

CAMPAIGN FOR

YOUTH  JUSTICE

BECAUSE THE CONSEQUENCES AREN'T MINOR

**Youth Prosecuted As Adults Weekly
Legislative Roundup**

January 21-25, 2019

Roundup

[AK - SB32 CRIMES; DRUGS; THEFT; JUV.; INVOL. COMMIT](#)

Last Action: REFERRED TO JUDICIARY (January 23, 2019)

Primary Sponsor: [SENATE RULES BY REQUEST OF THE GOVERNOR](#)

Summary: An Act relating to criminal law and procedure; relating to controlled substances; relating to probation; relating to sentencing; relating to reports of involuntary commitment; amending Rule 6, Alaska Rules of Criminal Procedure; and providing for an effective date.

[AZ - HB2052 juveniles; detention centers; dangerous offenses](#)

Last Action: Second read in House. (January 23, 2019)

Primary Sponsor: [Representative John Allen \(R\)](#)

Summary: [Judiciary](#)

[AZ - HB2170 juveniles; natural life sentence; repeal](#)

Primary Sponsor: [Representative Reginald Bolding, Jr. \(D\)](#)

[AZ - SB1095 juveniles; maximum sentence; commutation](#)

Last Action: Second read in Senate. (January 23, 2019)

Primary Sponsor: [Senator Heather Carter \(R\)](#)

[CT - HB5430 AN ACT CONCERNING PENALTIES FOR JUVENILE OFFENDERS.](#)

Last Action: Referred to Joint Committee on Judiciary (January 16, 2019)

Primary Sponsor: [Representative Christopher Davis \(R\)](#)

Summary: To increase penalties for juveniles found guilty of certain crimes.

[CT - HB6102 AN ACT CONCERNING THE TRANSFER OF JUVENILE FELONY OFFENDERS TO THE REGULAR CRIMINAL DOCKET.](#)

Last Action: Referred to Joint Committee on Judiciary (January 24, 2019)

Primary Sponsor: [Representative Stephanie E. Cummings \(R\)](#)

Summary: To provide the court more discretion when determining whether to transfer a case from the docket for juvenile matters to the regular criminal docket.

[CT - SB57 AN ACT CONCERNING THE JURISDICTION OF THE JUVENILE COURT.](#)

Last Action: Referred to Joint Committee on Judiciary (January 16, 2019)

Primary Sponsor: [Senator Martin M. Looney \(D\)](#)

Summary: To improve the criminal justice system.

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[CT - SB62 AN ACT CONCERNING A SPECIAL MIRANDA NOTICE FOR JUVENILE OFFENDERS.](#)

Last Action: Referred to Joint Committee on Judiciary (January 16, 2019)

Primary Sponsor: [Senator Martin M. Looney \(D\)](#)

Summary: To protect juveniles who have cases transferred to the regular criminal docket.

[CT - SB500 AN ACT CONCERNING JUVENILE COURT JURISDICTION.](#)

Last Action: Referred to Joint Committee on Judiciary (January 24, 2019)

Primary Sponsor: [Senator Kevin C. Kelly \(R\)](#)

Summary: To provide that juvenile court jurisdiction reverts back to age sixteen years or under for any person after one conviction of a felony.

[CT - SB504 AN ACT CONCERNING YOUTHFUL OFFENDERS, TREATMENT AND COMMUNITY-BASED SOLUTIONS.](#)

Last Action: Referred to Joint Committee on Judiciary (January 24, 2019)

Primary Sponsor: [Senator Leonard A. Fasano \(R\)](#)

Summary: To establish a community-based preprosecution program.

[FL - HB339 Prosecution of Juvenile Offenders](#)

Last Action: Filed (January 18, 2019)

Primary Sponsor: [Representative Ramon Alexander \(D\)](#)

Summary: Prosecution of Juvenile Offenders; Removes provisions relating to involuntary mandatory waiver of juvenile court jurisdiction; revises provisions authorizing discretionary prosecution of juveniles as adults & removes provisions requiring prosecution of juveniles as adults; specifies minimum age for indictment of juvenile charged with offense punishable by death or by life imprisonment; provides that pending competency hearing prevents transfer of juvenile to adult court until hearing is concluded & tolls specified time limits; requires that juvenile found to have committed offense punishable by death or by life imprisonment must be sentenced as juvenile, not as adult.

[FL - HB499 Youth in Solitary Confinement](#)

Last Action: Filed (January 22, 2019)

Primary Sponsor: [Representative Kamia L. Brown \(D\)](#)

Summary: Youth in Solitary Confinement; Prohibits DOC or local governmental body from subjecting youth to solitary confinement; provides exceptions; provides requirements for such confinement when used.

[FL - SB110 Youth in Solitary Confinement](#)

Last Action: Filed (November 29, 2018)

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Primary Sponsor: [Senator Perry E. Thurston, Jr. \(D\)](#)

Summary: Youth in Solitary Confinement; Creating the Youth in Solitary Confinement Reduction Act prohibiting the Department of Corrections or a local governmental body from subjecting a youth to solitary confinement except under certain circumstances; requiring that within a specified time and at specified intervals a mental health clinician evaluate face to face a youth prisoner who is subjected to emergency cell confinement; providing for an individualized suicide crisis intervention plan, if applicable; requiring sheriffs and chief correctional officers to adopt model standards relating to youth prisoners, etc.

