

CAMPAIGN FOR

YOUTH  JUSTICE

BECAUSE THE CONSEQUENCES AREN'T MINOR

Youth Prosecuted As Adults Weekly

Legislative Roundup

February 25-March 1, 2019

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

Last Action: STA REPLACES JUD REFERRAL (February 11, 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 - HB2170](#) [juveniles; natural life sentence; repeal](#)

Last Action: Second read in House. (January 29, 2019)

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

Committees:

[Judiciary \(House\)](#)

[Rules \(House\)](#)

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

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

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

Committees:

[Judiciary \(Senate\)](#)

[Rules \(Senate\)](#)

[AZ - SB1323](#) [juvenile court; jurisdiction](#)

Last Action: Second read in Senate. (February 4, 2019)

Primary Sponsor: [Senator Juan Mendez \(D\)](#)

Committees:

[Judiciary \(Senate\)](#)

[Rules \(Senate\)](#)

[CA - AB665](#) [Parole: youth offender parole hearings.](#)

Last Action: Referred to Com. on PUB. S. (February 28, 2019)

Primary Sponsor: [Assemblymember James Gallagher \(R\)](#)

[CO - HB1149](#) [Age Of Delinquency Study](#)

Last Action: House Committee on Judiciary Refer Amended to Appropriations (February 14, 2019)

Primary Sponsor: [Representative Serena Gonzales-Gutierrez \(D\)](#)

Committees:

[Judiciary \(House\)](#)

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[Appropriations \(House\)](#)

Summary: Concerning directing the age of delinquency task force of the Colorado commission on criminal and juvenile justice to study serving emerging adults in the juvenile justice system.

[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 - HB6496 AN ACT CONCERNING DISCRETIONARY TRANSFERS FROM THE DOCKET FOR JUVENILE MATTERS TO THE REGULAR CRIMINAL DOCKET.](#)

Last Action: Referred to Joint Committee on Judiciary (January 28, 2019)

Primary Sponsor: [Representative Themis Klarides \(R\)](#)

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 - HB6497 AN ACT CONCERNING TRANSFERS OF JUVENILES TO THE REGULAR CRIMINAL DOCKET.](#)

Last Action: Referred to Joint Committee on Judiciary (January 28, 2019)

Primary Sponsor: [Representative William A. Petit \(R\)](#)

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 - HB6499 AN ACT REPEALING THE "RAISE THE AGE" LAW.](#)

Last Action: Referred to Joint Committee on Judiciary (January 28, 2019)

Primary Sponsor: [Representative Craig C. Fishbein \(R\)](#)

Summary: To repeal the "Raise the Age" law in order to address increasing levels of juvenile crime.

[CT - HB6500 AN ACT CONCERNING DISCRETIONARY TRANSFERS OF JUVENILES TO THE REGULAR CRIMINAL DOCKET.](#)

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Last Action: Referred to Joint Committee on Judiciary (January 28, 2019)

Primary Sponsor: [Representative Dave W. Yaccarino \(R\)](#)

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 - HB6501 AN ACT CONCERNING JUVENILE OFFENDERS.](#)

Last Action: Referred to Joint Committee on Judiciary (January 28, 2019)

Primary Sponsor: [Representative Michelle L. Cook \(D\)](#)

Summary: To adjust the automatic transfer guidelines to keep a case sealed until the determination by the adult court on where the case is to be heard.

[CT - HB6697 AN ACT CONCERNING THE ADMISSIBILITY OF STATEMENTS MADE BY A PERSON WITH AN INTELLECTUAL OR DEVELOPMENTAL DISABILITY IN A CRIMINAL OR JUVENILE PROCEEDING.](#)

Last Action: Referred to Joint Committee on Judiciary (January 29, 2019)

Primary Sponsor: [Representative Jillian Gilcrest \(D\)](#)

Summary: To require that a statement made by a person with an intellectual or developmental disability, including autism, at the time of the offense be admissible in a criminal or juvenile proceeding.

[CT - HB6700 AN ACT CONCERNING THE TRANSFER OF REPEAT JUVENILE FELONY OFFENDERS TO THE REGULAR CRIMINAL DOCKET.](#)

Last Action: Referred to Joint Committee on Judiciary (January 29, 2019)

Primary Sponsor: [Representative Themis Klarides \(R\)](#)

Summary: To require that repeat juvenile felony offenders be transferred to the regular criminal docket.

[CT - HB6706 AN ACT CONCERNING AN EVALUATION OF THE EFFECTIVENESS OF THE "RAISE THE AGE" LAW IN COMBATING JUVENILE CRIME.](#)

Last Action: Referred to Joint Committee on Judiciary (January 29, 2019)

Primary Sponsor: [Representative Craig C. Fishbein \(R\)](#)

Summary: To gather information critical to evaluating the effectiveness of the "Raise the Age" law in combating juvenile crime.

[CT - HB6721 AN ACT CONCERNING THE CONSIDERATION OF THE PUBLIC INTEREST WHEN THE COURT DETERMINES WHETHER TO TRANSFER A JUVENILE TO THE REGULAR CRIMINAL DOCKET.](#)

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Last Action: Referred to Joint Committee on Judiciary (January 29, 2019)

Primary Sponsor: [Representative Craig C. Fishbein \(R\)](#)

Summary: To consider the public interest in deciding whether to transfer children committing certain felonies from the juvenile docket to the regular criminal docket.

[CT - HB6883 AN ACT CONCERNING A "CORRECTIONS TO COLLEGE" PIPELINE FOR YOUTHFUL OFFENDERS.](#)

Last Action: Public Hearing 02/14 (February 8, 2019)

Primary Sponsor: [Representative Christopher Rosario \(D\)](#)

Committee: [Higher Education and Employment \(Joint\)](#)

Summary: To create a "Corrections to College" pipeline program for youthful offenders reentering the community.

[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.

[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: Vote to Draft (February 8, 2019)

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

Committee: [Judiciary \(Joint\)](#)

Summary: To establish a community-based preprosecution program.

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[CT - SB880 AN ACT INCREASING FAIRNESS AND TRANSPARENCY IN THE CRIMINAL JUSTICE SYSTEM.](#)

Last Action: Referred to Joint Committee on Judiciary (February 21, 2019)

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

Summary: To implement the Governor's budget recommendations.

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

Last Action: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (January 30, 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: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (January 30, 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 - HB575 Direct Filing of an Information](#)

Last Action: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (February 6, 2019)

Primary Sponsor: [Representative James Bush III \(D\)](#)

Summary: Direct Filing of an Information; Removes references to state attorney's discretion to direct file juvenile; revises direct file criteria; provides for opportunity for hearing to reverse direct file before information is filed in adult court.

[FL - HB755 Youth in Solitary Confinement](#)

Last Action: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (February 20, 2019)

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

Summary: Youth in Solitary Confinement; Prohibits DOC & DJJ from placing youth in solitary confinement; provides exceptions; authorizes youth to be placed in emergency confinement if certain conditions are met; requires localities to adopt model standards relating to youth.

[FL - HB887 Youthful Offenders](#)

Last Action: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (February 28, 2019)

Primary Sponsor: [Representative Scott Plakon \(R\)](#)

Summary: Youthful Offenders; Revises criteria allowing sentencing person who committed felony before person turned 21 as youthful offender.

[FL - HB6051 Mandatory Direct File](#)

Last Action: Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee (February 28, 2019)

Primary Sponsor: [Representative Tyler Sirois \(R\)](#)

Summary: Mandatory Direct File; Removes provisions requiring mandatory direct filing of charges in adult court against juveniles in certain circumstances.

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

Last Action: Referred to Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations (January 10, 2019)

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

Committees:

[Appropriations \(Senate\)](#)

[Criminal and Civil Justice \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

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.

