

Senator Wayne A. Harper proposes the following substitute bill:

**PARENTAL DEFENSE AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Wayne A. Harper**

House Sponsor: Cheryl K. Acton

---

---

**LONG TITLE**

**General Description:**

This bill modifies provisions relating to parental representation in a child welfare case.

**Highlighted Provisions:**

This bill:

- ▶ modifies definitions and terminology referring to "parental defense";
- ▶ changes the name of the "Child Welfare Parental Defense Program" to the "Child Welfare Parental Representation Program";
- ▶ changes the name of the "Child Welfare Parental Defense Fund" to the "Child Welfare Parental Representation Fund";
- ▶ repeals provisions requiring the Utah Indigent Defense Commission to make administrative rules regarding the Child Welfare Parental Representation Fund; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2022:

- ▶ to Governor's Office -- Indigent Defense Commission -- Child Welfare Parental Representation Program, as an ongoing appropriation:
  - from General Fund, \$9,000.

**Other Special Clauses:**



26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **78B-22-102**, as last amended by Laws of Utah 2020, Chapters 371, 392, and 395

30 **78B-22-402**, as last amended by Laws of Utah 2020, Chapters 352, 371, 373, 392, 395  
31 and last amended by Coordination Clause, Laws of Utah 2020, Chapter 395

32 **78B-22-404**, as last amended by Laws of Utah 2020, Chapters 371, 392, and 395

33 **78B-22-406**, as last amended by Laws of Utah 2020, Chapters 371, 392, and 395

34 **78B-22-452**, as enacted by Laws of Utah 2020, Chapters 371, 392, 395 and last  
35 amended by Coordination Clause, Laws of Utah 2020, Chapters 392, and 395

36 **78B-22-453**, as renumbered and amended by Laws of Utah 2020, Chapters 371, 392,  
37 395 and last amended by Coordination Clause, Laws of Utah 2020, Chapters 392,  
38 and 395

39 **78B-22-801**, as enacted by Laws of Utah 2020, Chapter 395

40 **78B-22-802**, as renumbered and amended by Laws of Utah 2020, Chapter 395

41 **78B-22-803**, as renumbered and amended by Laws of Utah 2020, Chapter 395 and last  
42 amended by Coordination Clause, Laws of Utah 2020, Chapter 395

43 **78B-22-804**, as renumbered and amended by Laws of Utah 2020, Chapter 395



45 *Be it enacted by the Legislature of the state of Utah:*

46 Section 1. Section **78B-22-102** is amended to read:

47 **78B-22-102. Definitions.**

48 As used in this chapter:

49 (1) "Account" means the Indigent Defense Resources Restricted Account created in  
50 Section **78B-22-405**.

51 (2) "Board" means the Indigent Defense Funds Board created in Section **78B-22-501**.

52 (3) "Commission" means the Utah Indigent Defense Commission created in Section  
53 **78B-22-401**.

54 (4) "Child welfare case" means a proceeding under Title 78A, Chapter 6, Part 3,  
55 Abuse, Neglect, and Dependency Proceedings, or Part 5, Termination of Parental Rights Act.

56 [~~(4)~~] (5) "Director" means the director of the Office of Indigent Defense Services,

57 created in Section 78B-22-451, who is appointed in accordance with Section 78B-22-453.

58 ~~[(5)]~~ (6) (a) "Indigent defense resources" means the resources necessary to provide an  
59 effective defense for an indigent individual, including the costs for a competent investigator,  
60 expert witness, scientific or medical testing, transcripts, and printing briefs.

61 (b) "Indigent defense resources" does not include an indigent defense service provider.

62 ~~[(6)]~~ (7) "Indigent defense service provider" means an attorney or entity appointed to  
63 represent an indigent individual pursuant to:

64 (a) a contract with an indigent defense system to provide indigent defense services; or

65 (b) an order issued by the court under Subsection 78B-22-203(2)(a).

66 ~~[(7)]~~ (8) "Indigent defense services" means:

67 (a) the representation of an indigent individual by an indigent defense service provider;

68 and

69 (b) the provision of indigent defense resources for an indigent individual.

