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Juvenile Justice T	ask Force Recomm	endations Voting Results
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Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa **Representative Sheryl Delozier** Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym **Representative Kristine Howard** Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin **Tiffany Sizemore** Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel

Voting Members (29)

Unanimous Support *All Voting Members		
Recommendation	Support	Do Not Support
Subgroup Recommendation 3: Curb the number of out-of- home placement youth cycle through over the course of their case	All Voting Members	
DHS, in collaboration with JCJC, the Juvenile Justice Delinquency Prevention Group (JJDPC), and other relevant stakeholder groups, shall annually monitor data around the rejecting or ejecting of youth from private out-of-home placements and make recommendations for policy change as necessary to prevent placement instability.		
Subgroup Recommendation 5: JCJC shall develop Standards Governing the Development and Application of Graduated Response Protocols in partnership with the Pennsylvania Council of Chief Juvenile Probation Officers and other relevant stakeholders, and require adherence to these standards as a condition for participation in the JCJC Grant- in-Aid program.	All Voting Members	
Subgroup Recommendation 6: Conduct an inventory of gaps in programs and services for reducing delinquency in Pennsylvania communities Every three-to-five years, DHS shall coordinate with local judges, county officials, and other relevant stakeholders to conduct an inventory of programs and services to address delinquency in every county.	All Voting Members	
Subgroup Recommendation 7: Consideration should be given to reassign or repurpose skilled juvenile justice staff as the juvenile justice system further shifts away from out-of- home placement and toward community-based services.	All Voting Members	
Subgroup Recommendation 8: Performance measurement data for Pennsylvania and for every county shall be tracked and reported publicly to determine if the recommendations are working and whether further changes may be needed. Data will include but are not limited to the impact of policies on youth by race and ethnicity.	All Voting Members	
Subgroup Recommendation 12: Expand services as alternatives to arrest and court referral Expand statewide front-end services as an alternative to court referral, including mobile crisis teams. a. Create recurring funding streams for schools to expand services that serve as an alternative to arrest or court referral.	All Voting Members	
Subgroup Recommendation 18(a): Amend the Human Services Code to provide funding for indigent juvenile defense services	All Voting Members	

Unanimous Support *All Voting Members		
All Voting Me Recommendation		Do Not Support
Counties shall be reimbursed at a 50% rate by the state through the needs-based budgeting process for the provision of indigent delinquency defense services (same rate as guardians ad-litem and counsel in dependency proceedings).	Support	Do Not Support
Subgroup Recommendation 18(b): Amend the Human Services Code to include both juvenile justice and child welfare funding goals	All Voting Members	
The Human Services Code shall be amended to establish a new purpose clause for Article VII (relating to children and youth) to specifically set forth "child welfare" goals consistent with the Juvenile Act's mandates relating to dependent children, and "juvenile justice" goals consistent with the Juvenile Act's mandates relating to delinquent children.		
Subgroup Recommendation 20: Increase oversight and accountability of out-of-home placements for youth adjudicated delinquent	All Voting Members	
1. The Department of Human Services' (DHS) "Notification Protocol for Formal Licensing Actions and Incidents" and the process for implementing that protocol shall be amended to provide more timely and specific information to judges, public defenders, district attorneys, juvenile probation, county commissioners, county DHS offices, private providers, school districts, and youth as well as their families who are adjudicated delinquent in all Pennsylvania counties when there is 1) an allegation of child abuse involving a youth in a residential placement 2) an indicated or founded report of child abuse involving a youth in a residential placement; 3) a licensing action taken against a program or facility; or 4) an incident that involved law enforcement that was required to be reported to DHS.		
a. DHS shall expeditiously review all allegations of abuse made by youth, their guardian or legal counsel, as a part of a youth's treatment in out-of-home placement and notify all parties regarding the result of the review of the allegation.		
b. DHS shall maintain and make public a cumulative record of confirmed abuses that have occurred at a private provider's out-of-home placement.		
2. 55 Pa. Code Chapter 3800 shall be applied to out-of-home placements for youth adjudicated delinquent that are managed and operated by the Department of Human Services' Bureau of Juvenile Justice Services (BJJS).		

