except as provided in Section 80-3-305, the division and the Office of Guardian Ad Litem are authorized to request the Department of Public Safety to conduct a complete Federal Bureau of Investigation criminal background check through the national criminal history system (NCIC).

Amended by Chapter 470, 2025 General Session