

1       **Rule 4-613. Intercounty Jail prisoner transportation.**

2       Intent:

3       To establish a procedure for designating on the statewide warrants system offenses  
4       which require transportation of an individual arrested in a county other than the county  
5       from which the warrant was issued.

6       Applicability:

7       This rule shall apply to all courts.

8       ~~This rule shall apply only to the transportation of individuals arrested in a county  
9       other than the county from which the warrant was issued.~~

10      Statement of the Rule:

11      ~~(1) All offenses designated in the Uniform Fine/Bail Schedule as "mandatory  
12      appearance" shall be considered "transportable" from any location in the state for  
13      purposes of applying Utah Code Ann. § 76-3-201 regarding intercounty transportation,  
14      except that the judge shall have the option of indicating on the warrant "transport only if  
15      arrest is made 100 miles or less from initiating court," to allow the court to determine the  
16      advisability of transporting based on factors in an individual case.~~

17      ~~(2) On the statewide warrants system each "mandatory appearance" offense shall  
18      include a designation of "transportable" or "transport only if arrest is made 100 miles or  
19      less from initiating court" or "transport only if arrest is made within a number of miles  
20      from the initiating court designated by the judge" to notify law enforcement officers  
21      whether intercounty prisoner transportation shall be effected pursuant to Utah Code  
22      Ann. § 76-3-201.~~

23      ~~(3) The judge may change a "non-mandatory appearance" designation to  
24      "mandatory appearance" for purposes of applying this rule.~~

25      ~~(4) The judge may change a "mandatory appearance" designation to "non-  
26      mandatory" for purposes of applying this rule.~~

27      (1) Unless otherwise ordered by the court, warrants for the following offenses will  
28      require transportation from the county in which the defendant is arrested:

29      (1)(A) felonies;

30      (1)(B) class A misdemeanors; and

31 (1)(C) class B misdemeanors charged under Utah Code Title 76 Chapter 5  
32 (Offenses Against the Person), Title 76, Chapter 10, Part 5 (Weapons), and Title 41,  
33 Chapter 6a, Part 5 (Driving Under the Influence and Reckless Driving).

34 (2) Unless otherwise ordered by the court, warrants for the following offenses will  
35 require transportation only within the county from which the warrant originates:

36 (2)(A) class B misdemeanors not included in paragraph (1); and

37 (2)(B) class C misdemeanors.

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