

1 **Rule 4-907. ~~Divorce education~~Parenting and divorce orientation courses.**

2 **Intent:**

3 To establish policies for the implementation of the ~~divorce education~~mandatory parenting
4 courses required by Utah Code Section 30-3-11.3 and the mandatory divorce orientation course
5 required by Utah Code Section 30-3-11.4.

6 **Applicability:**

7 This rule shall apply to all proceedings in which Utah Code Section 30-3-11.3, Utah Code
8 Section 30-3-11.4, or a court order requires attendance ~~at one or both courses~~.

9 **Statement of the Rule:**

10 (1) **Judicial education department.** The judicial branch education department ~~within the~~
11 ~~Administrative Office of the Courts~~ shall:

12 (1)(A) establish uniform specifications and standards for the courses;

13 (1)(B) issue a request for proposals setting forth the uniform specifications and
14 standards;

15 (1)(C) award contracts for live courses; and

16 (1)(D) produce the courses by ~~video and other~~ effective formats.

17 (2)~~(A)~~ **Attendance.** Each party required to attend ~~one or both~~a courses ~~shall~~may attend the live
18 course at any location at which it is offered or take an interactive online course. The judicial
19 branch education department may approve an equivalent alternative under exigent
20 circumstances.~~(2)(B) A party required to attend one or both courses may~~

21 ~~(watch a video of the course if:~~

22 ~~(2)(B)(i) the party lives out of state or more than 60 miles from the nearest live~~
23 ~~class;~~

24 ~~(2)(B)(ii) the party is in prison, jail or other detention facility;~~

25 ~~(2)(B)(iii) the party is an in-patient at a medical facility; or~~

26 ~~(2)(B)(iv) the party's request to watch the video is approved by the divorce~~
27 ~~education administrator.~~

28 ~~(2)(C) The party may purchase the video or watch it at any district court~~
29 ~~courthouse.~~

30 (3) Unmarried parties. Until the Council approves and implements a mandatory parenting
31 course for unmarried parties in a parentage action, an unmarried party in a parentage action
32 must attend the mandatory parenting course for married parties.

33 ~~(4)~~ **Certificate.** The course provider ~~or the custodian of the video~~ shall provide the party with a
34 certificate of completion.

35 ~~(5)~~ **Notice.** When the petition is filed, the clerk shall notify the petitioner of the course
36 requirement. The petitioner shall notify the respondent of the requirement and file a certificate of
37 service of the notice.

38 ~~(6)~~ **Fees.**

39 ~~(6)(A)~~ Any person attending a course shall present a valid form of photo identification,
40 and pay the course fee, or present a copy of an order waiving the fee or a motion to
41 waive fees that has been filed with the court. If the court determines that the party is not
42 ~~impecunious~~indigent, the court may enter judgment for the amount of the course fee.

43 ~~(6)(B)~~ The fee for attending ~~the education or taking an online parenting~~ course ~~or~~
44 ~~watching the video~~ is \$35.00, which includes \$8.00 for deposit in the Children's Legal
45 Defense Fund. The fee for attending or taking an online divorce the orientation course is
46 \$15.00 for petitioners who attend the course within 30 days of filing and for respondents
47 who attend the course within 30 days of service. Otherwise, the fee for attending or
48 taking an online divorce the orientation course, ~~taking the course online, or watching the~~
49 ~~video~~ is \$30.00, which includes \$5.00 for deposit in the Children's Legal Defense Fund.

50 (7) **Course provider.** The course provider shall ~~, within 72 hours of each course,~~ provide the
51 court with an alphabetized list of each party who completed the course on a monthly basis.

52 Effective: ~~November~~ May 1, 2024