70 ~~[(8)]~~ (9) "Indigent defense system" means:

71 (a) a city or town that is responsible for providing indigent defense services;

72 (b) a county that is responsible for providing indigent defense services in the district  
73 court, juvenile court, and the county's justice courts; or

74 (c) an interlocal entity, created pursuant to Title 11, Chapter 13, Interlocal Cooperation  
75 Act, that is responsible for providing indigent defense services according to the terms of an  
76 agreement between a county, city, or town.

77 ~~[(9)]~~ (10) "Indigent individual" means:

78 (a) a minor who is:

79 (i) arrested and admitted into detention for an offense under Section 78A-6-103;

80 (ii) charged by petition or information in the juvenile or district court; or

81 (iii) described in this Subsection (9)(a), who is appealing an adjudication or other final  
82 court action; and

83 (b) an individual listed in Subsection 78B-22-201(1) who is found indigent pursuant to  
84 Section 78B-22-202.

85 ~~[(10)]~~ (11) "Minor" means the same as that term is defined in Section 78A-6-105.

86 ~~[(11)]~~ (12) "Office" means the Office of Indigent Defense Services created in Section  
87 78B-22-451.

88            [(12)] (13) "Participating county" means a county that complies with this chapter for  
89 participation in the Indigent Aggravated Murder Defense Trust Fund as provided in Sections  
90 78B-22-702 and 78B-22-703.

91            Section 2. Section 78B-22-402 is amended to read:

92            **78B-22-402. Commission members -- Member qualifications -- Terms -- Vacancy.**

93            (1) (a) The commission is composed of 15 members.

94            (b) The governor, with the advice and consent of the Senate, and in accordance with  
95 Title 63G, Chapter 24, Part 2, Vacancies, shall appoint the following 11 members:

96            (i) two practicing criminal defense attorneys recommended by the Utah Association of  
97 Criminal Defense Lawyers;

98            (ii) one attorney practicing in juvenile delinquency defense recommended by the Utah  
99 Association of Criminal Defense Lawyers;

100            (iii) one attorney [~~practicing in the area of parental defense~~] who represents parents in  
101 child welfare cases, recommended by an entity funded under the Child Welfare Parental  
102 [~~Defense~~] Representation Program created in Section 78B-22-802;

103            (iv) one attorney representing minority interests recommended by the Utah Minority  
104 Bar Association;

105            (v) one member recommended by the Utah Association of Counties from a county of  
106 the first or second class;

107            (vi) one member recommended by the Utah Association of Counties from a county of  
108 the third through sixth class;

109            (vii) a director of a county public defender organization recommended by the Utah  
110 Association of Criminal Defense Lawyers;

111            (viii) two members recommended by the Utah League of Cities and Towns from its  
112 membership; and

113            (ix) one retired judge recommended by the Judicial Council.

114            (c) The speaker of the House of Representatives and the president of the Senate shall  
115 appoint two members of the Utah Legislature, one from the House of Representatives and one  
116 from the Senate.

117            (d) The Judicial Council shall appoint a member from the Administrative Office of the  
118 Courts.

119 (e) The executive director of the State Commission on Criminal and Juvenile Justice or  
120 the executive director's designee is a member of the commission.

121 (2) A member appointed by the governor shall serve a four-year term, except as  
122 provided in Subsection (3).

123 (3) The governor shall stagger the initial terms of appointees so that approximately half  
124 of the members appointed by the governor are appointed every two years.

125 (4) A member appointed to the commission shall have significant experience in  
126 indigent criminal defense, ~~[parental defense]~~ representing parents in child welfare cases, or in  
127 juvenile defense in delinquency proceedings or have otherwise demonstrated a strong  
128 commitment to providing effective representation in indigent defense services.

129 (5) An individual who is currently employed solely as a criminal prosecuting attorney  
130 may not serve as a member of the commission.

131 (6) A commission member shall hold office until the member's successor is appointed.

132 (7) The commission may remove a member for incompetence, dereliction of duty,  
133 malfeasance, misfeasance, or nonfeasance in office, or for any other good cause.

134 (8) If a vacancy occurs in the membership for any reason, a replacement shall be  
135 appointed for the remaining unexpired term in the same manner as the original appointment.

136 (9) (a) The commission shall elect annually a chair from the commission's membership  
137 to serve a one-year term.

138 (b) A commission member may not serve as chair of the commission for more than  
139 three consecutive terms.

140 (10) A member may not receive compensation or benefits for the member's service, but  
141 may receive per diem and travel expenses in accordance with:

142 (a) Section [63A-3-106](#);

143 (b) Section [63A-3-107](#); and

144 (c) rules made by the Division of Finance in accordance with Sections [63A-3-106](#) and  
145 [63A-3-107](#).

146 (11) (a) A majority of the members of the commission constitutes a quorum.

147 (b) If a quorum is present, the action of a majority of the voting members present  
148 constitutes the action of the commission.

149 (c) A member shall comply with the conflict of interest provisions described in Title

150 63G, Chapter 24, Part 3, Conflicts of Interest.

151 Section 3. Section **78B-22-404** is amended to read:

152 **78B-22-404. Powers and duties of the commission.**

153 (1) The commission shall:

154 (a) adopt core principles for an indigent defense system to ensure the effective  
155 representation of indigent individuals consistent with the requirements of the United States  
156 Constitution, the Utah Constitution, and the Utah Code, which principles at a minimum shall  
157 address the following:

158 (i) an indigent defense system shall ensure that in providing indigent defense services:

159 (A) an indigent individual receives conflict-free indigent defense services; and

160 (B) there is a separate contract for each type of indigent defense service; and

161 (ii) an indigent defense system shall ensure an indigent defense service provider has:

162 (A) the ability to exercise independent judgment without fear of retaliation and is free  
163 to represent an indigent individual based on the indigent defense service provider's own  
164 independent judgment;

165 (B) adequate access to indigent defense resources;

166 (C) the ability to provide representation to accused individuals in criminal cases at the  
167 critical stages of proceedings, and at all stages to indigent individuals in juvenile delinquency  
168 and child welfare proceedings;

169 (D) a workload that allows for sufficient time to meet with clients, investigate cases,  
170 file appropriate documents with the courts, and otherwise provide effective assistance of  
171 counsel to each client;

172 (E) adequate compensation without financial disincentives;

173 (F) appropriate experience or training in the area for which the indigent defense service  
174 provider is representing indigent individuals;

175 (G) compensation for legal training and education in the areas of the law relevant to the  
176 types of cases for which the indigent defense service provider is representing indigent  
177 individuals; and

178 (H) the ability to meet the obligations of the Utah Rules of Professional Conduct,  
179 including expectations on client communications and managing conflicts of interest;

180 (b) encourage and aid indigent defense systems in the state in the regionalization of

181 indigent defense services to provide for effective and efficient representation to the indigent  
182 individuals;

183 (c) emphasize the importance of ensuring constitutionally effective indigent defense  
184 services;

185 (d) encourage members of the judiciary to provide input regarding the delivery of  
186 indigent defense services; and

187 (e) oversee individuals and entities involved in providing indigent defense services.

188 (2) The commission may:

189 (a) make rules in accordance with Title 63G, Chapter 3, Utah Administrative  
190 Rulemaking Act, to carry out the commission's duties under this part;

191 (b) assign duties related to indigent defense services to the office to assist the  
192 commission with the commission's statutory duties;

193 (c) request supplemental appropriations from the Legislature to address a deficit in the  
194 Indigent Inmate Trust Fund created in Section [78B-22-455](#); and

195 (d) request supplemental appropriations from the Legislature to address a deficit in the  
196 Child Welfare Parental [~~Defense~~] Representation Fund created in Section [78B-22-804](#).

197 Section 4. Section **78B-22-406** is amended to read:

198 **78B-22-406. Indigent defense services grant program.**

199 (1) The commission may award grants:

200 (a) to supplement local spending by an indigent defense system for indigent defense  
201 services; and

202 (b) for contracts to provide indigent defense services for appeals from juvenile court  
203 proceedings in a county of the third, fourth, fifth, or sixth class.

204 (2) The commission may use grant money:

205 (a) to assist an indigent defense system to provide indigent defense services that meet  
206 the commission's core principles for the effective representation of indigent individuals;

207 (b) to establish and maintain local indigent defense data collection systems;

208 (c) to provide indigent defense services in addition to indigent defense services that are  
209 currently being provided by an indigent defense system;

210 (d) to provide training and continuing legal education for indigent defense service  
211 providers;

212 (e) to assist indigent defense systems with appeals from juvenile court proceedings;

213 (f) to pay for indigent defense resources and costs and expenses for parental [defense]  
214 representation attorneys as described in Subsection 78B-22-804(2); and

215 (g) to reimburse an indigent defense system for the cost of providing indigent defense  
216 services in an action initiated by a private party under Title 78A, Chapter 6, Part 5, Termination  
217 of Parental Rights, if the indigent defense system has complied with the commission's policies  
218 and procedures for reimbursement.