[HI - HB218 Minors; Circuit Courts; Criminal Proceedings; Sentencing](#)

Last Action: Referred to HSH, JUD, referral sheet 2 (January 22, 2019)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Summary: Grants a circuit court, when sentencing a minor for a criminal offense, the discretion to: (1) impose a sentence that includes a period of incarceration that is as much as fifty per cent shorter than any mandatory minimum; and (2) in certain cases, decline to impose a mandatory enhanced sentence.

[HI - HB932 Abused Minors; Circuit Courts; Criminal Proceedings; Sentencing](#)

Last Action: Introduced and Pass First Reading. (January 24, 2019)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Summary: Grants a circuit court, when sentencing a minor for a criminal offense, greater discretion in sentencing if the victim of the crime for which the minor was convicted had trafficked or sexually assaulted the minor within one year before the minor committed the offense.

[IL - SB63 JUV CT-LEGAL COUNSEL PROGRAM](#)

Last Action: Referred to Assignments (January 23, 2019)

Primary Sponsor: [Senator Patricia Van Pelt \(D\)](#)

Summary: Amends the Juvenile Court Act of 1987. Provides that the Chief Judge of each judicial circuit may establish a Justice for Juveniles Program, which would require that juveniles arrested or detained for eligible offenses be represented by legal counsel throughout the entire custodial interrogation of the juvenile. Provides that if a Chief Judge establishes a Justice for Juveniles Program, any oral, written, or sign language statement of a juvenile made without the presence of legal counsel during a custodial interrogation on or after the effective date of the Program shall be inadmissible as evidence against the juvenile in a proceeding under this Act or in a proceeding under the Criminal Code of 1961 or the Criminal Code of 2012. Defines "eligible offense" and "juvenile".

[IL - SB65 JUV CT-LEGAL COUNSEL](#)

Roundup

Last Action: Referred to Assignments (January 23, 2019)

Primary Sponsor: [Senator Patricia Van Pelt \(D\)](#)

Summary: Amends the Juvenile Court Act of 1987. Provides that the Chief Judge of each judicial circuit may establish a Justice for Juveniles Program, which would require that juveniles arrested or detained for eligible offenses be represented by legal counsel throughout the entire custodial interrogation of the juvenile. Provides that if a Chief Judge establishes a Justice for Juveniles Program, any oral, written, or sign language statement of a juvenile made without the presence of legal counsel during a custodial interrogation on or after the effective date of the Program shall be inadmissible as evidence against the juvenile in a proceeding under this Act or in a proceeding under the Criminal Code of 1961 or the Criminal Code of 2012. Provides that the Justice for Juveniles Program shall be implemented in addition to the representation for minor requirements under the Juvenile Court Act of 1987. Defines "eligible offense" and "juvenile".

[IN - SB279 Waiver to adult court for attempted murder.](#)

Last Action: Senators Glick and Ford Jon added as coauthors (January 24, 2019)

Primary Sponsor: [Senator Erin Houchin \(R\)](#)

Summary: Waiver to adult court for attempted murder. Provides that the juvenile court shall waive jurisdiction if it finds that: (1) the child is charged with an act that would be murder or attempted murder if committed by an adult; (2) there is probable cause to believe that the child has committed the act; and (3) the child was at least 12 years of age when the act charged was allegedly committed; unless it would be in the best interests of the child and of the safety and welfare of the community for the child to remain within the juvenile justice

[KY - BR3 AN ACT relating to racial and ethnic community criminal justice and public safety impact statements.](#)

Last Action: Prefiled by the sponsor(s). (June 6, 2018)

Primary Sponsor: [Senator Gerald A. Neal \(D\)](#)

Summary: Create new sections of KRS Chapters 6 and 15A to make legislative findings and require racial and ethnic community criminal justice and public safety impact statements for certain legislation and administrative regulations.

[MA - SD94 An Act to prevent the imposition of mandatory minimum sentences based on juvenile adjudications](#)

[MA - SD275 An Act relative to juvenile violence](#)

[MA - SD530 An Act to promote public safety and better outcomes for young adults](#)

[MA - SD795 An Act improving juvenile justice data collection](#)

[MA - SD1427 An Act relative to juveniles accused of sex offenses](#)

[MA - SD1439 An Act relative to juvenile offenders](#)

[MA - SD2051 An Act relative to sexually violent predators](#)

[MD - HB11 Juveniles Charged as Adults - Confidentiality of Photos and Videos](#)

Notes:

Summary

This bill provides for the confidentiality of records, photographs, and videos taken of a child while a transfer determination is pending.

Last Action: Hearing 1/23 at 1:00 p.m. (January 10, 2019)

Primary Sponsor: [Delegate Charles E. Sydnor, III \(D\)](#)

Summary: Establishing that, pending a determination by a court exercising criminal jurisdiction in a case involving a child whether to transfer its jurisdiction to the juvenile court, provisions of law relating to the confidentiality of juvenile records apply to photographs or videos of a child taken by a governmental entity during the arrest or booking of the child.

