

121 (a) receiving, accepting, or providing custody or care for a child, temporarily or
 122 permanently, for the purpose of finding a person to adopt the child; or

123 (b) placing a child, temporarily or permanently, in a home for adoption or substitute
 124 care.

125 (2) "Child placing agency" means an individual, agency, firm, corporation, association,
 126 or group children's home that engages in child placing.

127 (3) "High needs child" means a child:

128 (a) with an attachment or trauma-related disorder;

129 (b) who suffered from prenatal exposure to alcohol or drugs;

130 (c) who is the subject of an intercountry adoption;

131 (d) who was previously adopted; or

132 (e) who is in foster care.

133 Section 3. Section **62A-4A-609** is enacted to read:

134 **62A-4A-609. Preplacement disclosure and training before high needs child**
 135 **adoption.**

136 Before referring a high needs child for adoption or entering into a contract to provide
 137 adoption services to a prospective adoptive parent of a high needs child, the child placing
 138 agency shall ensure that the prospective adoptive parent receives:

139 (1) at a minimum, ~~H~~→ to the extent available, ←~~H~~ the following information:

140 (a) a social history of the high needs child to be adopted, including:

141 (i) a history of the high needs child's cultural, racial, religious, ethnic, linguistic, and
 142 educational background; and

143 (ii) any conditions in the high needs child's country of origin, if applicable, to which
 144 the child may have been exposed and that may have an impact on the child's physical or mental
 145 health; and

146 (b) a record, if available, of the high needs child's:

147 (i) physical health, mental health, behavioral issues, or exposure to trauma, including
 148 whether the child placing agency knows or suspects that the high needs child has been exposed
 149 to alcohol or drugs in utero; and

150 (ii) history of institutionalization or previous adoptive or foster placements and, if
 151 applicable, the reason a previous placement was terminated; and

152 (2) at a minimum, training on the following issues:

153 (a) the impact leaving familiar ties and surroundings may have on a high needs child,
154 and the grief, loss, and identity issues that a high needs child may experience in adoption;

155 (b) the potential impact of an institutional setting on a high needs child;

156 (c) attachment disorders, trauma-related disorders, fetal alcohol spectrum disorders,
157 and other emotional problems that a high needs child may suffer, particularly when the high
158 needs child has been institutionalized, traumatized, or cared for by multiple caregivers;

159 (d) the general characteristics of a successful adoption placement, including
160 information on the financial resources, time, and insurance coverage necessary for handling the
161 adoptive family's and the high needs child's adjustment following placement;

162 (e) the medical, therapeutic, and educational needs a high needs child may require,
163 including language acquisition training;

164 (f) how to access post-placement and post-adoption services that may assist the family
165 to respond effectively to adjustment, behavioral, and other difficulties that may arise after the
166 high needs child is placed or adopted;

167 (g) issues that may lead to the disruption of an adoptive placement or the dissolution of
168 an adoption, including how an adoptive parent may access resources to avoid disruption or
169 dissolution;

170 (h) the long-term implications for a family that becomes multicultural through
171 adoption; ~~and~~ [and] ~~and~~

172 (i) for a prospective adoptive parent who is seeking to adopt two or more unrelated
173 children, the differing needs of children based on their respective ages, backgrounds, length of
174 time outside of family care, and the time management requirements and other challenges that
175 may be presented in a multi-child adoption ~~and~~ [and] ; and

175a (j) **the prohibition against an unregulated custody transfer of a child.** ~~and~~

176 Section 4. Section **62A-4A-711** is enacted to read:

177 **62A-4A-711. Penalty.**

178 An individual or entity that knowingly engages in an unregulated custody transfer, as
179 defined in Subsection 78A-6-105(48), is guilty of a class B misdemeanor.

180 Section 5. Section **78A-6-105** is amended to read:

181 **78A-6-105. Definitions.**

182 As used in this chapter: