

**1st Sub. S.B. 170**  
**INDIGENT DEFENSE AMENDMENTS**

Senator **Todd Weiler** proposes the following amendments:

*1. Page 6, Lines 160 through 173:*

- 160 (1) A court shall advise the following of the individual's right to counsel when the  
161 individual first appears before the court:
- 162 (a) an adult charged with a criminal offense the penalty for which includes the  
163 possibility of incarceration regardless of whether actually imposed;
- 164 (b) a parent or legal guardian facing [~~any~~] an action initiated by the state under:
- 165 (i) Title 78A, Chapter 6, Part 3, Abuse, Neglect, and Dependency Proceedings;
- 166 (ii) Title 78A, Chapter 6, Part 5, Termination of Parental Rights Act; or
- 167 (iii) Title 78A, Chapter 6, Part 10, Adult Offenses; [~~or~~]
- 168 [~~(iv) Section 78B-6-112; or~~]
- 169 (c) a parent or legal guardian facing an action initiated by {~~a private~~} any party under:
- 170 (i) Title 78A, Chapter 6, Part 5, Termination of Parental Rights Act; or
- 171 (ii) Section 78B-6-112; or
- 172 [~~(c)~~] (d) an individual described in this Subsection (1), who is appealing [~~a first appeal~~  
173 ~~from~~] a conviction or other final court action.