

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

2 (a) **Delinquency 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 Involving Neglect, Dependency, or Abuse.** Pursuant to Utah Code, Title 80,
14 Chapter 2, Child Welfare Services, complaints and reports involving the neglect, abuse,
15 or dependency of minors ~~must~~~~shall~~ be directed to the nearest office of the Division of
16 Child and Family Services for investigation, which agency may, with the assistance of the
17 attorney general, file a petition with the court to initiate judicial proceedings.

18 (c) **Coordination of Criminal and Delinquency Cases Pending in District Court and**
19 **Juvenile 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.