

JUVENILE COURT BILLS IN HOUSE

Important Matters Being Considered by Judiciary Committee.

CONSTITUTIONALITY SOUGHT.

Errors in Present System Will be Rectified by Measures Now Being Considered.

Among the bills yet to be considered by the legislature of general interest to the people of the state, are the juvenile court measures now pending in the house. Representative E. C. Ashton introduced several measures the effect of which was to place the juvenile court jurisdiction of the state on a plane of constitutionality and effectiveness. The juvenile committee has had these measures under consideration for some time, and as stated in these columns Saturday two of the measures of Mr. Ashton were adopted by the committee, one was killed and a substitute decided upon. The substitute bill places the matter of handling juvenile courts in the hands of the county commissioners in the respective counties. When the matter was presented to the house, the report of the committee was adopted and the bill goes on the calendar. The provisions of the substitute bill are as follows:

Section 1. 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County commissioners of each county of the State of Utah are hereby authorized and empowered to create a juvenile court and appoint the judge and probation officers. Said judge and probation officers shall hold office for the term of two years or until their successors are appointed and qualified; provided, that any officer may be removed by the county commission at their discretion. The county commission shall have general control and supervision over juvenile court and probation officers, including the power of fixing salaries, providing courtrooms and necessary equipment and supplies. The expenses of said juvenile judge and probation officers and the cost of maintaining said court, all be paid out of the general funds of the county.

Section 2. The juvenile court shall have jurisdiction in all cases throughout the county in all cases relating to the custody of the person, production, neglect, dependency, delinquency, examination, trial and care of children under 18 years of age; provided, said court shall have no jurisdiction in cases involving the commission of a felony.

Section 3. Proceedings against delinquent children as defined in this chapter shall be commenced by a complaint or sworn statement filed with the said court, which shall in a general way state the facts or acts constituting the juvenile complaint of a delinquent. Said proceedings shall be entitled: "Proceedings against delinquent children."

Section 4. At the conclusion of the hearing, if the juvenile is adjudged to be delinquent, the court shall enter in writing, briefly and concisely, the facts found by him, stating separately and distinctly the facts constituting delinquency and the facts relating to the fitness of the parents, parent, guardian, or guardian, which findings, with the judgment rendered thereon, shall be recorded in his docket.

Section 5. An appeal may be taken from any final judgment of said court by the parents, parent, guardian, or guardian of said juvenile who has been deprived of his custody, to the district court of the county in the same manner as is now provided by law for taking appeals from judgments of the justice courts; provided, however, that notice of appeal shall be served upon the county attorney and upon the judge of the court.

Section 6. The said probation officer shall discharge the following duties:

1. He shall investigate all cases of alleged delinquency coming to his knowledge.

2. To make complaint before the court of any case of delinquency coming to his knowledge.

3. To bring before the court at the time fixed for the hearing any juvenile charged with delinquency.

4. To serve the notices herein provided to be served.

5. To make an investigation of every case pending before the court and to report to the court whenever required the result of such investigation.

6. To be present in court to represent the interest of the child when the case is heard.

7. To furnish the court information and assistance whenever required and to take charge of any child both before and after the hearing, as may be directed by the court.

8. To exercise a friendly supervision and visitation over the child in accordance with the directions of the court.

Section 7. The said probation officer shall discharge the following duties:

1. He shall investigate all cases of alleged delinquency coming to his knowledge.

2. To make complaint before the court of any case of delinquency coming to his knowledge.

3. To bring before the court at the time fixed for the hearing any juvenile charged with delinquency.

4. To serve the notices herein provided to be served.

5. To make an investigation of every case pending before the court and to report to the court whenever required the result of such investigation.

6. To be present in court to represent the interest of the child when the case is heard.

7. To furnish the court information and assistance whenever required and to take charge of any child both before and after the hearing, as may be directed by the court.

8. To exercise a friendly supervision and visitation over the child in accordance with the directions of the court.

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according to the directions of the court.

Section 8. The juvenile court shall have jurisdiction in all cases throughout the county in all cases relating to the custody of the person, production, neglect, dependency, delinquency, examination, trial and care of children under 18 years of age; provided, said court shall have no jurisdiction in cases involving the commission of a felony.

Section 9. Proceedings against delinquent children as defined in this chapter shall be commenced by a complaint or sworn statement filed with the said court, which shall in a general way state the facts or acts constituting the juvenile complaint of a delinquent. Said proceedings shall be entitled: "Proceedings against delinquent children."

Section 10. At the conclusion of the hearing, if the juvenile is adjudged to be delinquent, the court shall enter in writing, briefly and concisely, the facts found by him, stating separately and distinctly the facts constituting delinquency and the facts relating to the fitness of the parents, parent, guardian, or guardian, which findings, with the judgment rendered thereon, shall be recorded in his docket.

Section 11. An appeal may be taken from any final judgment of said court by the parents, parent, guardian, or guardian of said juvenile who has been deprived of his custody, to the district court of the county in the same manner as is now provided by law for taking appeals from judgments of the justice courts; provided, however, that notice of appeal shall be served upon the county attorney and upon the judge of the court.

Section 12. The said probation officer shall discharge the following duties:

1. He shall investigate all cases of alleged delinquency coming to his knowledge.

2. To make complaint before the court of any case of delinquency coming to his knowledge.

3. To bring before the court at the time fixed for the hearing any juvenile charged with delinquency.

4. To serve the notices herein provided to be served.

5. To make an investigation of every case pending before the court and to report to the court whenever required the result of such investigation.

6. To be present in court to represent the interest of the child when the case is heard.

7. To furnish the court information and assistance whenever required and to take charge of any child both before and after the hearing, as may be directed by the court.

8. To exercise a friendly supervision and visitation over the child in accordance with the directions of the court.

Section 13. The said probation officer shall discharge the following duties:

1. He shall investigate all cases of alleged delinquency coming to his knowledge.

2. To make complaint before the court of any case of delinquency coming