[MD - SB197 Juvenile Law - Jurisdiction - Attempted Carjacking and Attempted Armed Carjacking](#)

Last Action: First Reading Judicial Proceedings (January 23, 2019)

Primary Sponsor: [Senator Robert Cassilly \(R\)](#)

Summary: Providing that the juvenile court does not have jurisdiction if a child is alleged to have committed attempted carjacking or attempted armed carjacking unless the child is under the age of 16 years or a court exercising criminal jurisdiction transfers a case to the juvenile court.

[MO - HB42 Modifies provisions relating to a child's right to counsel](#)

Notes:

Summary

This bill includes a provision that would no longer allow a youth to waive their right to counsel at a certification/transfer hearing.

Last Action: Read Second Time (January 10, 2019)

Primary Sponsor: [Representative Ingrid Burnett](#)

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Summary: [Introduced](#)

[MO - HB463](#) [Establishes a terrorist offender registry](#)

Last Action: Read Second Time (January 10, 2019)

Primary Sponsor: [Representative Mike Moon](#)

Summary: [Introduced](#)

[MS - HB665](#) [Juvenile offenders; revise sentencing guidelines.](#)

Last Action: Referred To Corrections;Judiciary B (January 16, 2019)

Primary Sponsor: [Representative Deborah Butler Dixon \(D\)](#)

Summary: AN ACT TO AMEND SECTION 97-3-21, MISSISSIPPI CODE OF 1972, TO PROVIDE ALTERNATIVE SENTENCING OPTIONS FOR JUVENILE OFFENDERS IN CERTAIN MURDER CONVICTIONS; AND FOR RELATED PURPOSES.

[MS - HB684](#) [Juvenile offenders convicted of murder; revise sentencing options for.](#)

Last Action: Referred To Corrections;Judiciary B (January 17, 2019)

Primary Sponsor: [Representative Fred Shanks \(R\)](#)

Summary: AN ACT TO AMEND SECTION 97-3-21, MISSISSIPPI CODE OF 1972, TO PROVIDE ALTERNATIVE SENTENCING OPTIONS FOR JUVENILE OFFENDERS IN CERTAIN MURDER CONVICTIONS; AND FOR RELATED PURPOSES.

[MS - SB2340](#) [Juvenile sentencing; provide criteria for determining parole eligibility and require hearing before imposing life without parole.](#)

Last Action: Referred To Corrections (January 21, 2019)

Primary Sponsor: [Senator Derrick T. Simmons \(D\)](#)

Summary: AN ACT TO AUTHORIZE A PROCEDURE CONSISTENT WITH DECISIONS OF THE UNITED STATES SUPREME COURT AND THE MISSISSIPPI SUPREME COURT FOR THE PAROLE OF CERTAIN OFFENDERS WHO WERE UNDER THE AGE OF EIGHTEEN WHEN THEY COMMITTED THE CRIMES FOR WHICH THEY ARE SENTENCED; TO PROVIDE FOR THE PROCEDURE TO BE FOLLOWED BEFORE CERTAIN JUVENILE OFFENDERS MAY BE SENTENCED TO LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE; TO AMEND SECTION 47-7-3, MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR RELATED PURPOSES.

[MS - SB2343](#) [Youth court; revise transfer to circuit court.](#)

Last Action: Referred To Judiciary, Division A (January 21, 2019)

Primary Sponsor: [Senator Derrick T. Simmons \(D\)](#)

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Summary: AN ACT TO AMEND SECTION 43-21-157, MISSISSIPPI CODE OF 1972, TO REVISE TRANSFER FROM YOUTH COURT TO CIRCUIT COURT; AND FOR RELATED PURPOSES.

[MS - SB2489 Youthful offenses; revise when may be tried in circuit court.](#)

Last Action: Referred To Judiciary, Division A (January 21, 2019)

Primary Sponsor: [Senator Derrick T. Simmons \(D\)](#)

Summary: AN ACT TO AMEND SECTIONS 43-21-151, 43-21-157 AND 43-21-159, MISSISSIPPI CODE OF 1972, TO DEFINE THE CIRCUMSTANCES UNDER WHICH A CHILD MAY BE TRIED FOR A CRIMINAL OFFENSE IN CIRCUIT COURT; AND FOR RELATED PURPOSES.

[MS - SB2548 Youthful Offender Unit; offenders housed in to remain under court's jurisdiction.](#)

Last Action: Referred To Corrections (January 21, 2019)

Primary Sponsor: [Senator Sampson Jackson II \(D\)](#)

Summary: AN ACT TO AMEND SECTION 47-7-47, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT OFFENDERS PLACED ON EARNED PROBATION IN THE YOUTHFUL OFFENDER UNIT (YOU) SHALL REMAIN UNDER THE COURT'S JURISDICTION; TO REQUIRE THE COURT'S APPROVAL BEFORE THOSE OFFENDERS MAY BE TRANSFERRED FROM THE YOU; TO AMEND SECTION 47-5-1401, MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR RELATED PURPOSES.