[FL - SB624 Youth in Solitary Confinement](#)

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Last Action: On Committee agenda-- Criminal Justice, 03/04/19, 1:00 pm, 37 Senate Building
(February 25, 2019)

Primary Sponsor: [Senator Bill Montford \(D\)](#)

Committees:

[Appropriations \(Senate\)](#)

[Criminal and Civil Justice \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

Summary: Youth in Solitary Confinement; Prohibiting the Department of Corrections from placing a youth in solitary confinement except under certain circumstances; authorizing a youth to be placed in emergency confinement if certain conditions are met; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a youth who is in emergency confinement, etc.

[FL - SB782 Youthful Offenders](#)

Last Action: On Committee agenda-- Criminal Justice, 03/04/19, 1:00 pm, 37 Senate Building
(February 25, 2019)

Primary Sponsor: [Senator David Simmons \(R\)](#)

Committees:

[Appropriations \(Senate\)](#)

[Criminal and Civil Justice \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

Summary: Youthful Offenders; Revising the criteria allowing a court to sentence as a youthful offender a person who is found guilty of, or who pled nolo contendere or guilty to, committing a felony before the person turned 21 years of age, etc.

[FL - SB850 Prosecuting Children as Adults](#)

Last Action: Referred to Criminal Justice; Judiciary; Appropriations (February 19, 2019)

Primary Sponsor: [Senator Bobby Powell \(D\)](#)

Committees:

[Appropriations \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

[Judiciary \(Senate\)](#)

Summary: Prosecuting Children as Adults; Deleting provisions under which a state attorney either must request a court to transfer and certify children of certain ages who commit specified crimes for prosecution as adults or must provide written reasons to the court for not making such a request, or proceed under certain provisions; revising the circumstances under which a state attorney may file an information in cases that involve children of certain ages who commit certain crimes, etc.

[FL - SB870 Detention of Children](#)

Last Action: Referred to Criminal Justice; Judiciary; Appropriations (February 19, 2019)

Primary Sponsor: [Senator Bobby Powell \(D\)](#)

Committees:

[Appropriations \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

[Judiciary \(Senate\)](#)

Summary: Detention of Children; Prohibiting the holding in a jail or other facility intended or used for the detention of adults of a child awaiting trial who is treated as an adult for purposes of criminal prosecution; providing an exception; providing a requirement and a prohibition if a court determines that it is in the interest of justice to allow a child to be held in a jail or other facility intended or used for the detention of adults, etc.

[FL - SB876 Juvenile Justice](#)

Last Action: Referred to Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations (February 19, 2019)

Primary Sponsor: [Senator Bobby Powell \(D\)](#)

Committees:

[Appropriations \(Senate\)](#)

[Criminal and Civil Justice \(Senate\)](#)

[Criminal Justice \(Senate\)](#)

Summary: Juvenile Justice; Authorizing a child transferred to adult court under certain provisions, or the child's defense counsel, to request in writing a hearing for a certain determination; requiring a judge to conduct the hearing within a certain timeframe after the filing of the request; requiring the adult court to retain jurisdiction unless the court finds by a preponderance of the evidence that certain factors support returning the child to juvenile court, etc.

[FL - SB1260 Mandatory Direct File](#)

Last Action: Filed (February 20, 2019)

Primary Sponsor: [Representative Daniel Wright "Danny" Burgess, Jr. \(R\)](#)

Summary: Mandatory Direct File; Repealing provisions requiring the mandatory direct filing of charges in adult court against juveniles in certain circumstances, etc.

[FL - SB1402 Inmate Confinement](#)

Last Action: Filed (February 26, 2019)

Primary Sponsor: [Senator Gary M. Farmer, Jr. \(D\)](#)

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Summary: Inmate Confinement; Prohibiting the use of solitary confinement; authorizing an inmate to be placed in restrictive confinement only if certain conditions are met; prohibiting youths, young adults, and inmates who have specified medical needs from being placed in restrictive confinement except under specified circumstances; requiring sheriffs and chief correctional officers to adopt model standards relating to confinement, etc.

[GA - HB440 Juvenile Code; juvenile court to include children who are under the age of 18 years; change jurisdiction](#)

Last Action: House Second Readers (February 26, 2019)

Primary Sponsor: [Representative Mandi L. Ballinger \(R\)](#)

Committee: [Juvenile Justice \(House\)](#)

Summary: A BILL to be entitled an Act to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to the Juvenile Code, so as to change the jurisdiction of the juvenile court to include children who are under the age of 18 years; to amend Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, so as to clarify provisions relating to juveniles; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

Last Action: Received from House (Hse. Com. No. 19). (March 1, 2019)

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

Committees:

[Judiciary \(House\)](#)

[Human Services & Homelessness \(House\)](#)

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. (HB218 HD1)

Amendments:

[HB218 HD1 HSCR675](#)

[HB218 HD1 HSCR896](#)

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

Last Action: Referred to HSH, JUD, FIN, referral sheet 6 (January 28, 2019)

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

Committees:

[Finance \(House\)](#)

[Judiciary \(House\)](#)

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[Human Services & Homelessness \(House\)](#)

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.

[IA - HF15](#) [A bill for an act relating to the confidentiality of court records of persons under legal age for cigarette and tobacco violations.](#)

Last Action: Introduced, referred to Judiciary. (January 17, 2019)

Primary Sponsor: [Representative Mary Lynn Wolfe \(D\)](#)

[IL - HB1465](#) [JUV COURT-DELINQUENT MINOR](#)

Last Action: Assigned to Judiciary - Criminal Committee (February 13, 2019)

Primary Sponsor: [Representative Rita Mayfield \(D\)](#)

Committees:

[Rules \(House\)](#)

[Judiciary - Criminal \(House\)](#)

Summary: Amends the Children and Family Services Act. Provides that the Illinois Juvenile Justice Commission in its annual submission of recommendation to the Governor and General Assembly shall include recommendations regarding the inclusion of emerging adults into a developmentally appropriate justice system, reducing recidivism, and preventing deeper criminal involvement. Amends the Juvenile Court Act of 1987. Provides in the Article concerning delinquent minors that on and after January 1, 2020, "delinquent minor" includes a minor who prior to his or her 19th birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law, or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that on and after January 1, 2022, "delinquent minor" includes a minor who prior to his or her 21st birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that the changes made by the amendatory Act apply to violations or attempted violations committed on or after the effective of the amendatory Act.

[IL - HB2101](#) [RACIAL DISCRIMINATION](#)

Last Action: Assigned to Executive Committee (February 19, 2019)

Primary Sponsor: [Representative Nicholas K Smith \(D\)](#)

Committees:

[Executive \(House\)](#)

[Rules \(House\)](#)

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Summary: Creates the Racial Impact Note Act. Provides that every bill which has or could have a disparate impact on racial and ethnic minorities, upon the request of any member, shall have prepared for it, before second reading in the house of introduction, a brief explanatory statement or note that shall include a reliable estimate of the anticipated impact on those racial and ethnic minorities likely to be impacted by the bill. Specifies the contents and provides for the preparation of each racial impact note. Amends the State Officials and Employees Ethics Act. Prohibits racial discrimination and harassment by State officers and employees. Provides that each State officer and employee shall annually complete a racial bias, discrimination, and harassment training program approved by the appropriate jurisdictional authority. Expands the jurisdiction of the Executive Ethics Commission to include allegations of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that the personnel policies of units of local government shall prohibit racial discrimination and harassment. Defines "racial discrimination and harassment". Provides for rulemaking, including emergency rulemaking. Amends the Secretary of State Act. Provides the Secretary of State's Inspector General with jurisdiction to investigate complaints of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Amends the Lobbyist Registration Act. Prohibits racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that each registered lobbyist shall annually complete a racial bias, discrimination, and harassment training program approved by the Secretary of State. Defines "racial discrimination and harassment". Amends the Illinois Human Rights Act. Requires the Department of Human Rights to establish a racial discrimination and harassment hotline for the anonymous reporting of racial discrimination and harassment in both public and private places of employment, and to provide for reporting by both telephone and Internet. Amends the Illinois Administrative Procedure Act to provide for emergency rulemaking. Effective immediately.

