

INTRODUCTION

The Supreme Court of Pennsylvania has adopted the proposed changes to Rule 120 with this Recommendation. The changes are effective immediately.

EXPLANATORY REPORT SEPTEMBER 2011

Modifications to Rule 120 clarify that the juvenile must be at least ten years old at the time of the *commission* of a delinquent act for a delinquency petition to be filed. Under the prior version, it could be argued that a juvenile must be at least ten years old at the time of the *allegation* of the delinquent act.

This revised definition ensures juveniles are at least ten years old and have not reached eighteen years of age when the commission of delinquent acts occurs, rather than when allegations are made.