219 (3) To receive a grant from the commission, an indigent defense system shall  
220 demonstrate to the commission's satisfaction that:

221 (a) the indigent defense system has incurred or reasonably anticipates incurring  
222 expenses for indigent defense services that are in addition to the indigent defense system's  
223 average annual spending on indigent defense services in the three fiscal years immediately  
224 preceding the grant application; and

225 (b) a grant from the commission is necessary for the indigent defense system to meet  
226 the commission's core principles for the effective representation of indigent individuals.

227 (4) The commission may revoke a grant if an indigent defense system fails to meet  
228 requirements of the grant or any of the commission's core principles for the effective  
229 representation of indigent individuals.

230 Section 5. Section 78B-22-452 is amended to read:

231 **78B-22-452. Duties of the office.**

232 (1) The office shall:

233 (a) establish an annual budget for the office for the Indigent Defense Resources  
234 Restricted Account created in Section 78B-22-405;

235 (b) assist the commission in performing the commission's statutory duties described in  
236 this chapter;

237 (c) identify and collect data that is necessary for the commission to:

238 (i) aid, oversee, and review compliance by indigent defense systems with the  
239 commission's core principles for the effective representation of indigent individuals; and

240 (ii) provide reports regarding the operation of the commission and the provision of  
241 indigent defense services by indigent defense systems in the state;

242 (d) assist indigent defense systems by reviewing contracts and other agreements, to



243 ensure compliance with the commission's core principles for effective representation of  
244 indigent individuals;

245 (e) establish procedures for the receipt and acceptance of complaints regarding the  
246 provision of indigent defense services in the state;

247 (f) establish procedures to award grants to indigent defense systems under Section  
248 78B-22-406 that are consistent with the commission's core principles;

249 (g) create and enter into contracts consistent with Section 78B-22-454 to provide  
250 indigent defense services for an indigent defense inmate who:

251 (i) is incarcerated in a state prison located in a county of the third, fourth, fifth, or sixth  
252 class as ~~[defined]~~ classified in Section 17-50-501;

253 (ii) is charged with having committed a crime within that state prison; and

254 (iii) has been appointed counsel in accordance with Section 78B-22-203;

255 (h) assist the commission in developing and reviewing advisory caseload guidelines  
256 and procedures;

257 (i) investigate, audit, and review the provision of indigent defense services to ensure  
258 compliance with the commission's core principles for the effective representation of indigent  
259 individuals;

260 (j) administer the Child Welfare Parental ~~[Defense]~~ Representation Program in  
261 accordance with Part 8, Child Welfare Parental ~~[Defense]~~ Representation Program;

262 (k) annually report to the governor, Legislature, Judiciary Interim Committee, and  
263 Judicial Council, regarding:

264 (i) the operations of the commission;

265 (ii) the operations of the indigent defense systems in the state; and

266 (iii) compliance with the commission's core principles by indigent defense systems  
267 receiving grants from the commission;

268 (l) submit recommendations to the commission for improving indigent defense services  
269 in the state;

270 (m) publish an annual report on the commission's website; and

271 (n) perform all other duties assigned by the commission related to indigent defense  
272 services.

273 (2) The office may enter into contracts and accept, allocate, and administer funds and

274 grants from any public or private person to accomplish the duties of the office.

275 (3) Any contract entered into under this part shall require that indigent defense services  
276 are provided in a manner consistent with the commission's core principles implemented under  
277 Section 78B-22-404.

278 Section 6. Section 78B-22-453 is amended to read:

279 **78B-22-453. Director -- Qualifications -- Staff.**

280 (1) The executive director of the State Commission on Criminal and Juvenile Justice  
281 shall appoint a director to carry out the duties of the office described in Section 78B-22-452.

282 (2) The director shall be an active member of the Utah State Bar with an appropriate  
283 background and experience to serve as the full-time director.

