

1 **Rule 14. Reception of referral; preliminary determination.**

2 (a) **Delinquency ~~C~~cases.**

3 ~~(1)~~ A law enforcement officer or any other person having knowledge of or reason  
4 to believe facts that would bring a minor within the court's jurisdiction for  
5 delinquency may refer the minor to the court by submitting a written report, on  
6 forms prescribed by the court. The report ~~must~~shall indicate whether the alleged  
7 offense is a felony, misdemeanor, infraction, or status offense. A juvenile probation  
8 officer must~~An intake officer of the probation department shall~~ make a  
9 preliminary determination, ~~with the assistance of the prosecuting attorney if~~  
10 ~~necessary~~, as to whether the minor qualifies for a nonjudicial adjustment. If the  
11 referral does not establish that the minor qualifies for a nonjudicial adjustment,  
12 the ~~intake~~probation officer ~~must~~shall forward the referral to the prosecutor.

13 (b) **Cases ~~I~~nvolving ~~N~~eglect, ~~D~~ependency, or ~~A~~abuse.** Pursuant to Utah Code, Title  
14 80, Chapter 2, Child Welfare Services, complaints and reports involving the neglect,  
15 abuse, or dependency of minors ~~must~~shall be directed to the nearest office of the Division  
16 of Child and Family Services for investigation, which agency may, with the assistance of  
17 the attorney general, file a petition with the court to initiate judicial proceedings.

18 (c) **Coordination of criminal and delinquency ~~C~~ases ~~P~~ending in ~~D~~istrict ~~C~~court and**  
19 **Juvenile ~~C~~court; notice to the court.**

20 (1) ~~Criminal and delinquency cases; Notice to the court.~~

21 ~~(A)~~ In a criminal case all parties have a continuing duty to notify the court  
22 of a delinquency case pending in juvenile court in which the defendant is a  
23 party.

24 ~~(B)~~(2) In a delinquency case all parties have a continuing duty to notify the  
25 court:

26 ~~(1)~~(A) of a criminal or delinquency case in which the respondent or  
27 the respondent's parent is a party; and

28                    ~~(ii)~~(B) of an abuse, neglect, or dependency case in which the  
29                    respondent is the subject of the petition or the respondent's parent is  
30                    a party.

31                    ~~(C)~~(3) The notice ~~must~~shall be filed with a party's initial pleading or as soon  
32                    as practicable after the party becomes aware of the other pending case. The  
33                    notice ~~must~~shall include the case caption, file number, and name of the  
34                    judge or commissioner in the other case.

35                    *Effective November 1, 2024*