

Agenda Committee on Court Forms

Administrative Office of the Courts / Scott M. Matheson Courthouse
450 South State Street

April 8, 2024 / 12:00 to 1:00 p.m.
Virtual Meeting

<https://utcourts.webex.com/meet/kadent>

<p>1. Welcome</p> <ul style="list-style-type: none"> • Approval of March Minutes 	<p>Judge Chelsea Koch</p>
<p>2. Motion for Extension of Time in the Appellate Court - URAP 22</p> <p>Rule change requires addition of the length of time requested and new due date. Also added the position of other parties as is required by rule.</p>	<p>Pleasy Wayas</p>
<p>4. Motion to Remove Link Between Personal Identifying Information Forms - SB163S03</p> <p>Updated authority – the code section for removing the link for a protective order or stalking injunction is now different from that for a criminal case.</p> <ul style="list-style-type: none"> • Motion to Remove Link Between Personal Identifying Information and Dismissed Criminal Case or Denied Request for Civil Protective Order or Civil Stalking Injunction 	<p>Pleasy Wayas</p>
<p>5. Education Requirement Forms – HB 337</p> <p>The divorce education course is now called a “parenting course”. And a similar parenting course will also be required for custody cases.</p> <ul style="list-style-type: none"> • Notice of Education Requirements (two versions, one to be used by the petitioner and another for the court to use when there is future capacity for the court to issue the notice) • Motion to Waive Education Requirements • Order on Motion to Waive Education Requirements • Certificate of Readiness for Trial (Family) • Certificate of Readiness for Trial (General) • Divorce Findings of Fact and Conclusions of Law • Custody Findings of Fact and Conclusions of Law 	<p>Pleasy Wayas</p>
<p>6. Eviction forms - SB 116</p> <p>Provisions related to pets on the premises when enforcing an order of restitution.</p> <ul style="list-style-type: none"> • Order of Restitution • Request for Hearing Regarding Enforcement of Order of 	<p>Pleasy Wayas</p>

Restitution	
<p>7. Motion to Reinstate Period for Filing a Direct Appeal in Child Welfare Appeal - URAP 52</p> <p>New juvenile court form based on additions to the rule.</p>	Pleasy Wayas
<p>8. Modifying Parent-time Forms – HB 140</p> <p>Removes reference to substantial and material change to match new language in Utah Code 30-3-10.4</p> <ul style="list-style-type: none"> • Petition and Stipulation to Modify Parent-time • Findings of Fact and Conclusions of Law on Petition to Modify Parent-time 	Pleasy Wayas
<p>9. Divorce Forms –</p> <ul style="list-style-type: none"> • Memo concerning changes to divorce pleadings in OCAP and MyCase 	Pleasy Wayas
<p>10. Fee Waiver forms - SB 163</p> <p>Requires warning that it is a crime on all motions to waive fees. Also provides for different threshold for fee waiver requests for petitions to expunge.</p> <ul style="list-style-type: none"> • Motion to Waive Fees (General/Family version) • Motion to Waive Fees -Expungement • Order on Motion to Waive Fees (Appellate) • Order on Motion to Waive Fees (General) 	Pleasy Wayas
<p>12. Adoption Forms - SB 147</p> <p>The waiting period for adoption of stepchild changed from 1 year to 6 months and for other adoptions from 6 months to 3 months. Additional changes to be consistent between forms.</p> <ul style="list-style-type: none"> • Petition to Adopt a Minor Stepchild - approved • Findings of Fact and Conclusions of Law • Petition to Adopt a Minor by a Relative • Findings of Fact and Conclusions of Law on Petition to Adopt a Minor by a Relative 	Pleasy Wayas
<p>3. Name Change forms - HB234S01</p> <p>Removed reference to Department of Corrections form being attached as that is no longer required at the petition stage.</p> <ul style="list-style-type: none"> • Petition for Name or Sex Change (Adult) • Petition for Name or Sex Change (Minor) 	Pleasy Wayas

<p>11. Expungement forms - SB 163</p> <p>Requires the court to find that a certificate of eligibility is “valid” instead of “sufficient”</p> <ul style="list-style-type: none"> • Order on Petition to Expunge Records with Certificate of Eligibility • Order on Petition to Expunge Records with Special Certificate 	<p>Pleasy Wayas</p>
<p>13. Court Interpreter Program Formal Complaint Form (English & Spanish) - CJA 03-306.05</p> <p>The rule was repealed so we removed reference to the rule in the form.</p>	<p>Pleasy Wayas</p>

Meeting Dates

May 13
June 10
July 8

August 12
September 9
October 21

November 18
December 9

MINUTES
Utah Judicial Council
Committee on Court Forms
Administrative Office of the Courts

Webex video conferencing
March 11, 2024
12 - 1 pm

<u>MEMBERS PRESENT</u>	<u>MEMBERS EXCUSED</u>	<u>GUESTS</u>	<u>STAFF</u>
Amber Alleman		Katsí Peña	
Judge Brent Bartholomew	Pleasy Wayas	Amy Hernandez	
David Head			
Guy Galli			
Bret Hayman			
Judge Chelsea Koch			
Commissioner Russell Minas			
Jacqueline Morrison			
Nathanael Player			
Stewart Ralphs			
Kaden Taylor			

1. Welcome and Approval of February minutes

Judge Bartholomew motions to approve the minutes. With no opposition, the minutes are approved.

2. Presentation on Adding Community Voice to Court Administration by Katsí Peña

Katsí Peña presented on how self-represented litigants are not always heard or considered in the court. The court is working on a program that would work towards including self-represented people on its various committees. The group discussed what role a self-represented representative would play on the committee. Having representatives of the community can help us to know if our forms make sense. One way we need help is user testing.

3. Safe at Home Program changes to Protective Order forms

- Request to Give Address to Criminal Justice Agencies
 - Stewart Ralphs motions to approve. With no objections, the form is approved.
- Request for Protective Order
- Temporary Protective Order
- Protective Order
- Request for Dating Violence Protective Order
- Temporary Dating Violence Protective Order
- Dating Violence Protective Order
- Request for Sexual Violence Protective Order
- Request for Civil Stalking Injunction
- Temporary Civil Stalking Injunction
- Civil Stalking Injunction
- Verified Petition for Ex Parte Child Protective Order
- Ex Parte Child Protective Order
- Child Protective Order

David Head motions to approve all forms. With no opposition, the forms are approved.

Conclusion

Meeting ends at 1:05. Next meeting is scheduled for April 8th.