

1 **Rule 6. Bond for costs on appeal.**

2 (a) Definitions. As used in this rule:

3 (1) "Government officer" means the same as that term is defined in Utah Code  
4 section 63G-2-210.

5 (2) "Government entity" means the same as that term is defined in Utah Code  
6 section 63G-2-103.

7 (b) Cost bond. Except as provided in paragraph (c), ~~Except in a criminal case,~~ at the time  
8 of filing the notice of appeal, the appellant shall file with the notice a bond for costs on  
9 appeal, ~~unless the bond is waived in writing by the adverse party, or unless an affidavit~~  
10 ~~as provided for in Utah Code Section 78A-2-302 is filed.~~ The bond shall be in the sum of  
11 at least \$300.00 or such greater amount as the trial court may order on motion of the  
12 appellee to ensure payment of costs on appeal. No separate bond for costs on appeal is  
13 required when a supersedeas bond is filed. The bond on appeal shall be with sufficient  
14 sureties and shall be conditioned to secure payment of costs if the appeal is dismissed  
15 or the judgment affirmed, or of such costs as the appellate court may award if the  
16 judgment is modified. The adverse party may except to the sufficiency of the sureties in  
17 accordance with the provisions of Rule 62, Utah Rules of Civil Procedure.

18 (c) Exceptions. An appellant is not required to post a bond for the appeal:

19 (1) in a criminal case;

20 (2) if the bond is waived in writing by the adverse party;

21 (3) if the appellant's fees are waived under the Utah Code section 78A-2-302; or

22 (4) if the appellant is a government officer or government entity.

23 Effective December 9, 2025.