

1 **Draft October 1, 2021**

2 **Rule 55. ~~Transfer of Minors who Present a Danger in Detention~~**

3 ~~The court may order the transfer of any minor age 16 years or older held in any~~  
4 ~~detention center for minors to another place of confinement, including a jail or adult~~  
5 ~~confinement facility which is certified pursuant to Utah Code Ann. § 62A-7-201, upon a~~  
6 ~~showing that the minor's conduct or condition endangers the safety or welfare of others~~  
7 ~~in the detention center. Prior to the transfer, notice shall be given to the minor's counsel~~  
8 ~~or the minor's parent, guardian or custodian in the absence of counsel, and a hearing~~  
9 ~~shall be held concerning the proposed transfer. The minor shall be present at the~~  
10 ~~hearing except when the transfer is held under exigent circumstances or during the~~  
11 ~~non-working hours of the court. Under those circumstances, a hearing on the transfer~~  
12 ~~shall be held within 48 hours after the transfer.~~

13 Repealed.