[MS - SB2549 Juvenile offenders; provide alternative sentencing and parole options if convicted of certain offenses.](#)

Last Action: Referred To Judiciary, Division B;Corrections (January 21, 2019)

Primary Sponsor: [Senator Angela Turner-Ford \(D\)](#)

Summary: AN ACT TO PROVIDE ALTERNATIVE SENTENCING AND PAROLE OPTIONS FOR JUVENILE OFFENDERS IN CERTAIN MURDER CONVICTIONS; TO AMEND SECTIONS 97-3-21, 97-3-2 AND 47-7-3, MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR RELATED PURPOSES.

[MT - HB215 Prohibit incarceration of juveniles in adult prisons](#)

Last Action: Fiscal Note Printed (January 24, 2019)

Primary Sponsor: [Kimberly Dudik](#)

[ND - HB1076 A BILL for an Act to amend and reenact section 124613 of the North Dakota Century Code, relating to placement of offenders at the North Dakota youth correctional center.](#)

Notes:

Roundup

Summary

This bill deletes language in the current statute that allowed the Department to transfer a youth tried as an adult who is between the ages of 16 and 18 from a youth facility to an adult facility after a hearing.

Last Action: Received from House (January 11, 2019)

Primary Sponsor: [Judiciary](#)

NE - LB131 Change certain provisions relating to minimum sentences

Last Action: Referred to Judiciary Committee (January 14, 2019)

Primary Sponsor: [Pansing Brooks](#)

NE - LB132 Change penalties for certain felonies committed by persons under nineteen years of age

Last Action: Referred to Judiciary Committee (January 14, 2019)

Primary Sponsor: [Pansing Brooks](#)

NE - LB230 Provide for room confinement of juveniles as prescribed

Last Action: Referred to Judiciary Committee (January 16, 2019)

Primary Sponsor: [Pansing Brooks](#)

NE - LB354 Change provisions relating to sealing of juvenile records

Last Action: Notice of hearing for January 31, 2019 (January 23, 2019)

Primary Sponsor: [Pansing Brooks](#)

NE - LB391 Change duties of peace officers taking juveniles into custody or interrogating juveniles and prohibit use of statements taken in violation of juvenile rights

Last Action: Referred to Judiciary Committee (January 22, 2019)

Primary Sponsor: [Hansen, M.](#)

NE - LB510 Change applicability of Sex Offender Registration Act to certain out-of-state juvenile adjudications

Last Action: Referred to Judiciary Committee (January 24, 2019)

Primary Sponsor: [McCollister](#)

NE - LB739 Change procedures and requirements for use of restrictive housing of inmates

Last Action: Date of introduction (January 23, 2019)

Primary Sponsor: [Vargas](#)

[NJ - A314 Restricts use of isolated confinement in correctional facilities.](#)

Last Action: Transferred to Assembly Judiciary Committee (May 7, 2018)

Primary Sponsor: [Assemblymember Nancy J. Pinkin \(D\)](#)

[NJ - A524 Clarifies "knockout game" assault as third-degree aggravated assault; permits juvenile offender 14 years of age or older committing such assault to be tried as adult offender.](#)

Last Action: Introduced, Referred to Assembly Law and Public Safety Committee (January 9, 2018)

Primary Sponsor: [Assemblymember John DiMaio \(R\)](#)

[NJ - A1233 Concerns resentencing and parole for certain juvenile defendants.](#)

Last Action: Introduced, Referred to Assembly Judiciary Committee (January 9, 2018)

Primary Sponsor: [Assemblymember John F. McKeon \(D\)](#)

[NJ - A2177 Upgrades certain penalties for criminal street gang recruitment and criminality; imposes mandatory minimum sentence for certain offenses; establishes accomplice liability and imposes restrictions for certain recruiters.](#)

Last Action: Introduced, Referred to Assembly Law and Public Safety Committee (January 29, 2018)

Primary Sponsor: [Assemblymember Gary S. Schaer \(D\)](#)

[NJ - A2852 Clarifies "knockout game" assault as third-degree aggravated assault; provides mandatory minimum term of imprisonment for such assault.](#)

Last Action: Introduced, Referred to Assembly Judiciary Committee (February 1, 2018)

Primary Sponsor: [Assemblymember Ronald S. Dancer \(R\)](#)

[NJ - A4694 Permits, under certain circumstances, person adjudged juvenile delinquent to expunge record for act which would have constituted robbery if committed by adult.](#)

Last Action: Introduced, Referred to Assembly Judiciary Committee (November 26, 2018)

Primary Sponsor: [Assemblymember Carol A. Murphy \(D\)](#)

[NJ - S428 Provides for review of juvenile sentence of more than 30 years imprisonment without parole eligibility under certain circumstances.](#)

Last Action: Introduced in the Senate, Referred to Senate Law and Public Safety Committee (January 9, 2018)

Primary Sponsor: [Senator Nellie Pou \(D\)](#)

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[NJ - S2966](#) [Provides for judicial discretion in juvenile waiver decisions.](#)

Last Action: Introduced in the Senate, Referred to Senate Law and Public Safety Committee (September 24, 2018)

Primary Sponsor: [Senator Troy Singleton \(D\)](#)

[NJ - SJR18](#) [Establishes "Commission to Review Constructive Sentences of Life Imprisonment on Juvenile Offenders."](#)

Last Action: Approved P.L.2018, JR-13. (December 17, 2018)

Primary Sponsor: [Senator Nellie Pou \(D\)](#)

[NM - HB105](#) [ENHANCED PENALTY FOR FIREARM USED IN CRIME](#)

Notes:

Increases the mandatory minimum sentencing penalty from 1 to 3 years for the use or display of a firearm by a youth tried as an adult. CFYJ does not support.