Unanimous Support *All Voting Members		
Recommendation	Support	Do Not Support
a. Establish independent oversight by the Office of State Inspector General, with individuals who have knowledge of and expertise with 55 Pa. Code Chapter 3800, for compliance with these rules including: 1) the licensing process for out-of- home placements for youth who are adjudicated delinquent; and 2) the investigation process of incidents that occur within out-of-home placements for youth who are adjudicated delinquent.		
3. 55 Pa. Code Chapter 3800 shall be amended to require DHS to make routine announced and unannounced daytime and nighttime inspections of all residential programs.		
Subgroup Recommendation 24: Aggressively pursue statewide implementation of the Juvenile Justice System Enhancement Strategy (JJSES)	All Voting Members	
The Commonwealth must continue to aggressively pursue the implementation and sustainability of the Pennsylvania Juvenile Justice System Enhancement Strategy (JJSES) toward the goal of achieving our juvenile justice system's balanced and restorative justice mission by:		
a. Employing evidence-based practices, with fidelity, at every stage of the juvenile justice process;		
b. Collecting and analyzing data necessary to measure the results of these efforts; and, with this knowledge,		
c. Striving to continuously improve the quality of the decisions made, and the services and programs provided in, the juvenile justice system.		
Subgroup Recommendation 25: The Juvenile Act should be amended to provide that youth working while in court- ordered placement shall be paid not less than the Pennsylvania minimum wage.	All Voting Members	

Unanimous Support *All Voting Members		
Recommendation	Support	Do Not Support
Additional Recommendation 5: Establish a statewide youth and family advisory group and support county-level advisory groups to ensure that these alternatives and budget allocations are vetted and supported by meaningful youth and family participation. Appoint one or more of the members to the JJDPC.	All Voting Members	

Recommendation	Support	Do Not Support	
Subgroup Recommendation 1: Reserving out-of-	Jim Anderson	Russ Carlino	
home placement for the most serious cases that	Senator Lisa Baker		
pose a threat to community safety	Andrew Barnes		
	Kevin Bethel		
1. Youth may not be removed from the home as	Meghan Black		
the disposition for an adjudication of delinquency,	Judge Kim Clark		
unless the court determines that one of the	Senator Jay Costa		
following applies:	Representative Sheryl Delozier		
	Dominick DiSalvo		
a) The youth poses a risk to the safety of the	Cynthia Figueroa		
community or a victim. In determining whether	Steve Guccini		
the youth poses a risk to the safety of the	Helen Gym		
community or a victim, the court shall consider:	Representative Kristine Howard		
a. The results of a validated risk and needs	Dan Jurman		
assessment;	Senator Scott Martin		
b. Whether the youth used a deadly weapon in the	Haundray Muir		
commission of the offenses;	Mike Pennington		
c. Whether the youth intentionally inflicted	Tara Piechowicz		
significant bodily injury upon another person in	Judge Douglas Reichley		
the commission of the offenses; and	Jon Rubin		
d. The nature of the offense.	Tiffany Sizemore		
	Rick Steele		
b) The youth has been adjudicated delinquent of a	Matt Stem		
sexual offense and that residential treatment is	Scott Talley		
the most appropriate and least restrictive	Representative Tarah Toohil		
dispositional option.	Joe Werner		
	Senator Anthony Williams		
c) The court determines that the juvenile is	Representative Mike Zabel		
medically in need of residential drug and alcohol			
or mental health services, after an appropriate			
evaluation or assessment.			
2. The court may not remove a youth from home			
solely for a technical probation violation. This shall			
not include:			
a) The violation of a no contact order which places			
the safety of the community or a victim at risk;			
b) Repeated violations of probation for an offense			
involving the threat to, or use or possession of a			
deadly weapon or the intentional infliction			
significant bodily injury to a victim;			
c) The violation of probation for a sexual offense;			
or			

