

## S.B. 179

### EXPEDITED APPEALS IN CHILD WELFARE CASES

SENATE FLOOR AMENDMENTS

AMENDMENT 3

FEBRUARY 18, 2004 11:41 AM

Senator **Lyle W. Hillyard** proposes the following amendments:

1. *Page 2, Lines 49 through 54:*

49           ~~[(3) In all other appeals of right, the appeal shall be taken within 30 days from the entry~~  
50 ~~of the order, decree, or judgment appealed from and the notice of appeal must be signed by~~  
51 ~~appellant's counsel, if any, or by appellant. The attorney general shall represent the state in all~~  
52 ~~appeals under this chapter.]~~

53           ~~[(4) The]~~ **(3) If the parties are present in the courtroom, the** court shall inform ~~[[the~~  
~~parties in open court at the conclusion of the proceedings~~  
54 ~~of the requirements of this section, including:]~~ **them of** :

2. *Page 3, Line 59:*

59 other parties and the appellate court informed of their whereabouts. =

**(4) If the parties are not present in the courtroom, the court shall mail a written statement containing the information provided in Subsection (4) to the parties at their last know address.**

3. *Page 3, Line 64*

*Senate Committee Amendments*  
*2-12-2004:*

64           (b) ~~[[Claims]]~~ **Until the petition on appeal is filed, claims** of ineffective assistance of counsel  
do not constitute extraordinary

4. *Page 3, Lines 70 through 71*

*Senate Committee Amendments*  
*2-12-2004:*

70 their whereabouts. =

**(7) In all other appeals of right, the appeal shall be taken within 30 days from the entry of the order, decree, or judgment appealed from and the notice of appeal must be signed by appellant's counsel, if any, or by appellant. The attorney general shall represent the state in all appeals under this chapter.**

71           ~~[(2)]~~ ~~[[-(7)]]~~ **(8)** Unless the juvenile court stays its order, the pendency of an appeal does not

5. *Page 3, Line 75*

*Senate Committee Amendments*

2-12-2004:

75            [(3)]    [~~(8)~~]    (9)    The name of the minor may not appear on the record on appeal.