Last Action: Sent to HPREF - Referrals: HPREF (December 19, 2018)

Primary Sponsor: [Representative William "Bill" R. Rehm \(R\)](#)

[NM - SB325](#) [UNIFORM COLLATERAL CONSEQUENCES OF CONVICTION](#)

Last Action: Legislative Day: 3Calendar Day: 01/23/2019Sent to SPAC - Referrals: SPAC/SJC (January 23, 2019)

Primary Sponsor: [Senator Joseph Cervantes \(D\)](#)

[NY - A718](#) [Relates to conferring youthful offender status upon conviction of an eligible youth for a misdemeanor](#)

Last Action: Referred To Codes (January 9, 2019)

Primary Sponsor: [Assemblymember Latoya Joyner](#)

[NY - S277](#) [Relates to removing the local share requirements associated with increasing the age of juvenile jurisdiction](#)

Notes:

[Related to expenditures for raise the age implementation](#)

Last Action: Referred To Finance (January 4, 2019)

Primary Sponsor: [Senator Robert Ort](#)

Roundup

Summary: Removes the local share requirements associated with increasing the age of juvenile jurisdiction.

[NY - S370](#) Relates to certain assault crimes which include the aid or encouragement of additional persons

Last Action: Referred To Codes (January 4, 2019)

Primary Sponsor: [Senator James Tedisco](#)

Summary: Relates to certain assault crimes wherein a person is aided or encouraged to strike the victim in the head and cause unconsciousness.

[NY - S461](#) Relates to segregated confinement

Last Action: Referred To Crime Victims, Crime And Correction (January 9, 2019)

Primary Sponsor: [Senator Andrew J Lanza](#)

Summary: Relates to segregated confinement; prohibits segregated confinement for certain persons.

[NY - S520](#) Relates to youthful offenders

Last Action: Referred To Codes (January 9, 2019)

Primary Sponsor: [Senator David Carlucci](#)

Summary: Alters the definition of "youth" to mean a person who is at least sixteen years old and less than twenty-one years old; provides that where the conviction is had in a local criminal court and the eligible youth charged with a crime is alleged to have been committed when he or she was at least sixteen years old and less than nineteen years had not prior to the commencement of trial or entry of a plea of guilty been convicted of a crime or found a youthful offender, the court must find that he or she is a youthful offender.

[NY - S925](#) Denies youthful offender treatment to persons convicted of a class B violent felony offense

Last Action: Referred To Codes (January 9, 2019)

Primary Sponsor: [Senator Catharine Young](#)

Summary: Denies eligibility for youthful offender treatment upon conviction of a class B violent felony, unless the court determines that such person was a minor participant in the crime or that mitigating circumstances exist which bear directly upon the manner in which the crime was committed.

[NY - S966](#) Enacts "Renee's law" to provide greater protection and disclosure to employees of facilities where juvenile delinquents and youthful offenders are placed

Last Action: Referred To Finance (January 9, 2019)

Primary Sponsor: [Senator Catharine Young](#)

Roundup

Summary: Enacts "Renee's Law"; directs the commissioner of children and family services to provide training to all employees of programs and facilities in which youths are placed or committed; grants access to office of children and family services' records, juvenile delinquency records, youthful offender records and juvenile offender records of youths placed or committed to a facility, to staff members and employees who are exposed to such youths and to foster parents who take custody of such person after his or her release; grants courts and attorneys access to such records in any proceeding for the commission of a crime while a youth is in the custody of the office of children and family services; prohibits the release, discharge or transfer of any youth who has engaged in criminal activity while in custody; requires the reporting to law enforcement authorities of criminal activity by a youth in the custody of the office of children and family services; requires a police officer to escort an employee sent to find a youth who is absent without authorization.

[NY - S2183](#) [Relates to conferring youthful offender status upon conviction of an eligible youth for a misdemeanor](#)

Last Action: Referred To Codes (January 23, 2019)

Primary Sponsor: [Senator Jamaal Bailey](#)

[OK - SB112](#) [Crimes and punishments; prohibiting life without parole for juveniles. Effective date.](#)

Last Action: Authored by Senator Young (January 2, 2019)

Summary: [Introduced](#)

[OR - HB2042](#) [Removes sunset date on temporary law and makes permanent law authorizing Oregon Youth Authority and county juvenile departments to disclose and provide copies of reports and other materials relating to child, ward, youth or youth offender's history and prognosis to Department of Corrections for specified purposes.](#)

Last Action: Referred to Judiciary. (January 15, 2019)

Summary:

Removes sunset date on temporary law and makes permanent law authorizing Oregon Youth Authority and county juvenile departments to disclose and provide copies of reports and other materials relating to child, ward, youth or youth offender's history and prognosis to Department of Corrections for specified purposes.

Declares emergency, effective on passage.

[OR - HB2295](#) [Establishes process of earned review for certain young offenders serving terms of imprisonment in custody of Oregon Youth Authority.](#)

Last Action: Referred to Judiciary with subsequent referral to Ways and Means. (January 15, 2019)

Roundup

Summary:

Establishes process of earned review for certain young offenders serving terms of imprisonment in custody of Oregon Youth Authority.

