

88 (18) "Licensed counselor" means a person who is licensed by the state, or another state,  
89 district, or territory of the United States as a:

90 (a) certified social worker;

91 (b) clinical social worker;

92 (c) psychologist;

93 (d) marriage and family therapist;

94 (e) ~~§~~→ [professional counselor] clinical mental health counselor ←~~§~~ ; or

95 (f) an equivalent licensed professional of another state, district, or territory of the  
96 United States.

97 (19) "Man" means a male individual, regardless of age.

98 (20) "Mature adoptee" means an adoptee who is adopted when the adoptee is an adult.

99 (21) "Office" means the Office of Vital Records and Statistics within the Department  
100 of Health operating under Title 26, Chapter 2, Utah Vital Statistics Act.

101 (22) "Parent," for purposes of Section 78B-6-119, means any person described in  
102 Subsections 78B-6-120(1)(b) through (f) from whom consent for adoption or relinquishment  
103 for adoption is required under Sections 78B-6-120 through 78B-6-122.

104 (23) "Potential birth father" means a man who:

105 (a) is identified by a birth mother as a potential biological father of the birth mother's  
106 child, but whose genetic paternity has not been established; and

107 (b) was not married to the biological mother of the child described in Subsection  
108 (23)(a) at the time of the child's conception or birth.

109 (24) "Pre-existing parent" means:

110 (a) a birth parent; or

111 (b) a person who, before an adoption decree is entered, is, due to an earlier adoption  
112 decree, legally the parent of the child being adopted.

113 (25) "Prospective adoptive parent" means a person who seeks to adopt an adoptee.

114 (26) "Relative" means:

115 (a) an adult who is a grandparent, great grandparent, aunt, great aunt, uncle, great  
116 uncle, brother-in-law, sister-in-law, stepparent, first cousin, stepsibling, sibling of a child, or  
117 first cousin of the child's parent; and

118 (b) in the case of a child defined as an "Indian" under the Indian Child Welfare Act, 25

212 ~~personal records check; or~~ an adoption service provider ~~H→~~ **or an attorney representing a**  
 212a **prospective adoptive parent** ~~←H~~ shall submit fingerprints from the  
 213 prospective adoptive ~~H→~~ **[parents] parent** ~~←H~~ and any other adult living in the prospective home  
 213a to the Criminal  
 214 and Technical Services Division of Public Safety for ~~H→~~ **[a regional or]** ~~←H~~ a regional and  
 214a nationwide  
 215 background check ~~H→~~ **[, based upon the requirements of the court]** , or to the Office of Licensing  
 215a **within the Department of Human Services for a background check in accordance**  
 215b **with 62A-2-120** ~~←H~~ .

216 ~~[(B) complete a criminal records check, if available, for each state and country where~~  
 217 ~~the prospective adoptive parent and any adult living in the prospective adoptive home resided~~  
 218 ~~during the five years immediately preceding the day on which the adoption petition is to be~~  
 219 ~~finalized;]~~

220 (b) a report containing all information regarding reports and investigations of child  
 221 abuse, neglect, and dependency, with respect to each prospective adoptive parent and any other  
 222 adult living in the prospective home, obtained no earlier than 18 months immediately preceding  
 223 the day on which the child is placed in the prospective home, pursuant to waivers executed by  
 224 each prospective adoptive parent and any other adult living in the prospective home, that:

225 (i) if the prospective adoptive parent or the adult living in the prospective adoptive  
 226 parent's home is a resident of Utah, is prepared by the Department of Human Services from the  
 227 records of the Department of Human Services; or

228 (ii) if the prospective adoptive parent or the adult living in the prospective adoptive  
 229 parent's home is not a resident of Utah, prepared by the Department of Human Services, or a  
 230 similar agency in another state, district, or territory of the United States, where each  
 231 prospective adoptive parent and any other adult living in the prospective home resided in the  
 232 five years immediately preceding the day on which the child is placed in the prospective  
 233 adoptive home;

234 (c) in accordance with Subsection (6), ~~[an evaluation]~~ a home study conducted by an  
 235 adoption service provider that is:

236 (i) an expert in family relations approved by the court;

237 (ii) a certified social worker;

238 (iii) a clinical social worker;

239 (iv) a marriage and family therapist;

240 (v) a psychologist;

241 (vi) a social service worker, if supervised by a certified or clinical social worker; ~~[or]~~

242 (vii) a ~~S→~~ **[professional counselor] clinical mental health counselor** ~~←S~~ ; ~~[and]~~ or