

**Bill Summary**  
1<sup>st</sup> Session of the 57<sup>th</sup> Legislature

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| <b>Bill No.:</b>    | <b>SB 774</b>       |
| <b>Version:</b>     | <b>INT</b>          |
| <b>Request No.:</b> | <b>1077</b>         |
| <b>Author:</b>      | <b>Sen. Smalley</b> |
| <b>Date:</b>        | <b>01/29/2019</b>   |

**Bill Analysis**

SB 774 changes the standard for taking a child into protective custody from reasonable suspicion to probable cause. Additionally, the court must determine whether there are facts sufficient enough to demonstrate probable cause before a child may be taken away from his or her legal guardian or before issuing a restraining order. The court must advise the parent or legal guardian of his or her right to a hearing at any time prior to disposition seeking release of the child from emergency custody.

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