[IL - HB2547 RACIAL DISCRIMINATION](#)

Last Action: Assigned to Executive Committee (February 26, 2019)

Primary Sponsor: [Representative Camille Y. Lilly \(D\)](#)

Committees:

[Executive \(House\)](#)

[Rules \(House\)](#)

Summary: Creates the Racial Impact Note Act. Provides that every bill which has or could have a disparate impact on racial and ethnic minorities, upon the request of any member, shall have prepared for it, before second reading in the house of introduction, a brief explanatory statement or note that shall include a reliable estimate of the anticipated impact on those racial and ethnic minorities likely to be impacted by the bill. Specifies the contents and provides for the preparation of each racial impact note. Amends the State Officials and Employees Ethics Act. Prohibits racial discrimination and harassment by State officers and employees. Provides that each State officer and

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employee shall annually complete a racial bias, discrimination, and harassment training program approved by the appropriate jurisdictional authority. Expands the jurisdiction of the Executive Ethics Commission to include allegations of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that the personnel policies of units of local government shall prohibit racial discrimination and harassment. Defines "racial discrimination and harassment". Provides for rulemaking, including emergency rulemaking. Amends the Secretary of State Act. Provides the Secretary of State's Inspector General with jurisdiction to investigate complaints of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Amends the Lobbyist Registration Act. Prohibits racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that each registered lobbyist shall annually complete a racial bias, discrimination, and harassment training program approved by the Secretary of State. Defines "racial discrimination and harassment". Amends the Illinois Human Rights Act. Requires the Department of Human Rights to establish a racial discrimination and harassment hotline for the anonymous reporting of racial discrimination and harassment in both public and private places of employment, and to provide for reporting by both telephone and Internet. Amends the Illinois Administrative Procedure Act to provide for emergency rulemaking. Effective immediately.

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

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

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

Committee: [Assignments \(Senate\)](#)

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](#)

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

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

Committee: [Assignments \(Senate\)](#)

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

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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".

[IL - SB239 JUV COURT-DELINQUENT MINOR](#)

Last Action: Assigned to Criminal Law (February 6, 2019)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

Committees:

[Assignments \(Senate\)](#)

[Criminal Law \(Senate\)](#)

Summary: Amends the Children and Family Services Act. Provides that the Illinois Juvenile Justice Commission in its annual submission of recommendation to the Governor and General Assembly shall include recommendations regarding the inclusion of emerging adults into a developmentally appropriate justice system, reducing recidivism, and preventing deeper criminal involvement. Amends the Juvenile Court Act of 1987. Provides in the Article concerning delinquent minors that on and after January 1, 2020, "delinquent minor" includes a minor who prior to his or her 19th birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law, or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that on and after January 1, 2022, "delinquent minor" includes a minor who prior to his or her 21st birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that the changes made by the amendatory Act apply to violations or attempted violations committed on or after the effective of the amendatory Act.

[IL - SB1485 RACIAL DISCRIMINATION](#)

Last Action: Referred to Assignments (February 13, 2019)

Primary Sponsor: [Senator Kimberly A. Lightford \(D\)](#)

Committee: [Assignments \(Senate\)](#)

Summary: Creates the Racial Impact Note Act. Provides that every bill which has or could have a disparate impact on racial and ethnic minorities, upon the request of any member, shall have prepared for it, before second reading in the house of introduction, a brief explanatory statement or note that shall include a reliable estimate of the anticipated impact on those racial and ethnic minorities likely to be impacted by the bill. Specifies the contents and provides for the preparation of

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each racial impact note. Amends the State Officials and Employees Ethics Act. Prohibits racial discrimination and harassment by State officers and employees. Provides that each State officer and employee shall annually complete a racial bias, discrimination, and harassment training program approved by the appropriate jurisdictional authority. Expands the jurisdiction of the Executive Ethics Commission to include allegations of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that the personnel policies of units of local government shall prohibit racial discrimination and harassment. Defines "racial discrimination and harassment". Provides for rulemaking, including emergency rulemaking. Amends the Secretary of State Act. Provides the Secretary of State's Inspector General with jurisdiction to investigate complaints of racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Amends the Lobbyist Registration Act. Prohibits racial discrimination and harassment by persons registered under the Lobbyist Registration Act. Provides that each registered lobbyist shall annually complete a racial bias, discrimination, and harassment training program approved by the Secretary of State. Defines "racial discrimination and harassment". Amends the Illinois Human Rights Act. Requires the Department of Human Rights to establish a racial discrimination and harassment hotline for the anonymous reporting of racial discrimination and harassment in both public and private places of employment, and to provide for reporting by both telephone and Internet. Amends the Illinois Administrative Procedure Act to provide for emergency rulemaking. Effective immediately.

[IL - SB1691 JUV CT-EXCLUDED JURISDICTION](#)

Last Action: Assigned to Criminal Law (February 27, 2019)

Primary Sponsor: [Senator Steve McClure \(R\)](#)

Committees:

[Assignments \(Senate\)](#)

[Criminal Law \(Senate\)](#)

Summary: Amends the Juvenile Court Act of 1987. Provides that a minor who at the time of the offense was at least 16 years of age and who is charged with certain aggravated vehicular hijacking violations or certain armed robbery violations is not subject to the Act and shall be prosecuted under the criminal laws of the State.

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

Last Action: First reading: referred to Committee on Courts and Criminal Code (February 26, 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;

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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](#)

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.

[KY - SB20 AN ACT relating to juvenile justice.](#)

Last Action: reported favorably, to Rules with Committee Substitute (1) floor amendment (1) filed to Committee Substitute (February 25, 2019)

Summary: Create new sections of KRS Chapters 15A, 27A, 158, and 194A to require reporting of statistics, including age, race, and gender, to determine whether there is disproportionate minority contact with the juvenile justice, social welfare, and educational discipline systems; create training requirements; require the development and reporting of plans to ameliorate disproportionate minority contact with juvenile justice and education systems; amend KRS 156.095 to require professional development for education professionals on juvenile justice topics; create a new section of KRS Chapter 31 to allow the Division of Protection and Advocacy to investigate the use of restraint and seclusion in schools and require confidentiality; amend KRS 15.334 to require training on juvenile justice topics; create new sections of KRS Chapter 610 to create a minimum age of criminal responsibility of 12 years of age; establish rules relating to the court's treatment of developmental immaturity, mental illness, and intellectual disability; amend KRS 503.010 to define "physical restraint"; create new sections of KRS Chapter 158 to regulate the use of physical restraint by teachers or school personnel; amend KRS 635.020 to limit the youthful offender process to cases involving offenses against persons and to require that a child be 16 years of age; amend KRS 158.135 to further define "state agency children"; amend KRS 15A.220 to require facilities under contract to the Department of Juvenile Justice to report data; amend KRS 635.060 to allow a child who has committed an offense that would be a Class D felony if committed by an adult to be retained on probation for 18 months if the court-ordered substance abuse or mental health program is longer than 12 months and to limit the exclusion of children from the time limits placed on certain dispositions; amend KRS 610.105 to expand a court's options for diversion of a child's adjudicated case; amend KRS 600.020 to define "restorative justice practices"; amend KRS 630.070 to limit detention for a child violating a court order to 30 days; amend various sections to conform; amend KRS 610.265 to require hearings every 10 days to continue holding a child in custody; amend KRS

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15A.305, 610.030, 610.190, 610.200, 610.220, 635.010, and 630.030 to make technical corrections; repeal KRS 610.012, relating to court jurisdiction over detention of suspected runaways.

