

1 **Rule 5. Definitions.**

2 Terms in these rules have the same definitions as provided in Section 62A-7-101 and
3 Sections 78A-6-105 and 78A-6-301 unless a different definition is given here. As used in these
4 rules:

5 (a) "Abuse, neglect, and dependency" refers to proceedings under Section 78A-6-302 et seq.
6 and 78A-6-501 et seq.

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

9 (c) "Adult" means a person 18 years of age or over, except that persons 18 years or over
10 under the continuing jurisdiction of the juvenile court pursuant to Section 78A-6-120 shall be
11 referred to as "minors"

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

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

17 (f) "Disposition" means any order of the court, after adjudication, pursuant to Section 78A-6-
18 117.

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

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

24 (i) "Substantiation proceedings" means juvenile court proceedings in which an individual or
25 the Division of Child and Family Services seeks a judicial finding of a claim of substantiated,

26 unsubstantiated or without merit with regards to a DCFS finding of severe child abuse or neglect
27 for purposes of the Division's Licensing Information System.

28 (j) "Ungovernability" means the condition of a ~~minor~~ child who is beyond the control of the
29 parent/guardian; or lawful custodian ~~or school authorities~~, to the extent that the ~~minor's~~ child's
30 behavior or condition endangers the ~~minor's~~ child's own welfare or the welfare of others or has
31 run away from home.

32 Effective Date: May 1, 2019