

PROPOSED
SENATE AMENDMENTS TO S.B. 1079
(Reference to printed bill)

1 Page 1, line 8, after "CONTINUED" strike remainder of line

2 Strike lines 9 through 29, insert "UNLESS IT IS NECESSARY FOR THE FULL, FAIR
3 AND PROPER PRESENTATION OF EVIDENCE. A CONTINUANCE OF A PROCEDURAL TIME
4 LIMIT MAY NOT BE GRANTED IF THE DELAY IS NOT IN THE BEST INTEREST OF THE
5 CHILD.

6 C. A CONTINUANCE BEYOND THIRTY DAYS SHALL BE GRANTED ONLY ON A
7 FINDING OF EXTRAORDINARY CIRCUMSTANCES. EXTRAORDINARY CIRCUMSTANCES INCLUDE
8 ACTS OR OMISSIONS THAT ARE UNFORESEEN OR UNAVOIDABLE.

9 D. A PARTY REQUESTING A CONTINUANCE OF MORE THAN THIRTY DAYS SHALL
10 FILE A MOTION FOR AN EXTENSION OF TIME SETTING FORTH THE REASONS WHY
11 EXTRAORDINARY CIRCUMSTANCES EXIST. THE MOTION SHALL BE FILED WITHIN FIVE
12 DAYS OF THE DISCOVERY OF THE EXTRAORDINARY CIRCUMSTANCE. THE COURT'S
13 FINDING OF EXTRAORDINARY CIRCUMSTANCES SHALL BE IN WRITING AND SHALL SET
14 FORTH THE FACTUAL BASIS FOR THE CONTINUANCE.

15 E. THE COURT MAY NOT EXTEND THE PROCEDURAL TIME LIMIT PRESCRIBED BY
16 SECTION 8-537 FOR A TOTAL PERIOD OF MORE THAN SIXTY DAYS UNLESS THE COURT
17 MAKES A WRITTEN FINDING THAT SUBSTANTIAL EVIDENCE EXISTS THAT THE
18 ADDITIONAL TIME IS IN THE BEST INTEREST OF THE CHILD."

19 Reletter to conform

20 Line 39, strike "PETITION IS SERVED ON ALL PARTIES" insert "INITIAL SEVERANCE
21 HEARING"

22 Page 2, line 43, strike "~~e.~~" insert "C."

23 Line 44, after the second comma, strike remainder of line

24 Strike line 45

Senate Amendments to S.B. 1079

- 1 Page 3, line 1, strike "~~after the service of the dependency petition.~~" insert
2 "Unless the court has ordered in-home intervention, the dependency
3 adjudication hearing shall be completed within ninety days after service of
4 the dependency petition."
5 Page 4, line 10, strike "TERMINATION" insert "GUARDIANSHIP"
6 Line 11, strike "MOTION TO TERMINATE IS SERVED ON ALL PARTIES" insert "INITIAL
7 GUARDIANSHIP HEARING"
8 Amend title to conform

NANCY BARTO

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