[KY - SB45 AN ACT relating to racial and ethnic community criminal justice and public safety impact statements.](#)

Last Action: introduced in Senate to Judiciary (S) (January 8, 2019)

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.

[LA - HB11 JUVENILE PROCEDURE: Provides relative to the taking into custody of a seventeen-year-old who commits a misdemeanor grade delinquent act](#)

Last Action: First appeared in the Interim Calendar on 2/22/2019. (February 22, 2019)

Primary Sponsor: [Representative Tony Bacala \(R\)](#)

Summary: [Digest of HB11 Original](#)

[MA - HD1295 An Act to promote public safety and better outcomes for young adults](#)

Last Action: Senate concurred (January 22, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Representatives O'Day of West Boylston and Khan of Newton, a petition (accompanied by bill, House, No. 3420) of James J. O'Day and others relative to the age of criminal majority. The Judiciary.

[MA - HD1574 An Act relative to expungement of youth criminal records](#)

Last Action: Senate concurred (January 22, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Mr. Mahoney of Worcester, a petition (accompanied by bill, House, No. 3375) of John J. Mahoney relative to the expungement of certain youth criminal records. The Judiciary.

[MA - HD3412 An Act improving juvenile justice data collection.](#)

Last Action: Senate concurred (January 22, 2019)

Committee: [Public Safety and Homeland Security \(Joint\)](#)

Summary: By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 2141) of Chynah Tyler and others for legislation to improve data collection in the juvenile justice system. Public Safety and Homeland Security.

[MA - HD3734 An Act reforming juvenile offender law](#)

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Last Action: Senate concurred (January 22, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 1439) of Russell E. Holmes, Bud L. Williams and José F. Tosado relative to the juvenile offender law. The Judiciary.

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

Last Action: House concurred (February 28, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Ms. DiZoglio (by request), a petition (accompanied by bill, Senate, No. 922) of Brian Coppola for legislation relative to juvenile sexual abuse and violence. The Judiciary.

[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](#)

Last Action: House concurred (February 28, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Mr. Brownsberger, a petition (accompanied by bill, Senate, No. 859) of William N. Brownsberger for legislation relative to juveniles accused of sex offenses. The Judiciary.

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

Last Action: House concurred (January 22, 2019)

Committee: [Judiciary \(Joint\)](#)

Summary: By Mr. Tarr, a petition (accompanied by bill, Senate, No. 1033) of Bruce E. Tarr for legislation relative to sexually violent predators. The Judiciary.

[MA - SD2095 An Act relative to consensual adolescent sexual activity](#)

[MD - HB11 Juveniles Charged as Adults Confidentiality of Records](#)

Last Action: First Reading Judicial Proceedings (February 25, 2019)

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

Committees:

[Judicial Proceedings \(Senate\)](#)

[Judiciary \(House\)](#)

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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 all police records and court records concerning the child from the time of the child's arrest until a certain event occurs; establishing that, if a case is transferred to the juvenile court, certain provisions of law relating to confidentiality of juvenile records continue to apply; etc.

Cross filed Bill Number: </bill/juvenile-law-juvenile-court-jurisdiction-attempted-carjacking/1672779>>HB555

Amendments:

[532411/01](#): Adopted

MD - HB418 Juvenile Law - Waiver and Transfer of Jurisdiction

Last Action: Hearing 2/21 at 1:00 p.m. (January 31, 2019)

Primary Sponsor: [Delegate David Moon \(D\)](#)

Committee: [Judiciary \(House\)](#)

Summary:

Repealing a certain provision requiring the juvenile court, for purposes of determining whether to waive its jurisdiction under certain circumstances, to assume that a certain child committed a certain delinquent act; altering the criteria that the juvenile court is required to consider in determining whether to waive jurisdiction with respect to a petition alleging delinquency; specifying that the State has the burden of proving that a certain court should not transfer jurisdiction to the juvenile court; etc.

Cross filed Bill Number: </bill/juvenile-law-waiver-and-transfer-of-jurisdiction/1673142>>SB824

MD - HB555 Juvenile Law - Juvenile Court Jurisdiction - Attempted Carjacking

Last Action: Hearing 2/21 at 1:00 p.m. (February 5, 2019)

Primary Sponsor: [Delegate Michael E. Malone \(R\)](#)

Committee: [Judiciary \(House\)](#)

Summary: Providing that the juvenile court does not have jurisdiction over a child at least 16 years old alleged to have committed attempted carjacking or attempted armed carjacking.

MD - HB606 Juvenile Justice Reform Council

Last Action: Hearing 2/21 at 1:00 p.m. (February 6, 2019)

Primary Sponsor: [Delegate Luke Clippinger \(D\)](#)

Committee: [Judiciary \(House\)](#)

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Summary: Establishing the Juvenile Justice Reform Council in the Governor's Office of Crime Control and Prevention; requiring the Council, using a data-driven approach, to develop a statewide framework of policies to invest in strategies to increase public safety and reduce recidivism of youth offenders; requiring the Council to report its findings and recommendations to the Governor and the General Assembly on or before December 31, 2020; etc.

[MD - HB1016 General Assembly - Analysis of Proposed Legislation - Racial Impact](#)

Last Action: Hearing 2/25 at 2:00 p.m. (February 11, 2019)

Primary Sponsor: [Delegate Jazz Lewis \(D\)](#)

Committee: [Rules and Executive Nominations \(House\)](#)

Summary: Requiring the Executive Director of the Department of Legislative Services to have the Department prepare a racial impact analysis for certain bills; requiring that the analysis be prepared with certain assistance and include certain information; requiring the Department to send a copy of a racial impact analysis to a certain committee and sponsor; prohibiting a committee from voting on a certain bill unless the racial impact analysis accompanies the bill; etc.

[MD - SB452 Juveniles Charged as Adults - Confidentiality of Photos and Videos](#)

Last Action: Hearing 3/07 at 12:00 p.m. (February 6, 2019)

Primary Sponsor: [Senator Jill P. Carter \(D\)](#)

Committee: [Judicial Proceedings \(Senate\)](#)

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 - SB624 Juveniles Charged as Adults - Transfer of Jurisdiction - Community Detention](#)

Last Action: Hearing 3/07 at 12:00 p.m. (February 6, 2019)

Primary Sponsor: [Senator Jill P. Carter \(D\)](#)

Committee: [Judicial Proceedings \(Senate\)](#)

Summary: Authorizing a court exercising criminal jurisdiction in a case involving a child to order that the child be placed in community detention pending a certain determination; establishing a certain exception to the requirement that a certain court order a child to be held in a secure juvenile facility under certain circumstances; requiring that a certain finding by a certain court be based on certain facts; etc.

[MD - SB626 Juvenile Court - Jurisdiction](#)

Last Action: Hearing 3/07 at 12:00 p.m. (February 6, 2019)

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Primary Sponsor: [Senator Jill P. Carter \(D\)](#)

Committee: [Judicial Proceedings \(Senate\)](#)

Summary: Altering the jurisdiction of the juvenile court over a child at least 14 years old alleged to have done an act which, if committed by an adult, would be a crime punishable by life imprisonment; and over a child at least 16 years old alleged to have committed certain crimes.

[MD - SB824 Juvenile Law - Waiver and Transfer of Jurisdiction](#)

Last Action: Hearing 3/07 at 12:00 p.m. (February 6, 2019)

Primary Sponsor: [Senator William C. Smith, Jr. \(D\)](#)

Committee: [Judicial Proceedings \(Senate\)](#)

Summary:

Repealing a certain provision requiring the juvenile court, for purposes of determining whether to waive its jurisdiction under certain circumstances, to assume that a certain child committed a certain delinquent act; altering the criteria that the juvenile court is required to consider in determining whether to waive jurisdiction with respect to a petition alleging delinquency; specifying that the State has the burden of proving that a certain court should not transfer jurisdiction to the juvenile court; etc.

