

1 **Rule 5. Definitions.**

2 Terms in these rules have the same definitions as provided in Section 62A-7-101
3 and Section 78-3a-103 unless a different definition is given here. As used in these rules:

4 (a) "Abuse, neglect, and dependency" refers to proceedings under Section 78-3a-
5 301 et. seq. and 78-3a-401 et seq.

6 (b) "Adjudication" means a finding by the court, incorporated in a judgment or
7 decree, that the facts alleged in the petition have been proved.

8 (c) "Adult" means a person 18 years of age or over, except that persons 18 years or
9 over under the continuing jurisdiction of the juvenile court pursuant to Section 78-3a-121
10 shall be referred to as "minors" ~~"persons."~~

11 (d) "Arraignment" means the hearing at which a minor is informed of the allegations
12 and the minor's rights, and is given an opportunity to admit or deny the allegations.

13 (e) "Court records" means all juvenile court legal records, all juvenile court social
14 and probation records, and all other juvenile court records prepared, owned, received,
15 or maintained by the court.

16 (f) "Disposition" means any order of the court, after adjudication, pursuant to Section
17 78-3a-118.

18 (g) "Petition" means the document containing the material facts and allegations upon
19 which the court's jurisdiction is based.

20 (h) "Preliminary inquiry" means an investigation and study conducted by the
21 probation department upon the receipt of a referral to determine whether the interests of
22 the public or of the minor require that further action be taken.

23 (i) "Substantiation proceedings" means juvenile court proceedings in which an
24 individual or the Division of Child and Family Services seeks a judicial finding of a claim
25 of substantiated, unsubstantiated or without merit with regards to a DCFS finding of
26 severe child abuse or neglect for purposes of the Division's Licensing Information
27 System.

28 (j) "Ungovernability" means the condition of a minor who is beyond the control of the
29 parent/guardian, custodian or school authorities, to the extent that the minor's behavior
30 or condition endangers the minor's own welfare or the welfare of others.