Recommendation	Support	Do Not Support	
d) When the court determines that the juvenile is medically in need of residential drug and alcohol or mental health services, after an appropriate evaluation or assessment.			
3. In all cases where the court has determined that removal and placement of the youth is the appropriate and least restrictive dispositional option after consideration of the above factors, the court shall set forth its reasons for removal and placement of the youth on the record and in writing.			
4. The court shall not dispose a youth to out-of- home placement solely because treatment is not available in the community.			
5. The court shall not remove a youth from home because of concerns related to the family or home environment (neglect, abuse, etc.). Where there are concerns related to abuse, neglect, or dependency, the matter should be referred to the appropriate child welfare agency.			
6. The model (CPCMS) juvenile delinquency dispositional and post-dispositional review orders be reviewed by the Juvenile Court Procedural Rules Committee and the AOPC to ensure that the court order cannot be entered unless the court's reasons for the disposition are set forth as required by Pa. P.J.C.P. 512 and 42 Pa C.S. § 6352 (c) as added to the Juvenile Act by Senator Baker's Act 22 of 2012 (including, if the juvenile is removed from the home, why the court found that the out-of-home placement ordered is the least restrictive type of placement that is consistent with the protection of public and the juvenile's treatment, supervision rehabilitation and welfare).			
 Subgroup Recommendation 2: Keep youth in out-of-home placement no longer than the timeframe supported by research 1. When the court imposes a disposition of out-of-home placement in response to an adjudication of 	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Judge Kim Clark	Russ Carlino Judge Douglas Reichley	
delinquency, the rebuttable presumptive period of	Senator Jay Costa		

Recommendation	Support	Do Not Support	
Recommendationcommitment shall be six months. The court may extend the presumptive period of placement if the court finds:a) An extension is necessary to complete an evidence-based program or a program rated by a standardized tool as effective for reducing recidivism, consistent with the youth's assessed criminogenic needs that is already underway, and that the program cannot be completed in the community; orb) The youth still poses a risk to the safety of the community or a victim, assessed using the factors outlined in Recommendation 1, Sub-bullet (1)(a).2. Youth who have been adjudicated delinquent of murder or a sexual offense or an attempt to commit murder or a sexual offense may be exempt from the presumptive period of placement.3. In all cases where the court has determined that is necessary and appropriate to extend placement beyond six months, the court shall set forth its reasons for the continued placement of the youth on the record and in writing.	Support Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Do Not Support	
4. Pa. R.J.C.P 610 should be modified to require dispositional review hearings in all cases (including those disposed to probation) to be held at a minimum every three months and to set forth the specific determinations that must be made at each proceeding (similar to the specificity of the determinations that must be made by the court in permanency hearings for dependent children under Rule 1610).			
 Subgroup Recommendation 4: Focus supervision conditions on criminogenic risk and needs 1. Conditions of supervision shall only be ordered consistent with a demonstrated need as assessed by validated risk and needs assessment. 2. Treatment shall only be ordered consistent with a demonstrated need as assessed by a validated risk and needs assessment. 	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini	Meghan Black Russ Carlino	

Recommendation	Support	Do Not Support
	Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	
Subgroup Recommendation 11: Prohibit written	Jim Anderson	Judge Douglas Reichley
allegations in juvenile court from contempt for failure to comply in Magisterial District Court The juvenile court (Court of Common Pleas) shall no longer have jurisdiction over contempt charges from the conviction of a summary offense. 42 Pa. C.S. § 6302 "Delinquent Act" (1) should be amended to remove failure to comply with the lawful sentence imposed for a summary offense from the definition of delinquent act.	Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Judge Kim Clark Senator Jay Costa Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Senator Anthony Williams Representative Mike Zabel	Joe Werner
Subgroup Recommendation 13: Raise the	Andrew Barnes	Jim Anderson
minimum age of juvenile court jurisdiction	Kevin Bethel Judge Kim Clark	Senator Lisa Baker Meghan Black
Raise the minimum age for a written allegation of	Senator Jay Costa	Russ Carlino