Specifies eligibility benchmarks. Directs authority to establish Public Safety Panel to consider circumstances of offender and make recommendation to court. Authorizes court to conditionally release young offender upon making certain findings. Refers Act to people for their approval or rejection at next regular general election.

[OR - HB2502](#) [Modifies juvenile jeopardy law to describe hearings and proceedings that trigger jeopardy.](#)

Last Action: Referred to Judiciary. (January 15, 2019)

Summary:

Modifies juvenile jeopardy law to describe hearings and proceedings that trigger jeopardy. Declares emergency, effective on passage.

[OR - SB15](#) [Authorizes Youth Development Council to inspect and collect data from facilities in which juveniles are detained to ensure compliance with federal Juvenile Justice and Delinquency Prevention Act.](#)

Last Action: Referred to Human Services, then Judiciary. (January 15, 2019)

Summary: Authorizes Youth Development Council to inspect and collect data from facilities in which juveniles are detained to ensure compliance with federal Juvenile Justice and Delinquency Prevention Act.

[OR - SB425](#) [Repeals statutes requiring imposition of mandatory minimum sentences for persons under 18 years of age at time of commission of crime.](#)

Last Action: Referred to Judiciary. (January 16, 2019)

Summary:

Repeals statutes requiring imposition of mandatory minimum sentences for persons under 18 years of age at time of commission of crime.

Prohibits imposition of specified mandatory minimum sentences for persons under 25 years of age at time of commission of crime. Refers Act to people for their approval or rejection at next regular general election.

[OR - SB469](#) [Removes assault in the second degree from list of crimes requiring mandatory minimum prison sentence for person 15 years of age or older at time of commission of crime.](#)

Last Action: Referred to Judiciary. (January 16, 2019)

Roundup

Summary:

Removes assault in the second degree from list of crimes requiring mandatory minimum prison sentence for person 15 years of age or older at time of commission of crime.

Requires proof of additional element of previous acts of reckless behavior that manifested extreme indifference to the value of human life for certain charges of assault in the second degree.

[OR - SB549](#) [Authorizes juvenile offender charged with offense subject to mandatory minimum sentence, who receives mandatory minimum sentence or other sentence of imprisonment, to be eligible for conditional release after serving at least one-half of sentence imposed.](#)

Last Action: Referred to Judiciary. (January 16, 2019)

Summary: Authorizes juvenile offender charged with offense subject to mandatory minimum sentence, who receives mandatory minimum sentence or other sentence of imprisonment, to be eligible for conditional release after serving at least one-half of sentence imposed.

[SC - HB3297](#) [Not yet available](#)

Last Action: Referred to Committee on Judiciary (January 8, 2019)

Primary Sponsor: [Representative Shannon S. Erickson \(R\)](#)

Summary: A BILL TO AMEND SECTION 63-19-820, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PLACING CHILDREN IN AN ADULT JAIL, SO AS TO ELIMINATE THE EXCEPTION FOR CHILDREN TO BE TRIED AS AN ADULT AND TO DECREASE THE LENGTH OF TIME THAT A CHILD MAY BE HELD IN A JUVENILE DETENTION FACILITY FOR COMMITTING A STATUS OFFENSE OR FOR VIOLATING A RELATED COURT ORDER; TO AMEND SECTION 63-19-1020, RELATING TO THE RIGHT OF CERTAIN PERSONS AND ENTITIES INJURED BY DELINQUENT ACTS OF A CHILD TO INSTITUTE LEGAL PROCEEDINGS AGAINST THE CHILD, SO AS TO REQUIRE THAT THE CHILD AND HIS FAMILY SEEK COUNSELING WHEN THE STATUS OFFENSE IS OF INCORRIGIBILITY; TO AMEND SECTION 63-19-1440, RELATING TO COMMITMENT OF CERTAIN CHILDREN TO THE DEPARTMENT OF JUVENILE JUSTICE, SO AS TO DISTINGUISH BETWEEN STATUS AND CRIMINAL OFFENSES AND TO CHANGE THE REQUIREMENTS FOR COURT ORDERS; TO AMEND SECTION 63-19-1810, RELATING TO DETERMINATION OF RELEASE OF JUVENILES ADJUDICATED DELINQUENT BY THE DEPARTMENT, SO AS TO MAKE CONFORMING CHANGES; AND TO AMEND SECTION 63-19-2050, AS AMENDED, RELATING TO EXPUNGEMENT OF CERTAIN COURT RECORDS, SO AS TO PROVIDE FOR THE AUTOMATIC EXPUNGEMENT OF A JUVENILE'S RECORDS FOR STATUS OFFENSES, WITH EXCEPTIONS.

[SC - HJR3450](#) [Separate confinement of juvenile offenders](#)

Roundup

Last Action: Referred to Committee on Judiciary (January 8, 2019)

Primary Sponsor: [Representative J. Todd Rutherford \(D\)](#)

Summary: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE XII OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE REQUIREMENT THAT THE GENERAL ASSEMBLY PROVIDE FOR THE SEPARATE CONFINEMENT OF JUVENILE OFFENDERS FROM OLDER CONFINED PERSONS, SO AS TO INCREASE THE AGE FOR WHICH THE GENERAL ASSEMBLY SHALL PROVIDE FOR THE SEPARATE CONFINEMENT OF JUVENILE OFFENDERS FROM "UNDER THE AGE OF SEVENTEEN" TO "UNDER THE AGE OF EIGHTEEN".

