



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
P.O. BOX 145115 • SALT LAKE CITY, UTAH 84114-5115 • (801) 538-1035

NOTICE OF BILL RETURNED TO THE RULES COMMITTEE

March 7, 2014

DDOB. President:

The Transportation and Public Utilities and Technology Committee has returned **2nd Sub. H.B. 256**, ADOPTION RECORDS ACCESS AMENDMENTS, by Representative J. Nielson, to the Rules Committee without recommendation with the following amendments:

1. *Page 13a, Lines 392w through 392ag*

House Floor Amendments

3-3-2014:

- 392w ~~B~~2w relinquishment under Subsection (1) or (2).
- 392x (4) (a) At the time of a birth mother's consent to adoption of a child, or
relinquishment of a
- 392y child for adoption, a person authorized by Subsection (1) or (2) to take consents or
relinquishments
- 392z shall notify the birth mother that **:**
- 392aa **(i)** adoption documents shall be made available for inspection and
copying in accordance with Subsection 78B-6-141(3), unless the birth mother declines to
permit
- 392ab identifying information to be made available for inspection and copying **;** **and**
(ii) the birth mother may decline to permit identifying information to be
made available for inspection and copying .
- 392ac (b) ~~{If}~~ **After determining that** the birth mother declines to permit
identifying information to be made available for
- 392ad inspection and copying, the person authorized by Subsection (1) or (2) to take consents or
- 392ae relinquishments shall assist the birth mother with filing a written document that states the
birth
- 392af mother's refusal in accordance with Subsection 78B-6-141(3).
- 392af1 ~~H~~→ (c) This Subsection (4) does not apply to a parent or a parent's designee who
safely

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392af2 relinquishes a newborn child pursuant to Section 62A-4a-802. ←Ĥ

392ag [~~4~~] (5) A person, authorized by Subsection (1) or (2) to take consents or relinquishments,

2. *Page 13a, Lines 392am through 393*

House Floor Amendments

3-3-2014:

392am [~~6~~] (7) A signature described in Subsection (1)(b), (1)(c), (2)(a), or (2)(b), shall be:

392an (a) notarized; or

392ao (b) witnessed by two individuals who are not members of the birth mother's or the signatory's

392ap immediate family.

(8) (a) At the beginning of the adoption process, a person authorized by a child-placing agency to take consents or relinquishments under Subsection (1)(c) or (2)(a) shall notify the birth mother that:

(i) adoption documents shall be made available for inspection and copying in accordance with Subsection 78B-6-141(3), unless the birth mother declines to permit identifying information to be made available for inspection and copying; and (ii) the birth mother may decline to permit identifying information to be made available for inspection and copying.

(b) After determining that the birth mother declines to permit identifying information to be made available for inspection and copying, the person authorized by a child-placing agency to take consents or relinquishments under Subsection (1)(c) or (2)(a) shall assist the birth mother with filing a written document that states the birth mother's refusal in accordance with Subsection 78B-6-141(3).

393 [~~Section 8.~~] Section 9. ←Ĥ Section **78B-6-141** is amended to read:

Respectfully,

Kevin T. Van Tassell
Committee Chair

Voting: --

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