

1 **Rule 4-110. Transfer of juvenile ~~traffic~~ cases from ~~D~~district and ~~J~~justice**
2 **~~C~~courts to the ~~J~~juvenile ~~C~~court.**

3 Intent:

4 To establish criteria and procedures for transferring juvenile ~~traffic~~ cases from the
5 district and justice courts to the juvenile court ~~for post-judgment proceedings~~.

6 Applicability:

7 This rule applies to juvenile, district and justice courts.

8 Statement of the Rule:

9 (1) The justice court may transfer a criminal matter in which the defendant is a minor
10 to the juvenile court under Section 78A-7-106.

11 ~~(1) Juvenile traffic cases may be transferred from the~~ (2) The district and justice
12 courts may transfer a traffic matter in which the defendant is a minor to the juvenile
13 court for post-judgment proceedings if:

14 (2)(A) the case has been adjudicated, either by the entry of a guilty plea or by a trial
15 on the merits; and ~~all of the following conditions exist;~~

16 ~~(2)(A) T~~ (2)(B) there is an outstanding fine or restitution obligation or a compensatory
17 service order; and

18 ~~(2)(B) R~~ (2)(C) reasonable collection efforts have been made, including the issuance
19 of an order to show cause or bench warrant; and

20 ~~(2)(C) A~~ (2)(D) an order has been issued to the State Driver's License Division
21 suspending the ~~juvenile's~~ minor's driver's license; and

22 ~~(2)(D) T~~ (2)(E) the juvenile minor is in contempt of ~~the district or justice~~ court.

23 ~~(2)(3)~~ Fine revenue generated by the juvenile court in cases transferred for post-
24 judgment proceedings ~~shall be considered is~~ state revenue.

25 ~~(3)(4)~~ Cases transferred from the district or justice court shall be accompanied by
26 an order of transfer and a mailing certificate verifying that a copy of the order was
27 mailed to the juvenile minor and, where available, to the juvenile's minor's parent,
28 guardian or custodian.

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