Cross filed Bill Number: </bill/juvenile-law-waiver-and-transfer-of-jurisdiction/1662680>>HB418

[MD - SB856 Juvenile Justice Reform Council](#)

Last Action: Hearing 2/20 at 12:00 p.m. (February 6, 2019)

Primary Sponsor: [Senator Bobby A. Zirkin \(D\)](#)

Committee: [Judicial Proceedings \(Senate\)](#)

Summary: Establishing the Juvenile Justice Reform Council in the Governor's Office of Crime Control and Prevention; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the duties of the Council; requiring the Council to report its findings and recommendations to the Governor and General Assembly on or before December 1, 2020; and providing for the termination of the Act.

[MI - HB4133 Juveniles; criminal procedure; age of juvenile court jurisdiction and location of juvenile detention in some instances; modify. Amends secs. 1, 3 & 11, ch. XIIA of 1939 PA 288 \(MCL 712A.1 et seq.\).](#)

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Roger Hauck \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4134 Mental health; other; age of juvenile in disposition of persons found not guilty by reason of insanity; modify. Amends sec. 1060a of 1974 PA 258 (MCL 330.2060a).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Douglas Wozniak \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4135 Criminal procedure; youthful trainees; age eligibility for youthful trainee status; raise to 18 years. Amends sec. 11, ch. II of 1927 PA 175 (MCL 762.11).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Julie Calley \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4136 Juveniles; criminal procedure; age of juvenile court jurisdiction in juvenile diversion act; modify. Amends secs. 2 & 8 of 1988 PA 13 (MCL 722.822 & 722.828).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Ryan Berman \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4137 Criminal procedure; indigent defense; definition of adult in Michigan indigent defense commission act; modify. Amends sec. 3 of 2013 PA 93 (MCL 780.983).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Michael Webber \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4138 Juveniles; criminal procedure; age of juvenile jurisdiction in youth rehabilitation services act; modify. Amends sec. 2 of 1974 PA 150 (MCL 803.302).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Daire Rendon \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4139 Criminal procedure; sentencing; procedures for sentencing juveniles prosecuted for personal protection order violation; revise code of criminal procedure to revise age limit. Amends sec. 15b, ch. IV of 1927 PA 175 (MCL 764.15b). TIE BAR WITH: HB 4133'19, HB 4134'19, HB 4137'19, HB 4142'19, HB 4145'19

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative David LaGrand \(D\)](#)

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Committee: [Judiciary \(House\)](#)

MI - HB4140 Juveniles; other; detention of juveniles in certain circumstances; modify. Amends secs. 14, 15, 16, 18 & 18i, ch. XIA of 1939 PA 288 (MCL 712A.14 et seq.). TIE BAR WITH: HB 4143'19, HB 4145'19

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Vanessa Guerra \(D\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4141 Juveniles; criminal procedure; specified juvenile violation definition; modify in probate code of 1939. Amends secs. 2 & 2d, ch. XIA of 1939 PA 288 (MCL 712A.2 & 712A.2d).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Sheldon Neeley \(D\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4142 Juveniles; criminal procedure; juveniles under age 18 arrested for nonlisted offenses; provide for jurisdiction in the family division of circuit court. Amends sec. 27, ch. IV of 1927 PA 175 (MCL 764.27).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Brian Elder \(D\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4144 Juveniles; juvenile justice services; county juvenile justice services reimbursements; modify. Amends sec. 117a of 1939 PA 280 (MCL 400.117a).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Tommy Brann \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4145 Juveniles; criminal procedure; prejudication confinement of juveniles under 18 years of age in jail; preclude. Amends sec. 27a, ch. IV of 1927 PA 175 (MCL 764.27a).

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

Primary Sponsor: [Representative Graham Filler \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - HB4146 Juveniles; criminal procedure; raise the age fund; provide for. Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 117i.

Last Action: Bill electronically reproduced 02/06/2019 (February 7, 2019)

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Primary Sponsor: [Representative Mary Whiteford \(R\)](#)

Committee: [Judiciary \(House\)](#)

MI - SB84 Criminal procedure; indigent defense; definition of adult in Michigan indigent defense commission act; modify. Amends sec. 3 of 2013 PA 93 (MCL 780.983).

Last Action: Referred to committee on judiciary and public safety (February 5, 2019)

Primary Sponsor: [Senator Curt VanderWall \(R\)](#)

MI - SB90 Juveniles; criminal procedure; age of juvenile court jurisdiction and location of juvenile detention in some instances; modify. Amends secs. 1, 3 & 11, ch. XIA of 1939 PA 288 (MCL 712A.1 et seq.).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Pete Lucido \(R\)](#)

MI - SB91 Juveniles; criminal procedure; prejudication confinement of juveniles under 18 years of age in jail; preclude. Amends sec. 27a, ch. IV of 1927 PA 175 (MCL 764.27a).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Michael MacDonald \(R\)](#)

MI - SB92 Criminal procedure; youthful trainees; age eligibility for youthful trainee status; raise to 18 years. Amends sec. 11, ch. II of 1927 PA 175 (MCL 762.11).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Sylvia Santana \(D\)](#)

MI - SB93 Juveniles; criminal procedure; age of juvenile jurisdiction in youth rehabilitation services act; modify. Amends sec. 2 of 1974 PA 150 (MCL 803.302).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Stephanie Chang \(D\)](#)

MI - SB94 Mental health; other; age of juvenile in disposition of persons found not guilty by reason of insanity; modify. Amends sec. 1060a of 1974 PA 258 (MCL 330.2060a).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Jeff Irwin \(D\)](#)

MI - SB95 Juveniles; criminal procedure; age of juvenile court jurisdiction in juvenile diversion act; modify. Amends secs. 2 & 8 of 1988 PA 13 (MCL 722.822 & 722.828).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

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Primary Sponsor: [Senator Sylvia Santana \(D\)](#)

MI - SB97 Juveniles; other; detention of juveniles in certain circumstances; modify. Amends secs. 14, 15, 16, 18 & 18i, ch. XIA of 1939 PA 288 (MCL 712A.14 et seq.). TIE BAR WITH: SB 0091'19, SB 0096'19

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Curtis Hertel Jr. \(D\)](#)

MI - SB98 Juveniles; criminal procedure; juveniles under age 18 arrested for nonlisted offenses; provide for jurisdiction in the family division of circuit court. Amends sec. 27, ch. IV of 1927 PA 175 (MCL 764.27).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Marshall Bullock \(D\)](#)

MI - SB99 Criminal procedure; sentencing; procedures for sentencing juveniles prosecuted for personal protection order violation; revise code of criminal procedure to revise age limit. Amends sec. 15b, ch. IV of 1927 PA 175 (MCL 764.15b). TIE BAR WITH: SB 0084'19, SB 0090'19, SB 0091'19, SB 0094'19, SB 0098'19

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Ruth Johnson \(R\)](#)

MI - SB100 Juveniles; criminal procedure; specified juvenile violation definition; modify in probate code of 1939. Amends secs. 2 & 2d, ch. XIA of 1939 PA 288 (MCL 712A.2 & 712A.2d).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Jim Runestad \(R\)](#)

MI - SB101 Juveniles; juvenile justice services; county juvenile justice services reimbursements; modify. Amends sec. 117a of 1939 PA 280 (MCL 400.117a).

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Pete Lucido \(R\)](#)

MI - SB102 Juveniles; criminal procedure; raise the age fund; provide for. Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 117i.

