

Working Interdisciplinary Network of Guardianship Stakeholders

August 2, 2018 Summary Minutes

Attendees: Judge James Brady, Judge Keith Kelly, Karolina Abuzyarova, Michelle Wilkes, Wendy Fayles, Robert Denton, Dustin Hammers, Joanne Bueno Sayre, TantaLisa Clayton Mary Jane Ciccarello

Excused: Judge David Connors, Nancy Sylvester, Senator Todd Weiler, Daniel Musto, James Toledo, Kent Alderman, Kaye Lynn Wotton, Nels Holmgren, Shannon Alvey

No show: Andrew Riggle, Nicholas Stiles, Nan Mendenhall, Cora Gant

Introduction: Judge Brady was presiding. Committee approved the minutes.

Elder Justice Innovation Grant Report: Karolina provided summary of the report on Phase II of the grant from October 1, 2017 until June 30, 2018. Phase I of the grant was running from June 1, 2017 until September 30, 2017. In Phase I stakeholder time contribution was estimated at \$16,987.50 for 4 months, and for Phase II stakeholder time contribution reached \$52,074.44 for 9 months. Karolina reported that classes took place in: Salt Lake City, Farmington, Price, Provo, St. George, Ogden, Vernal. Richfield class is scheduled for Aug. 20, 2018.

Challenges identified at the time of the grant: need to bridge resources made available to the judges with the daily practice and standards and court leadership buy in. Perhaps this could be accomplished by WINGS informing the policy and procedures established by the Board of District Court Judges, Judicial Council, Management Committee, etc. At a recent meeting Shane Bahr suggested having a small working group consisting of clerks, judges and staff that would serve as liaison between Court governing bodies and WINGS Committee. Perhaps WINGS Executive Committee can serve this purpose.

Among other challenges that could be regarded as opportunities for improvement are: education for clerks and attorneys. Some of the clerks of court attended bench meetings, but statewide classes need to be conducted separately for clerks. Education for the Bar is partially addressed through the Guardianship Signature Program CLEs.

Review Bench Book and Bench Card: Committee reviewed the updates prepared by Mary Jane Ciccarello. Updates were based on the 2018 legislative changes to guardianship statutes and recommendations put together by the working group consisting on American Civil Liberties Union, Disability Law Center, Utah Attorney General's Office, and AOC.

ABA Right to Visitation Legislative Fact Sheet: Mary Jane suggested for WINGS review a recent publication prepared by Erica Wood and Dari Pogach of the Commission on Law and Aging of the American Bar Association on Guardianship and the right to visitation, communication, and Interaction. Michelle Wilkes provided an example of one of the recent volunteer visitor cases, where young adult was prohibited by the guardian to see his parents for many years, and hospital staff had to "ignore" his request to see parents.

Guardianship Filing Overview: Court Services Department sends regular quarterly reports to Judge Brady on quarterly filings and every end of fiscal year on the fiscal year filings. Guardianship filings continue to increase. Judge Brady also reported that the Fourth District started assigning all judges in the district to monitor guardianship cases as suggested by Cora.

Next meetings: October 11, Dec. 20, 2018.