

**ADOPTION AGENCY FEES TASK FORCE**

2004 GENERAL SESSION

STATE OF UTAH

**Sponsor: Scott Daniels**

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**LONG TITLE**

**General Description:**

This bill creates the Adoption Agency Fees Task Force.

**Highlighted Provisions:**

This bill:

- ▶ establishes a legislative task force to study fees associated with private adoptions;
- ▶ establishes task force membership, duties, and salaries and designates staff for the task force;
- ▶ requires the task force to prepare a report; and
- ▶ requires the task force to report its findings to the Health and Human Services Interim Committee before November 2004.

**Monies Appropriated in this Bill:**

This bill appropriates:

- ▶ \$3,500 to the Senate;
- ▶ \$3,500 to the House of Representatives; and
- ▶ \$25,000 to the Office of Legislative Research and General Counsel.

**Other Special Clauses:**

This bill is repealed on November 30, 2004.

**Uncodified Material Affected:**

ENACTS UNCODIFIED MATERIAL

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*Be it enacted by the Legislature of the state of Utah:*



Section 1. **Adoption Agency Fees Task Force -- Creation -- Membership -- Interim rules followed -- Compensation -- Staff.**

(1) There is created the Adoption Agency Fees Task Force consisting of the following members:

(a) three members of the Senate appointed by the president of the Senate, no more than two of whom may be from the same political party; and

(b) three members of the House of Representatives appointed by the speaker of the House of Representatives, no more than two of whom may be from the same political party.

(2) (a) The president of the Senate shall designate a member of the Senate appointed under Subsection (1)(a) as a cochair of the task force.

(b) The speaker of the House of Representatives shall designate a member of the House of Representatives appointed under Subsection (1)(b) as a cochair of the task force.

(3) In conducting its business, the task force shall comply with the rules of legislative interim committees.

(4) Salaries and expenses of the members of the task force shall be paid in accordance with Section 36-2-2 and Legislative Joint Rule 15.03.

(5) The Office of Legislative Research and General Counsel shall provide staff support to the task force.

Section 2. **Duties -- Interim report.**

(1) The task force shall review and make recommendations on adoption fees and costs charged by adoption agencies and attorneys in private adoptions including an accounting of:

(a) consideration paid to birth mothers in adoption situations;

(b) consideration paid to legal and other professionals in adoption situations; and

(c) Medicaid funds used to cover delivery expenses.

(2) The task force shall review and make recommendations regarding the information collected on residence of parties in private adoptions, including:

(a) the state or country the birth mother is a resident of; and

(b) the state or country of which the adoptive parent or parents are residents.

(3) A final report, including any proposed legislation shall be presented to the Health and Human Services Interim Committee before November 30, 2004.

Section 3. **Appropriation.**

59           There is appropriated from the General Fund for fiscal year 2003-04 only:  
60           (1) \$3,500 to the Senate to pay for the compensation and expenses of senators on the  
61 task force;  
62           (2) \$3,500 to the House of Representatives to pay for the compensation and expenses  
63 of representatives on the task force; and  
64           (3) \$25,000 to the Office of Legislative Research and General Counsel to pay for  
65 staffing the task force.  
66           Section 4. **Repeal date.**  
67           This bill is repealed on November 30, 2004.

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**Legislative Review Note**  
**as of 2-12-04 8:49 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

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**Fiscal Note**

Adoption Agency Fees Task Force

16-Feb-04

**Bill Number: HB0361**11:35 AM

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**State Impact**

This bill appropriates \$32,000 from the General Fund in FY 2004. The funds will be distributed \$3,500 to the Senate, \$3,500 to the House of Representatives, and \$25,000 to the Office of Legislative Research and General Counsel.

	<u>FY 2004</u>	<u>FY 2005</u>	<u>FY 2006</u>	<u>FY 2004</u>	<u>FY 2005</u>	<u>FY 2006</u>
	<u>Approp.</u>	<u>Approp.</u>	<u>Approp.</u>	<u>Revenue</u>	<u>Revenue</u>	<u>Revenue</u>
General Fund	\$32,000	\$0	\$0	\$0	\$0	\$0
<b>TOTAL</b>	<b>\$32,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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**Individual and Business Impact**

No fiscal impact.

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**Office of the Legislative Fiscal Analyst**