Last Action: Referred to committee on judiciary and public safety (February 7, 2019)

Primary Sponsor: [Senator Sylvia Santana \(D\)](#)

MN - SF96 Sentencing guidelines commission legislation racial impact screening requirement

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Last Action: Referred to State Government Finance and Policy and Elections (January 14, 2019)

Primary Sponsor: [Senator D. Scott Dibble \(D\)](#)

Committee: [State Government Finance and Policy and Elections Members \(Senate\)](#)

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

Last Action: Public Hearing Completed (February 26, 2019)

Primary Sponsor: [Representative Ingrid Burnett](#)

Summary: [Introduced](#)

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

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

Primary Sponsor: [Representative Mike Moon](#)

Summary: [Introduced](#)

[MO - HB953](#) Establishes the Interim Joint Committee on Juvenile Court Jurisdiction and Implementation

Last Action: Referred: Children and Families (February 27, 2019)

Primary Sponsor: [Representative Jeff Knight](#)

Summary: [Introduced](#)

[MO - HB961](#) Modifies provisions relating to juvenile court proceedings

Last Action: Read Second Time (February 18, 2019)

Primary Sponsor: [Representative Barbara Washington](#)

Summary: [Introduced](#)

[MO - HB1042](#) Modifies provisions as to when juvenile courts have exclusive jurisdiction

Last Action: Read Second Time (February 25, 2019)

Primary Sponsor: [Representative David Evans](#)

[MO - SB395](#) Modifies provisions relating to a child's right to counsel

Last Action: Second Read and Referred S Judiciary and Civil and Criminal Jurisprudence Committee (February 28, 2019)

Primary Sponsor: [Senator John Rizzo, \(D\)](#)

Summary:

SB 395 - Under this act, when a petition has been filed in a juvenile court under certain provisions of law and a child has waived his or her right to counsel, such waiver shall be made in open court and be recorded and in writing. The waiver shall be made knowingly, intelligently, and voluntarily,

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which shall be determined by the totality of the circumstances, including the child's age, background, experience, emotional stability, and the complexity of the proceedings. Such waiver shall only apply to that proceeding and in any subsequent proceedings, the child shall be informed of his or her right to counsel.

A child's right to counsel shall not be waived in the following proceedings: (1) at a detention hearing, (2) at a certification or dismissal hearing, (3) at an adjudication hearing for any misdemeanor or felony offense, (4) at a dispositional hearing, or (5) at a hearing on a motion to modify or revoke supervision under certain provisions of law. Under no circumstances shall a child waive his or her rights when taken into custody and be questioned by police.

This act is identical to HB 42 (2019).

[MS - HC51](#) [Joint Rules; amend to create a procedure for issuance of ethnic disparity impact statements.](#)

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

Primary Sponsor: [Representative Robert L. Johnson III \(D\)](#)

Committee: [Rules \(House\)](#)

Summary: A CONCURRENT RESOLUTION TO CREATE NEW JOINT RULE NO. 41 TO PROVIDE A PROCEDURE FOR THE ISSUANCE OF A RACIAL AND ETHNIC DISPARITY IMPACT STATEMENT FOR EVERY BILL, CONCURRENT RESOLUTION AND AMENDMENT WHICH PROPOSES A CHANGE IN THE LAW THAT CREATES A PUBLIC OFFENSE.

[MS - HR7](#) [House Rules; amend to require a racial impact statement for all legislation to be attached to each bill.](#)

Last Action: Referred To Rules (January 14, 2019)

Primary Sponsor: [Representative Kabir Karriem \(D\)](#)

Committee: [Rules \(House\)](#)

Summary: A RESOLUTION TO CREATE NEW HOUSE RULE NO. 104C TO PROVIDE A PROCEDURE FOR ISSUANCE OF RACIAL AND ETHNIC IMPACT STATEMENTS THAT EXAMINE HOW PROPOSED LEGISLATION WILL AFFECT CERTAIN POPULATIONS.

[MS - HR11](#) [House Rules; create new rule that provides a procedure for a racial and ethnic impact statement.](#)

Last Action: Referred To Rules (January 16, 2019)

Primary Sponsor: [Representative Robert L. Johnson III \(D\)](#)

Committee: [Rules \(House\)](#)

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Summary: A RESOLUTION TO CREATE NEW HOUSE RULE NO. 104C TO PROVIDE A PROCEDURE FOR ISSUANCE OF RACIAL AND ETHNIC IMPACT STATEMENTS THAT EXAMINE HOW PROPOSED LEGISLATION WILL AFFECT CERTAIN POPULATIONS.

[NC - HB121](#) [Expunction Related to RTA/No Conviction.](#)

Last Action: Reptd Fav Com Substitute (February 27, 2019)

Primary Sponsor: [Representative Sarah Stevens \(R\)](#)

Summary: [H121-SMTV-3\(e1\)-v-2](#)

[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.](#)

Last Action: Returned to House (February 28, 2019)

Primary Sponsor: [Judiciary](#)

Committee: [Judiciary \(House\)](#)

[NE - LB132](#) [Change penalties for certain felonies committed by persons under nineteen years of age](#)

Last Action: Notice of hearing for February 14, 2019 (February 5, 2019)

Primary Sponsor: [Pansing Brooks](#)

Committee: [Judiciary \(Legislature\)](#)

Summary: [Statement of Intent](#)

[NE - LB230](#) [Provide for room confinement of juveniles as prescribed](#)

Last Action: Judiciary AM450 filed (February 26, 2019)

Primary Sponsor: [Pansing Brooks](#)

Committee: [Judiciary \(Legislature\)](#)

Summary: [Statement of Intent](#)

[NE - LB354](#) [Change provisions relating to sealing of juvenile records](#)

Last Action: Judiciary AM112 filed (February 19, 2019)

Primary Sponsor: [Pansing Brooks](#)

Committee: [Judiciary \(Legislature\)](#)

Summary: [Statement of Intent](#)

[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: Notice of hearing for February 14, 2019 (February 5, 2019)

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

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Committee: [Judiciary \(Legislature\)](#)

Summary: [Statement of Intent](#)

[NE - LB739](#) [Change procedures and requirements for use of restrictive housing of inmates](#)

Last Action: Notice of hearing for February 27, 2019 (February 11, 2019)

Primary Sponsor: [Vargas](#)

Committee: [Judiciary \(Legislature\)](#)

Summary: [Statement of Intent](#)

[NH - HB732](#) [relative to over-sentencing and racial profiling.](#)

Last Action: Lay on Table (Rep. Rodd): MA VV 02/27/2019 (February 27, 2019)

Primary Sponsor: [Representative Max Abramson](#)

Committee: [Criminal Justice and Public Safety \(House\)](#)

[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. Mckeeon \(D\)](#)

[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 \(D\)](#)

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 - S3261 Restricts use of isolated confinement in correctional facilities.

Last Action: Introduced in the Senate, Referred to Senate Law and Public Safety Committee (December 6, 2018)

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

NM - HB105 ENHANCED PENALTY FOR FIREARM USED IN CRIME

Last Action: Legislative Day: 2Calendar Day: 01/16/2019Sent to HCPAC - Referrals: HCPAC/HJC/HAFC (December 19, 2018)

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

[District: 31 \(R\)](#)

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 - \(D\)](#)

[District: 31 \(D\)](#)

NV - AB158 AN ACT relating to criminal procedure; authorizing a court to take certain actions when determining the sentence of a person convicted as an adult for an offense committed when the

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[person was less than 18 years of age if the person was a victim of sex trafficking or sexual assault and committed the offense against the abuser; and providing other matters properly relating thereto.](#)

Last Action: From printer. To committee. (February 18, 2019)

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

Summary: Existing law provides that if a person is convicted as an adult for an offense that the person committed when he or she was less than 18 years of age, the court: (1) is required to consider the differences between juvenile and adult offenders; and (2) after considering such differences, is authorized to reduce the person's sentence. (NRS 176.017) Section 1 of this bill additionally provides that if a person is convicted as an adult for an offense that the person committed when he or she was less than 18 years of age and the court finds by clear and convincing evidence that, during the 1-year period immediately preceding the commission of the offense, the person was a victim of sex trafficking or sexual assault and committed the offense against his or her abuser, the court is authorized to: (1) depart from any mandatory minimum sentence or mandatory additional penalty; (2) suspend any portion of an otherwise applicable sentence; or (3) if the person is less than 21 years of age, deem the person to have committed a delinquent act and transfer the case to the juvenile court for proper disposition.