284 (3) The director shall hire staff as necessary to carry out the duties of the office as  
285 described in Section 78B-22-452, including:

286 (a) one individual who is an active member of the Utah State Bar to serve as a full-time  
287 assistant director; and

288 (b) one individual with data collection and analysis skills.

289 (4) When appointing the director of the office under Subsection (1), the executive  
290 director of the State Commission on Criminal and Juvenile Justice shall give preference to an  
291 individual with experience in adult criminal defense, representing parents in child welfare  
292 ~~[parental defense] cases~~, or in juvenile delinquency defense.

293 (5) When hiring the assistant director, the director shall give preference to an  
294 individual with experience in adult criminal defense, representing parents in child welfare  
295 ~~[parental defense] cases~~, or in juvenile delinquency defense.

296 Section 7. Section 78B-22-801 is amended to read:

297 **Part 8. Child Welfare Parental Representation Program**

298 **78B-22-801. Definitions.**

299 As used in this part:

300 ~~[(1) "Child welfare case" means a proceeding under Title 78A, Chapter 6, Part 3,~~  
301 ~~Abuse, Neglect, and Dependency Proceedings, or Part 5, Termination of Parental Rights Act.]~~

302 [(2)] (1) "Contracted parental ~~[defense]~~ representation attorney" means an attorney who  
303 represents an indigent individual who is a parent in a child welfare case under a contract with  
304 the office or a contributing county.

305            [(3)] (2) "Contributing county" means a county that complies with this part for  
306 participation in the [~~Child Welfare Parental Defense Fund~~] fund described in Section  
307 78B-22-804.

308            [(4)] (3) "Fund" means the Child Welfare Parental [~~Defense~~] Representation Fund  
309 created in Section 78B-22-804.

310            [(5)] (4) "Program" means the Child Welfare Parental [~~Defense~~] Representation  
311 Program created in Section 78B-22-802.

312            Section 8. Section 78B-22-802 is amended to read:

313            **78B-22-802. Child Welfare Parental Representation Program -- Creation --**  
314 **Duties -- Annual report -- Budget.**

315            (1) There is created within the office the Child Welfare Parental [~~Defense~~]  
316 Representation Program.

317            (2) (a) The office shall:

318            (i) administer and enforce the program in accordance with this part;

319            (ii) manage the operation and budget of the program;

320            (iii) develop and provide educational and training programs for contracted parental  
321 [~~defense~~] representation attorneys; and

322            (iv) provide information and advice to assist a contracted parental [~~defense~~]  
323 representation attorney to comply with the attorney's professional, contractual, and ethical  
324 duties.

325            (b) In administering the program, the office shall contract with:

326            (i) a person who is qualified to perform the program duties under this section; and

327            (ii) an attorney, as an independent contractor, in accordance with Section 78B-22-803.

328            (3) (a) The director shall prepare a budget of:

329            (i) the administrative expenses for the program; and

330            (ii) the amount estimated to fund needed contracts and other costs.

331            (b) On or before October 1 of each year, the director shall report to the governor and  
332 the Child Welfare Legislative Oversight Panel regarding the preceding fiscal year on the  
333 operations, activities, and goals of the program.

334            Section 9. Section 78B-22-803 is amended to read:

335            **78B-22-803. Child welfare parental representation contracts.**

336 (1) (a) The office may enter into a contract with an attorney to provide indigent defense  
337 services for a parent who is the subject of a petition alleging abuse, neglect, or dependency, and  
338 requires indigent defense services under Section 78A-6-1111.

339 (b) The office shall make payment for the representation, costs, and expenses of a  
340 contracted parental [~~defense~~] representation attorney from the [~~Child Welfare Parental Defense~~  
341 ~~Fund~~] fund in accordance with Section 78B-22-804.

342 (2) (a) Except as provided in Subsection (2)(b), a contracted parental [~~defense~~]  
343 representation attorney shall:

- 344 (i) complete a basic training course provided by the office;
- 345 (ii) provide parental [~~defense~~] representation services consistent with the commission's  
346 core principles described in Section 78B-22-404;
- 347 (iii) have experience in child welfare cases; and
- 348 (iv) participate each calendar year in continuing legal education courses providing no  
349 fewer than eight hours of instruction in child welfare law.

350 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
351 commission may, by rule, exempt from the requirements of Subsection (2)(a) an attorney who  
352 has equivalent training or adequate experience.