[SC - SB22 Children placed in adult jails](#)

Last Action: Referred to Committee on Judiciary (January 8, 2019)

Primary Sponsor: [Senator Brad Hutto \(D\)](#)

Summary: A BILL TO AMEND SECTION 63-19-820, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PLACING CHILDREN IN AN ADULT JAIL, SO AS TO ELIMINATE THE EXCEPTION FOR CHILDREN TO BE TRIED AS AN ADULT AND TO DECREASE THE LENGTH OF TIME THAT A CHILD MAY BE HELD IN A JUVENILE DETENTION FACILITY FOR COMMITTING A STATUS OFFENSE OR FOR VIOLATING A RELATED COURT ORDER; TO AMEND SECTION 63-19-1020, RELATING TO THE RIGHT OF CERTAIN PERSONS AND ENTITIES INJURED BY DELINQUENT ACTS OF A CHILD TO INSTITUTE LEGAL PROCEEDINGS AGAINST THE CHILD, SO AS TO REQUIRE THAT THE CHILD AND HIS FAMILY SEEK COUNSELING WHEN THE STATUS OFFENSE IS OF INCORRIGIBILITY; TO AMEND SECTION 63-19-1440, RELATING TO COMMITMENT OF CERTAIN CHILDREN TO THE DEPARTMENT OF JUVENILE JUSTICE, SO AS TO DISTINGUISH BETWEEN STATUS AND CRIMINAL OFFENSES AND TO CHANGE THE REQUIREMENTS FOR COURT ORDERS; TO AMEND SECTION 63-19-1810, RELATING TO DETERMINATION OF RELEASE OF JUVENILES ADJUDICATED DELINQUENT BY THE DEPARTMENT, SO AS TO MAKE CONFORMING CHANGES; AND TO AMEND SECTION 63-19-2050, AS AMENDED, RELATING TO EXPUNGEMENT OF CERTAIN COURT RECORDS, SO AS TO PROVIDE FOR THE AUTOMATIC EXPUNGEMENT OF A JUVENILE'S RECORDS FOR STATUS OFFENSES, WITH EXCEPTIONS.

[SC - SJR46 Separate confinement of juvenile offenders](#)

Last Action: Referred to Committee on Judiciary (January 8, 2019)

Primary Sponsor: [Senator Gerald Malloy \(D\)](#)

Summary: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE XII OF THE CONSTITUTION OF SOUTH CAROLINA, RELATING TO THE REQUIREMENT THAT THE GENERAL ASSEMBLY PROVIDE FOR THE SEPARATE CONFINEMENT OF JUVENILE

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OFFENDERS FROM OLDER CONFINED PERSONS, TO CHANGE THE AGE FOR WHICH THE GENERAL ASSEMBLY SHALL PROVIDE FOR THE SEPARATE CONFINEMENT OF JUVENILE OFFENDERS FROM "UNDER THE AGE OF SEVENTEEN" TO "UNDER THE AGE OF EIGHTEEN."

[TX - HB256](#) Relating to the release on parole of certain inmates convicted of an offense committed when younger than 18 years of age; changing parole eligibility.

Last Action: Filed (November 12, 2018)

Primary Sponsor: [Representative Joe Moody](#)

[TX - HB344](#) Relating to the age of criminal responsibility and to certain substantive and procedural matters related to that age.

Last Action: Filed (November 13, 2018)

Primary Sponsor: [Representative Harold V. Dutton, Jr.](#)

[TX - HB658](#) Relating to the age of a child at which a juvenile court may exercise jurisdiction over the child, to the age of criminal responsibility, and to certain substantive and procedural matters related to those ages.

Last Action: Filed (January 7, 2019)

Primary Sponsor: [Representative Harold V. Dutton, Jr.](#)

[TX - SB155](#) Relating to the release on parole of certain inmates convicted of an offense committed when younger than 18 years of age; changing parole eligibility.

Last Action: Filed (November 12, 2018)

Primary Sponsor: [Senator José Rodríguez](#)

[VA - HB1745](#) Juvenile offenders; eligibility for parole.

Last Action: Assigned Courts sub: Subcommittee #1 (January 22, 2019)

Primary Sponsor: [Delegate Joseph C. Lindsey](#)

Summary: Juvenile offenders; parole. Provides that any person sentenced to a term of life imprisonment for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentence, and any person who has active sentences that total more than 25 years for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentences, shall be eligible for parole.

[VA - HB1797](#) Juveniles; places of confinement, separation of juveniles from adult offenders.

Last Action: Assigned Courts sub: Subcommittee #1 (January 15, 2019)

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Primary Sponsor: [Delegate C.E. Cliff Hayes, Jr.](#)

Summary: Places of confinement for juveniles; separation of juveniles from adult offenders. Provides that when juveniles who are determined by the court to be a threat to the security or safety of other juveniles detained in a juvenile secure facility are transferred to or confined to a jail or other facility for the detention of adults, such adult-detention facility must have the capacity and availability to detain juveniles in accordance with applicable federal and state law. The bill removes an existing provision that such adult-detention facility must be approved by the State Board of Corrections for the detention of juveniles.