Section 3 of this bill specifies that such provisions apply to an offense committed: (1) on or after October 1, 2019; and (2) before October 1, 2019, if the person is convicted on or after October 1, 2019.

[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](#)

Committee: [Codes \(Assembly\)](#)

[NY - A1829](#) [Relates to the judicial diversion program for certain felony offenders](#)

Last Action: Referred To Codes (January 17, 2019)

Primary Sponsor: [Assemblymember William Magnarelli](#)

Committee: [Codes \(Assembly\)](#)

[NY - A2116](#) [Relates to establishing a legislative committee on racial equity in the New York state senate](#)

Last Action: Referred To Governmental Operations (January 22, 2019)

Primary Sponsor: [Assemblymember Victor M. Pichardo](#)

Committee: [Governmental Operations \(Assembly\)](#)

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Summary: Relates to establishing a legislative committee on racial equity in the New York state senate to review and prepare a racial equity impact statement for all legislation that is reported favorably to the senate.

[NY - A2281](#) Relates to the Monroe county juvenile justice center

Last Action: Referred To Children And Families (January 22, 2019)

Primary Sponsor: [Assemblymember David Gantt](#)

Committee: [Children and Families \(Assembly\)](#)

Summary: Relates to the Monroe county juvenile justice center; establishes a limited secure placement facility for juveniles in Monroe county; authorizes the office of children and family services to enter into a memorandum of understanding with the county of Monroe for such county to establish, operate and maintain a limited secure placement facility and to inspect and certify the Monroe county juvenile justice center limited secure placement facility.

[NY - A3329](#) Relates to the effect of termination of criminal actions and proceedings against a minor

Last Action: Referred To Codes (January 29, 2019)

Primary Sponsor: [Assemblymember Erik Dilan](#)

Committee: [Codes \(Assembly\)](#)

[NY - A3422](#) Relates to racial and ethnic impact statements on bills

Last Action: Referred To Governmental Operations (January 29, 2019)

Primary Sponsor: [Assemblymember Latrice Walker](#)

Committee: [Governmental Operations \(Assembly\)](#)

[NY - A3837](#) Relates to the "juvenile offender second chance act"

Last Action: Referred To Codes (January 31, 2019)

Primary Sponsor: [Assemblymember Inez E. Dickens](#)

Committee: [Codes \(Assembly\)](#)

Summary: Relates to the "juvenile offender second chance act" which establishes the ability for a person to be adjudicated to be a youthful offender and receive all provisions and benefits of being a youthful offender.

[NY - A5027](#) Relates to conviction sealing for eligible youth

Last Action: Referred To Codes (February 6, 2019)

Primary Sponsor: [Assemblymember Aravella Simotas](#)

Committee: [Codes \(Assembly\)](#)

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Summary: Provides that eligible youth who were not given youthful offender status by the court to be eligible for conviction sealing.

[NY - A5703 Expands juvenile offender status to include certain sex offenses committed by persons 13, 14 or 15 years of age](#)

Last Action: Referred To Codes (February 14, 2019)

Primary Sponsor: [Assemblymember Joseph Giglio](#)

Committee: [Codes \(Assembly\)](#)

Summary: Expands juvenile offender status to include rape in the first degree, criminal sexual act in the first degree, aggravated sexual abuse in the first degree, aggravated sexual abuse in the second degree and aggravated sexual abuse in the third degree if committed by persons thirteen, fourteen or fifteen years of age.

[NY - A5871 Relates to granting certain individuals youthful offender status; repealer](#)

Last Action: Referred To Codes (February 20, 2019)

Primary Sponsor: [Assemblymember Daniel O'Donnell](#)

Committee: [Codes \(Assembly\)](#)

Summary: Increases the age of a person from nineteen to twenty-two to be deemed a youth for youthful offender status and provides that there is a presumption of such status unless the interest of justice requires otherwise and proper notice is given.

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

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

Primary Sponsor: [Senator Robert Ort](#)

Committee: [Finance \(Senate\)](#)

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 9, 2019)

Primary Sponsor: [Senator James Tedisco](#)

Committee: [Codes \(Senate\)](#)

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

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

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

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

Committee: [Crime Victims, Crime and Correction \(Senate\)](#)

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](#)

Committee: [Codes \(Senate\)](#)

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](#)

Committee: [Codes \(Senate\)](#)

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](#)

Committee: [Finance \(Senate\)](#)

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

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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 - S1739](#) [Relates to establishing a legislative committee on racial equity in the New York state senate](#)

Last Action: Referred To Investigations And Government Operations (January 16, 2019)

Primary Sponsor: [Senator Luis R. Sepúlveda](#)

Committee: [Investigations and Government Operations \(Senate\)](#)

Summary: Relates to establishing a legislative committee on racial equity in the New York state senate to review and prepare a racial equity impact statement for all legislation that is reported favorably to the senate.

[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](#)

Committee: [Codes \(Senate\)](#)

[NY - S3052](#) [Relates to expungement of records for certain juveniles convicted of a nonviolent offense after seven years](#)

Last Action: Referred To Codes (February 1, 2019)

Primary Sponsor: [Senator James Sanders Jr.](#)

Committee: [Codes \(Senate\)](#)

[NY - S3053](#) [Relates to a petition for expungement of records for certain juveniles convicted of a nonviolent offense after five years](#)

Last Action: Referred To Codes (February 1, 2019)

Primary Sponsor: [Senator James Sanders Jr.](#)

Committee: [Codes \(Senate\)](#)

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

Last Action: Title stricken (February 27, 2019)

Summary: [Introduced](#)

Amendments:

[SB112%20PCS](#)

[OK - SB253](#) Legislation; requiring preparation and procedures of filing racial impact statement for certain legi

Last Action: Second Reading referred to Rules (February 5, 2019)

Summary: [Introduced](#)

[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)

Committees:

[Judiciary \(House\)](#)

[Ways and Means \(Joint\)](#)

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)

Committee: [Judiciary \(House\)](#)

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)

Committees:

[Judiciary \(Senate\)](#)

[Human Services \(Senate\)](#)

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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)

Committee: [Judiciary \(Senate\)](#)

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)

Committee: [Judiciary \(Senate\)](#)

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)

Committee: [Judiciary \(Senate\)](#)

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.

[OR - SB862 Prohibits court from imposing certain sentences on juvenile offenders.](#)

Last Action: Referred to Judiciary. (February 27, 2019)

RoundupCommittee: [Judiciary \(Senate\)](#)

Summary:

Prohibits court from imposing certain sentences on juvenile offenders.

Requires court to authorize leave from custody, conditional release and sentencing reductions unless otherwise prohibited by law. Prohibits State Board of Parole and Post-Prison Supervision from taking any action that causes juvenile offender to serve greater sentence than minimum required by law. Directs court to hold resentencing proceedings for juvenile offenders previously sentenced to terms of imprisonment within this state.