Recommendation	Support	Do Not Support
delinquency against a youth from 10 to 13, except for murder or sexual offenses which would be designated as a Felony in the First Degree if they were committed by an adult, for which the minimum age of jurisdiction shall remain 10. County Children and Youth agencies shall prioritize services to children who are alleged to have committed a delinquent act or crime, other than a summary offense, while under the age of 13 years.	Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Matt Stem Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Senator Scott Martin Judge Douglas Reichley Rick Steele Scott Talley
 Subgroup Recommendation 17: Narrow the criteria for trying youth as adults 1. Eliminate statutory exclusion from juvenile court ("direct file") a. Amend the Juvenile Act to delete the so-called 'direct file' provisions added by Act 33 of Special Session No. 1 of 1995, which excluded designated felonies allegedly committed by juveniles age 15 and older from the definition of 'delinquent act' and subjecting them automatically to original criminal court jurisdiction. Amend the Juvenile Act to remove the exclusion of "the crime of murder" from the definition of 'delinquent act'. 2. Raise the minimum age at which a youth may be transferred by a judge to criminal court for certain serious offenses to 16. 3. Shift the burden of establishing that the "public interest is served" by the transfer of the case to criminal court to the Commonwealth in all cases. a. Remove the exceptions to this burden of proof for offenses involving the use of a deadly weapon and certain offenses where the youth is 15 years old or older. 	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Meghan Black

Consensus Support *Two-Thirds of Voting Members		
Recommendation	Support	Do Not Support
 b. Remove the requirement that the burden of proof be placed on the child in certain cases. 4. Youth under the age of 18 shall not be held in county jails, even if the youth is charged as an adult. Subgroup Recommendation 18: Reinvest in nonresidential evidence-based practices 	Jim Anderson Senator Lisa Baker	Representative Sheryl Delozier Judge Douglas Reichley
The legislature shall appropriate seed funding, based on savings to state funds from reductions in the population of youth sent to out-of-home placement for delinquency adjudications from [FY 2017-18 to FY 2019-20 or an average over several years], to the Pennsylvania Commission on Crime and Delinquency (PCCD) to expand alternatives to out-of-home placement for youth who have been adjudicated delinquent, including, but not limited to:	Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman	
a. Increased grant-in-aid distributed through the Pennsylvania Juvenile Court Judges' Commission (JCJC) to better incentivize county probation compliance with JCJC standards and to ensure stronger monitoring of system data to measure performance metrics	Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Rick Steele	
b. Diversion services, including for services as part of diversion, informal adjustment, and consent decrees	Matt Stem Scott Talley Representative Tarah Toohil Joe Werner	
c. Non-residential and evidence-based alternatives to out-of-home placement for youth adjudicated delinquent	Senator Anthony Williams Representative Mike Zabel	
d. Regionalized contracts at the state level to ensure statewide access to evidence-based nonresidential programs to reduce recidivism, particularly to address the needs of smaller counties		
e. Expansion of nonresidential services to address young people's needs without referring them to the juvenile justice system (not otherwise supported by other funding streams)		13

