

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 shall indicate whether the alleged  
7 offense is a felony, misdemeanor, infraction, or status offense. An intake officer  
8 of the probation department shall make a preliminary determination, with the  
9 assistance of the prosecuting attorney if necessary, as to whether the minor  
10 qualifies for a nonjudicial adjustment. If the referral does not establish that the  
11 minor qualifies for a nonjudicial adjustment, the intake officer shall forward the  
12 referral to the prosecutor.

13 (b) **Cases Involving Neglect, Dependency or Abuse.** Pursuant to Utah Code, [Title 80,](#)  
14 [Chapter 2, Child Welfare Services](#)~~Title 62A, Chapter 4a~~, complaints and reports  
15 involving the neglect, abuse or dependency of minors shall be directed to the nearest  
16 office of the Division of Child and Family Services for investigation, which agency may,  
17 with the assistance of the attorney general, file a petition with the court to initiate  
18 judicial proceedings.

19 (c) **Coordination of Cases Pending in District Court and Juvenile 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  
23 a party.

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

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

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

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

35 *Effective September 1, 2022*