[VA - HB2562 Investigation of social history of juvenile; mental health examination for certain offenses.](#)

Last Action: Assigned Courts sub: Subcommittee #1 (January 22, 2019)

Primary Sponsor: [Delegate Robert B. Bell](#)

Summary: Investigation of social history of juvenile; mental health examination for offenses indicating sexual abnormality. Requires a juvenile and domestic relations court or a circuit court that has adjudicated a juvenile delinquent of an offense that indicates sexual abnormality, upon application of the attorney for the Commonwealth, the defendant, or counsel for the defendant, to order that the juvenile be examined by at least one psychiatrist or clinical psychologist and that a report be prepared and included in the juvenile's investigation of social history report. The bill allows the court to order such evaluation on his own initiative. If the person examining the juvenile determines that an adequate evaluation of the juvenile can only be performed in an inpatient hospital setting, the court shall have the power to send the juvenile to a state mental hospital for not more than 10 days for the purpose of performing an adequate examination.

[VA - SB1053 Juvenile offenders; eligibility for parole.](#)

Last Action: Rereferred to Courts of Justice (January 18, 2019)

Primary Sponsor: [Senator David W. Marsden](#)

Summary: Juvenile offenders; parole. Provides that any person sentenced to a term of life imprisonment for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentence, and any person who has active sentences that total more than 25 years for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentences, shall be eligible for parole.

[VA - SB1140 Solitary confinement; data collection and reporting, Department of Corrections to submit report.](#)

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Last Action: Incorporated by Rehabilitation and Social Services (SB1085-Marsden) (12-Y 0-N)
(January 18, 2019)

Primary Sponsor: [Senator Barbara A. Favola \(D\)](#)

Summary: Solitary confinement; data collection and reporting; report. Requires the Department of Corrections to submit an annual report to the General Assembly and the Governor containing specified statistical information regarding the Department's use of solitary confinement, as defined in the bill.

[VA - SB1263 Juveniles; trial as adult.](#)

Last Action: Referred to Committee for Courts of Justice (January 6, 2019)

Primary Sponsor: [Senator Richard L. Saslaw](#)

Summary: Juveniles; trial as adult. Increases the minimum age that a juvenile can be tried as an adult in circuit court for a felony from 14 years of age to 16 years of age. The bill allows juveniles 14 years of age or older to be tried as an adult for capital murder or first-degree murder or for rape, forcible sodomy, or object sexual penetration when such conviction requires a mandatory minimum term of confinement of 25 years.

[VA - SB1391 Juvenile offenders; eligibility for parole.](#)

Last Action: Referred to Committee for Courts of Justice (January 8, 2019)

Primary Sponsor: [Senator Frank W. Wagner](#)

Summary: Juvenile offenders; parole. Provides that any person sentenced to a term of life imprisonment for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentence, and any person who has active sentences that total more than 25 years for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentences, shall be eligible for parole.

[VA - SB1659 Juveniles; trial as adult.](#)

Last Action: Referred to Committee for Courts of Justice (January 9, 2019)

Primary Sponsor: [Senator David W. Marsden](#)

Summary: Juveniles; trial as adult. Increases from age 14 to age 16 the minimum age at which a juvenile must be tried as an adult in circuit court for murder or aggravated malicious wounding or for certain charges requiring notice of intent to try such juvenile as an adult by the attorney for the Commonwealth. In order to be tried as an adult in circuit court for charges that require notice of intent to proceed with trial as an adult by the attorney for the Commonwealth, the bill requires that (i) a report of the juvenile be prepared by probation services or other qualified agency and (ii) the attorney

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for the Commonwealth review such report prior to filing his notice of intent to proceed with a preliminary hearing for trial of such juvenile as an adult.

[VA - SB1777 Restrictive housing; data collection by Department of Corrections.](#)

Last Action: Referred to Committee on Rehabilitation and Social Services (January 18, 2019)

Primary Sponsor: [Senator Richard L. Saslaw](#)

Summary: Department of Corrections; restrictive housing; data collection and reporting; report. Requires the Department of Corrections to report to the General Assembly and the Governor on or before October 1 of each year certain population statistics of persons incarcerated in state correctional institutions, including certain statistics regarding offenders placed in and released from restrictive housing and Shared Allied Management Units, defined in the bill.

[WA - SB5351 Concerning juvenile sex offense registration waivers under the special sexual offender disposition alternative.](#)

Last Action: Scheduled for public hearing in the Senate Committee on Human Services, Reentry & Rehabilitation at 1:30 PM (Subject to change). (Committee Materials) (January 22, 2019)

[WA - SB5491 Sentencing for persistent offenders who committed crimes as juveniles.](#)

Last Action: First reading, referred to Law & Justice. (View Original Bill) (January 23, 2019)

[WY - HB44 Expungement of juvenile court records.](#)

Last Action: S Received for Introduction (January 22, 2019)

Primary Sponsor: [Judiciary](#)

Amendments:

[HB0044HS001](#)