

Rule 30. Citations; applicable offenses and procedures; ~~bail.~~

(a) A Upon receiving a citation issued for an offense listed~~pursuant to in~~ Utah Code section 80-6-302(1), a juvenile probation officer will make a preliminary inquiry as to the minor's eligibility for a nonjudicial adjustment in accordance with Utah Code section 80-6-303.5(4) and will offer a nonjudicial adjustment if the minor is eligible.~~shall be sufficient to invoke the jurisdiction of the juvenile court in any offense listed in that section.~~

(b) If the minor agrees to and substantially complies with the terms of the nonjudicial adjustment, the citation will be closed successfully with no further action taken by the juvenile court.~~Procedure. Whenever a citation is issued pursuant to Utah Code section 80-6-302, a copy of the citation filed with the juvenile court may be used in lieu of a petition upon which the minor may appear and admit the offense, upon which the court may make a disposition, or upon which the court may accept bail in lieu of appearance. If the minor fails to appear on a citation or fails to tender the fine as bail in cases where bail is permitted in lieu of appearance, a petition or order to show cause may be filed and further proceedings held as provided in these rules.~~

(c) If the minor declines, is not eligible for, or does not substantially comply with the nonjudicial adjustment, the citation will be referred to a prosecuting attorney to conduct an inquiry under Utah Code sections 80-6-302(8) and (9).~~Where a citation has been filed with the juvenile court for an offense, the minor cited, pursuant to Utah Code section 80-6-302, shall be allowed to post bail without further court appearance except as provided in this rule.~~

(d) If, after inquiry, the prosecuting attorney commences a formal proceeding on the citation, the minor may be permitted, in accordance with Utah Code section 80-6-302(12), to remit a fine in the amount determined pursuant to Utah Code section 75E-2-207, without a personal appearance before the juvenile court.~~The bail amount for each such offense shall be included in a written notice of bailable offenses in accordance with the bail/fine schedule approved by the Judicial Council. The bail amount may immediately be forfeited as a fine and shall be deemed a conviction of the offense charged if the notice~~

29 ~~has been given to the cited minor and the notice advises the minor and the minor's parent,~~
30 ~~guardian or custodian that payment of the fine constitutes an admission of guilt.~~

31 ~~(e) A juvenile court district may, or where required by statute shall, designate repeat~~
32 ~~offenses for which an appearance or additional bail is required.~~

33 ~~(f) In other circumstances, a minor in a detention facility may have a right to bail pursuant~~
34 ~~to Utah Code section 80-6-207.~~

35 *Effective date:*