

1 Rule 44. Findings and conclusions.

2 (a) If, upon the conclusion of an adjudicatory hearing, the court determines that the material
3 allegations of the petition are established, it shall announce its ruling. The findings of fact upon
4 which it bases its determination may also be announced or reserved for entry by the court in an
5 order as provided in these Rules. In cases concerning any minor who has violated any federal,
6 state, or local law or municipal ordinance, or any person under 21 years of age who has violated
7 any such law or ordinance before becoming 18 years of age, findings of fact shall not be
8 necessary. If, after such a determination, the dispositional hearing is not held immediately and
9 the minor is in detention or shelter care, the court shall determine whether the minor shall be
10 released or continued in detention, shelter care or the least restrictive alternative available.

11 (b) In certification proceedings and permanent deprivation cases, the court shall enter
12 findings of fact and conclusions of law with specific reference to each statutory requirement
13 considered, setting forth the complete basis for its determination. Such findings and conclusions
14 may be prepared by counsel at the direction of the court, but shall be reviewed and modified as
15 deemed appropriate by the court prior to ~~entry~~ the court's acceptance and signing of the
16 documents submitted by counsel.

17 (c) The court may at any time during or at the conclusion of any hearing, dismiss a petition
18 and terminate the proceedings relating to the minor if such action is in the interest of justice and
19 the welfare of the minor. The court shall dismiss any petition which has not been proven.

20 (d) After the dispositional hearing, the court shall enter an appropriate order or decree of
21 disposition.

22 (e) Adjudication of a petition alleging abuse, neglect, or dependency of a minor shall be
23 conducted also in accordance with § Utah Code Section 78-3a-308 and § Section 78-3a-309.

24 (f) Adjudication of a petition to review the removal of a child from foster care shall be
25 conducted also in accordance with § Utah Code Section 78-3a-315.