353 Section 10. Section 78B-22-804 is amended to read:

354 **78B-22-804. Child Welfare Parental Representation Fund -- Contracts for**  
355 **coverage by the Child Welfare Parental Representation Fund.**

356 (1) There is created an expendable special revenue fund known as the "Child Welfare  
357 Parental [~~Defense~~] Representation Fund."

358 (2) Subject to availability, the office may make distributions from the fund for the  
359 following purposes:

- 360 (a) to pay for indigent defense resources for contracted parental [~~defense~~]  
361 representation attorneys;
- 362 (b) for administrative costs of the program; and
- 363 (c) for reasonable expenses directly related to the functioning of the program, including  
364 training and travel expenses.

365 (3) The fund consists of:

- 366 (a) appropriations made to the fund by the Legislature;

367 (b) interest and earnings from the investment of fund money;

368 (c) proceeds deposited by contributing counties under this section; and

369 (d) private contributions to the fund.

370 (4) The state treasurer shall invest the money in the fund by following the procedures  
371 and requirements of Title 51, Chapter 7, State Money Management Act.

372 (5) (a) If the office anticipates a deficit in the fund during a fiscal year:

373 (i) the commission may request an appropriation from the Legislature; and

374 (ii) the Legislature may fund the anticipated deficit through appropriation.

375 (b) If the anticipated deficit is not funded by the Legislature under Subsection (5)(a),  
376 the office may request an interim assessment [~~to participating~~] from contributing counties as  
377 described in Subsection (6) to fund the anticipated deficit.

378 (6) (a) A county legislative body and the office may annually enter into a contract for  
379 the office to provide [~~parental defense attorney services~~] indigent defense services for a parent  
380 in a child welfare case in the [~~contributing~~] county out of the fund.

381 (b) [~~The~~] A contract described [~~under~~] in Subsection (6)(a) shall:

382 (i) require the contributing county described in Subsection (6)(a) to pay into the fund  
383 an amount defined by a formula established by the commission [~~by rule under Title 63G,~~  
384 ~~Chapter 3, Utah Administrative Rulemaking Act~~]; and

385 (ii) provide for revocation of the [~~agreement~~] contract for the contributing county's  
386 failure to pay [an] the assessment described in Subsection (5) on the due date established by the  
387 commission [~~by rule under Title 63G, Chapter 3, Utah Administrative Rulemaking Act~~].

388 (7) [~~(a)~~] After the first year of operation of the fund, [~~any~~] a contributing county that  
389 [~~elects~~] enters into a contract under Subsection (6) to initiate or reestablish participation in the  
390 fund[~~, or reestablish participation in the fund after participation was terminated;~~] is required to  
391 make an equity payment in the amount determined by the commission, in addition to the  
392 assessment [~~provided~~] described in Subsection (5).

393 [~~(b) The commission shall determine the amount of the equity payment described in~~  
394 ~~Subsection (7)(a) by rule established by the commission under Title 63G, Chapter 3, Utah~~  
395 ~~Administrative Rulemaking Act.~~]

396 (8) A contributing county that [~~elects to withdraw~~] withdraws from participation in the  
397 fund, or whose participation in the fund is revoked [~~due to~~] as described in Subsection (6) for

398 failure to pay the contributing county's assessment[, as described in Subsection (6), when due,]  
399 when due, shall forfeit any right to any previously paid assessment by the contributing county  
400 or coverage from the fund.

401 Section 11. **Appropriation.**

402 The following sums of money are appropriated for the fiscal year beginning July 1,  
403 2021, and ending June 30, 2022. These are additions to amounts previously appropriated for  
404 fiscal year 2022. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
405 Act, the Legislature appropriates the following sums of money from the funds or accounts  
406 indicated for the use and support of the government of the state of Utah.

407 ITEM 1

408 To Governor's Office -- Indigent Defense Commission

409 From General Fund \$9,000

410 Schedule of Programs:

411 Child Welfare Parental Representation Program \$9,000

412 The Legislature intends that:

413 (1) the appropriations under this item be used to provide additional technological  
414 support for educational and training programs developed for parental defense attorneys under  
415 Section 78B-22-802; and

416 (2) if this S.B. 90 passes and becomes law, the Division of Finance shall recognize the  
417 Child Welfare Parental Defense Program as the Child Welfare Parental Representation  
418 Program.