

150 guardian of the child;

151 (c) a concise statement of facts, separately stated, to support the conclusion that the
152 child upon whose behalf the petition is being brought is abused, neglected, or dependent; and

153 (d) a statement regarding whether the child is in protective custody, and if so, the date
154 and precise time the child was taken into protective custody.

155 (5) If a petition is filed under this section, and a petition for termination of parental
156 rights is filed under Section 78A-6-504 before a dispositional hearing, a party may request a
157 hearing on whether reunification services are appropriate in accordance with the factors
158 described in ~~Ĥ~~→ [Subsection 78A-6-312(23)] Subsections 78A-6-312(21) and (23) ←Ĥ .

159 Section 3. Section **78A-6-306** is amended to read:

160 **78A-6-306. Shelter hearing.**

161 (1) A shelter hearing shall be held within 72 hours excluding weekends and holidays
162 after any one or all of the following occur:

163 (a) removal of the child from the child's home by the division;

164 (b) placement of the child in the protective custody of the division;

165 (c) emergency placement under Subsection 62A-4a-202.1(4);

166 (d) as an alternative to removal of the child, a parent enters a domestic violence shelter
167 at the request of the division; or

168 (e) a "Motion for Expedited Placement in Temporary Custody" is filed under
169 Subsection 78A-6-106(4).

170 (2) If one of the circumstances described in Subsections (1)(a) through (e) occurs, the
171 division shall issue a notice that contains all of the following:

172 (a) the name and address of the person to whom the notice is directed;

173 (b) the date, time, and place of the shelter hearing;

174 (c) the name of the child on whose behalf a petition is being brought;

175 (d) a concise statement regarding:

176 (i) the reasons for removal or other action of the division under Subsection (1); and

177 (ii) the allegations and code sections under which the proceeding has been instituted;

178 (e) a statement that the parent or guardian to whom notice is given, and the child, are
179 entitled to have an attorney present at the shelter hearing, and that if the parent or guardian is

180 indigent and cannot afford an attorney, and desires to be represented by an attorney, one will be