

AGENDA TOPIC

IV. New Business

BRENT HALL; CAROL VERDOIA

Brent Hall raised an issue regarding recent legislative revisions to 78A-6-1111 concerning representation of parents in juvenile court. Mr. Hall asked the committee to consider whether Rule 37(d) regarding child protective orders is in conflict with the new statute and if so, whether Rule 37(d) should be revised. Rule 37(d) states, "Counsel may be appointed by the court for an indigent respondent who is a parent, guardian or custodian of the child alleged to be abuse or threatened with abuse." Members acknowledged that a discussion is needed regarding whether child protective orders are outside the juvenile court statute and therefore, appointing counsel in a child protective order may not be precluded by the revised version of 78A-6-1111. Members agreed to add this item to the next meeting agenda to discuss the statute and rule further.

Carol Verdoia addressed an issue raised by one of the attorneys in the AG's office concerning discovery pursuant to URJP 20A(d). Rule 20A makes reference to the Rules of Civil Procedure, but the civil procedure rules have been revised to a tier system since the URJP Committee last considered the provisions of URJP 20A. Brent Hall proposed that when addressing scope, the committee add language after URJP 20A(a) stating that the limits on fact discovery should be governed by URCP 26(c)(5). Members agreed to consider the issue further and bring it back for discussion at the next meeting. Brent Hall also mentioned the need to revise URJP 2(a) to substitute the phrase "termination of parental rights" for "permanent deprivation of parental rights."

Katie Gregory announced that Joan Carroll, the committee's representative from the Juvenile Clerks of Court, will be retiring on June 30. Ms. Gregory will contact the Clerks of Court to solicit a volunteer to replace Ms. Carroll.

The next meeting was set for **August 1, 2014 from noon to 2:00 p.m.**