SC - HB3297 Children placed in adult jails

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 - HB3919 Youth Sentencing Act of 2019

Last Action: Referred to Committee on Judiciary (February 6, 2019)

Primary Sponsor: [Representative Neal A. Collins \(R\)](#)

Summary: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, TO ENACT THE "YOUTH SENTENCING ACT OF 2019" BY ADDING SECTIONS 16-3-15, 17-25-35, AND 17-25-40 SO AS TO PROHIBIT THE PENALTY OF LIFE IMPRISONMENT FOR ANY INDIVIDUAL WHO IS UNDER THE AGE OF EIGHTEEN AT THE TIME OF COMMITTING AN OFFENSE AND TO

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PROVIDE MAXIMUM SENTENCES FOR THOSE INDIVIDUALS WHO COMMITTED AN OFFENSE AS A MINOR BEFORE THE EFFECTIVE DATE OF THE ACT; BY ADDING SECTION 63-19-1690 SO AS TO PROHIBIT THE USE OF RESTRAINTS, ISOLATION, AND ROOM CONFINEMENT FOR JUVENILE OFFENDERS, WITH EXCEPTIONS; TO AMEND SECTION 16-11-311, RELATING TO THE OFFENSE OF BURGLARY IN THE FIRST DEGREE, SO AS TO MAKE CONFORMING CHANGES; TO AMEND SECTION 17-25-20, RELATING TO CRIMINAL PUNISHMENTS, SO AS TO PROHIBIT THE USE OF SOLITARY CONFINEMENT FOR A PERSON WHO IS LESS THAN EIGHTEEN YEARS OF AGE; AND TO AMEND SECTIONS 17-25-45 AND 24-13-100, RELATING TO LIFE SENTENCES FOR PERSONS CONVICTED OF CERTAIN CRIMES AND NO PAROLE OFFENSES, RESPECTIVELY, SO AS TO MAKE CONFORMING CHANGES.

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

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-

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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 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."

TN - HB876 Sentencing - As introduced, establishes parole eligibility after 30 years for persons who committed crimes as juveniles and who were sentenced to greater than 30 years; authorizes parole eligibility after 20 years for such persons if certain conditions met; prohibits sentencing persons to life without parole for crimes committed when a juvenile. - Amends TCA Title 37, Chapter 1, Part 1; Title 39, Chapter 13, Part 2 and Title 40, Chapter 35.

Last Action: Assigned to s/c Constitutional Protections & Sentencing Subcommittee (February 11, 2019)

Primary Sponsor: [M. White](#)

Summary: Abstract summarizes the bill.

TN - HB1189 Juvenile Offenders - As introduced, requires youth development centers, jails, and the department of correction to provide free telephone calls between minors and their parents or guardians. - Amends TCA Title 37 and Title 41.

Last Action: Assigned to s/c Corrections Subcommittee (February 13, 2019)

Primary Sponsor: [Representative Jesse Chism \(D\)](#)

Summary: Abstract summarizes the bill.

TN - SB842 Sentencing - As introduced, establishes parole eligibility after 30 years for persons who committed crimes as juveniles and who were sentenced to greater than 30 years; authorizes parole eligibility after 20 years for such persons if certain conditions met; prohibits sentencing persons to life

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[without parole for crimes committed when a juvenile. - Amends TCA Title 37, Chapter 1, Part 1; Title 39, Chapter 13, Part 2 and Title 40, Chapter 35.](#)

Last Action: Passed on Second Consideration, refer to Senate Judiciary Committee (February 11, 2019)

Primary Sponsor: [Senator Raumesh Akbari \(D\)](#)

Summary: Abstract summarizes the bill.

[TN - SB956 Juvenile Offenders - As introduced, requires youth development centers, jails, and the department of correction to provide free telephone calls between minors and their parents or guardians. - Amends TCA Title 37 and Title 41.](#)

Last Action: Rcvd. from S., held on H. desk. (February 28, 2019)

Primary Sponsor: [Senator Jeff Yarbro \(D\)](#)

Summary: Abstract summarizes the bill.

[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: Referred to Juvenile Justice & Family Issues (February 19, 2019)

Primary Sponsor: [Representative Joe Moody](#)

Committee: [Juvenile Justice and Family Issues \(House\)](#)

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

Last Action: Referred to Juvenile Justice & Family Issues (February 19, 2019)

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

Committee: [Juvenile Justice and Family Issues \(House\)](#)

[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: Referred to Juvenile Justice & Family Issues (February 21, 2019)

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

Committee: [Juvenile Justice and Family Issues \(House\)](#)

[TX - HB1364 Relating to the age of a child at which a juvenile court may exercise jurisdiction over the child and to the minimum age of criminal responsibility.](#)

Last Action: Referred to Juvenile Justice & Family Issues (February 27, 2019)

Primary Sponsor: [Representative Gene Wu](#)

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Committee: [Juvenile Justice and Family Issues \(House\)](#)

TX - HB1771 Relating to a prohibition on prosecuting or referring to juvenile court a person younger than 18 years of age for certain conduct violating the offense of prostitution and to the provision of services to those persons.

Last Action: Filed (February 14, 2019)

Primary Sponsor: [Representative Shawn Thierry](#)

TX - HB2314 Relating to the age of criminal responsibility and to certain substantive and procedural matters related to that age.

Last Action: Filed (February 25, 2019)

Primary Sponsor: [Representative Steve Toth](#)

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: Referred to Criminal Justice (February 1, 2019)

Primary Sponsor: [Senator José Rodríguez](#)

Committee: [Criminal Justice \(Senate\)](#)

VA - HB1642 Solitary confinement; data collection and reporting, Department of Corrections to submit report.

Last Action: VOTE: ADOPTION (97-Y 0-N) (February 23, 2019)

Primary Sponsor: [Delegate Patrick A. Hope](#)

Committees:

[Appropriations \(House\)](#)

[Militia, Police and Public Safety \(House\)](#)

[Rehabilitation and Social Services \(Senate\)](#)

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.

Amendments:

[House subcommittee amendments and substitutes offered](#)

[House subcommittee amendments and substitutes adopted](#)

[House committee, floor amendments and substitutes offered](#)

[Conference amendments](#)

[VA - SB1777](#) [Solitary confinement; data collection and reporting, Department of Corrections to submit report.](#)

Last Action: VOTE: ADOPTION (98-Y 0-N) (February 23, 2019)

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

Committees:

[Courts of Justice \(House\)](#)

[Rehabilitation and Social Services \(Senate\)](#)

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. This bill incorporates SB 1085 and SB 1140.

Amendments:

[House subcommittee amendments and substitutes offered](#)

[House subcommittee amendments and substitutes adopted](#)

[Conference amendments](#)

[Senate amendments](#)

[VT - S133](#) [An act relating to juvenile jurisdiction](#)

Last Action: Read 1st time & referred to Committee on Judiciary (February 27, 2019)

Primary Sponsor: [Senator Dick Sears \(D\)](#)

Committee: [Judiciary \(Senate\)](#)

[WA - HB1646](#) [Concerning confinement in juvenile rehabilitation facilities.](#)

Last Action: Referred to Rules 2 Review. (February 28, 2019)

[WA - HB2064](#) [Concerning juvenile justice.](#)

Last Action: Referred to Appropriations. (February 22, 2019)

[WA - HB2080](#) [Concerning solitary confinement.](#)

Last Action: First reading, referred to Public Safety. (View Original Bill) (February 18, 2019)

[WA - SB5288](#) [Sentencing for persistent offenders.](#)

Last Action: Placed on second reading by Rules Committee. (February 28, 2019)

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

Last Action: Made eligible to be placed on second reading. (February 19, 2019)

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

Last Action: Scheduled for executive session in the Senate Committee on Law & Justice at 10:00 AM (Subject to change). (Committee Materials) (February 14, 2019)

[WA - SB5737](#) Concerning confinement in juvenile rehabilitation facilities.

Last Action: Referred to Ways & Means. (February 21, 2019)

[WA - SB5880](#) Concerning juvenile sentencing.

Last Action: Passed to Rules Committee for second reading. (February 21, 2019)

[WI - SB49](#) Relating to: prosecuting a person under the age of 18 with committing an act of prostitution.

Last Action: Representative Cabrera added as a cosponsor (February 27, 2019)

Primary Sponsor: [Senator Alberta Darling \(R\)](#)

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

Last Action: Governor Signed HEA No. 0017 (February 15, 2019)

Primary Sponsor: [Judiciary](#)

Summary: [Introduced](#)

Amendments:

[HB0044HS001](#)

[HB0044S2001](#)

[HB0044SS001](#)