

1 **Rule 46. Disposition hearing.**

2 (a) Disposition hearings may be separate from the hearing at which the petition is proved  
3 or may follow immediately after that portion of the hearing at which the allegations of  
4 the petition are proved. Disposition hearings shall be conducted in an informal manner  
5 to facilitate the opportunity for all participants to be heard.

6 (b) The court may receive any information that is relevant to the disposition of the case  
7 including reliable hearsay and opinions. Counsel for the parties are entitled to examine  
8 under oath the person who prepared the pre-disposition report if such person is  
9 reasonably available. The parties are entitled to compulsory process for the appearance  
10 of any person, including character witnesses, to testify at the hearing. A minor's parent  
11 or guardian may address the court regarding the disposition of the case, and may address  
12 other issues with the permission of the court.

13 (c) After the disposition hearing, the court shall enter an appropriate order. After  
14 announcing its order, the court shall advise any party who is present and not represented  
15 by counsel of the right to appeal the court's decision.

16 (d) The disposition order made and entered by the court shall be reduced to writing and  
17 a copy mailed or furnished to the minor, and to the parent, guardian or custodian of a  
18 child, or counsel for the minor and parent, guardian or custodian, if any, the prosecuting  
19 attorney, the guardian ad litem, and any agency or person affected by the court's order.  
20 The disposition order may be prepared by counsel at the direction of the court, but shall  
21 be reviewed and modified as deemed appropriate by the court prior to the court's  
22 acceptance and signing of submission.

23 (e) Disposition of a petition alleging abuse, neglect, or dependency of a child shall be  
24 conducted also in accordance with Utah Code ~~Section sections 78A-6-117, Section 78A-6-~~  
25 ~~311, and Section 78A-6-312~~ 80-3-402, 80-3-405, and 80-3-406.

26 *Effective September 1, 2021.*