*Iwo-Ih	* I wo- I hirds of Voting Members		
Recommendation	Support	Do Not Support	
f. Assisting youth in paying restitution to crime victims without unnecessarily furthering their involvement in the juvenile justice system			
Moving forward, the legislature shall appropriate funding annually to the PCCD, which shall be equivalent to the difference in state funds expended in the prior fiscal year as compared to the immediate preceding fiscal year on out-of- home placement for delinquency adjudications. The PCCD shall be responsible for setting eligibility criteria for counties to apply for funding (based on current PCCD practice the responsibility for developing these criteria would be delegated to the Juvenile Justice and Delinquency Prevention Committee with recommendations for these criteria to be ultimately approved by the PCCD). Any services that are initially funded by the PCCD shall be eligible for reimbursement via the Department of Human Services' needs-based			
budgeting process. Subgroup Recommendation 19: Eliminate the use of fines and most fees/costs	Jim Anderson Senator Lisa Baker Andrew Barnes	Senator Scott Martin	
 The Juvenile Act shall be amended to ensure that the court and juvenile probation does not incorporate any financial condition, except for restitution and a fee or cost that is related to the 	Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark		
maintenance of a county restitution fund or the Crime Victim's Compensation Fund, as a part of any informal resolution to a juvenile case or formal delinquency disposition, notwithstanding any other provision of the law.	Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini		
2. The Juvenile Act shall be amended to provide that contribution to a restitution fund pursuant to an informal adjustment, consent decree or a disposition following an adjudication of delinquency shall not exceed \$10.00.	Helen Gym Representative Kristine Howard Dan Jurman Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele		
	Matt Stem Scott Talley		

Recommendation	Support	Do Not Support
	Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	
 Subgroup Recommendation 21: Create a standardized statewide expungement process 1. We recommend that the Pennsylvania Rules of Juvenile Court Procedure and the Juvenile Act be amended to provide that immediately upon the dismissal or withdrawal of a youth's case, the chief juvenile probation officer shall immediately notify the court and the court shall initiate the expungement. 2. We recommend that the Pennsylvania Rules of Juvenile Court Procedure and the Juvenile Act be amended to provide that the chief juvenile probation officer shall notify the court and the court shall initiate the expungement process when a youth: 1) has successfully completed an informal adjustment, a consent decree or any other diversion program; and 2) meets statutory expungement provisions outlined in 18 Pa.C.S. § 9123. 3. We recommend that the Pennsylvania Rules of Juvenile Court Procedure and the Juvenile Act be amended to provide that the chief juvenile probation officer shall notify the court and the court shall initiate the expungement process when a youth: 1) has successfully completed an informal adjustment, a consent decree or any other diversion program; and 2) meets statutory expungement provisions outlined in 18 Pa.C.S. § 9123. 3. We recommend that the Pennsylvania Rules of Juvenile Court Procedure and the Juvenile Act be amended to provide that the chief juvenile probation officer shall notify the court and the court shall initiate the expungement process when a youth has been adjudicated delinquent for a misdemeanor offense and two years have elapsed since the final discharge of the youth from commitment, placement, probation or any other disposition and referral and since such final discharge, the youth has not been convicted of a felony, misdemeanor or adjudicated delinquent and no proceeding is pending seeking such conviction or adjudication. a. Expunged records shall remain accessible only to the entities and for the purposes set forth in Pa.R.J.C.P. 173. <td>Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel</td><td>Meghan Black</td>	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Meghan Black

Recommendation	Support	Do Not Support
Subgroup Recommendation 22: Create a permanent Office of the Child Advocate	Jim Anderson Senator Lisa Baker Andrew Barnes	Representative Sheryl Delozier
The General Assembly shall establish a permanent Office of the Child Advocate.	Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	
Subgroup Recommendation 23: Restitution 1. Restitution (Statutory 42 Pa. C.S. § 6352 (a)(5) &	Jim Anderson Senator Lisa Baker Andrew Barnes	Meghan Black
Rule Amendment—Rules 512 & 515) should be ordered only:	Kevin Bethel Russ Carlino Judge Kim Clark	
a. After a finding that the requested restitution is reasonable; and	Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo	
b. A determination that the juvenile will be able to pay the restitution in the time that the juvenile is reasonably expected to be under supervision.	Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard	
2. In determining whether the juvenile will be able to pay restitution the court:	Dan Jurman Senator Scott Martin Haundray Muir	
a. Shall consider the age of the juvenile and	Mike Pennington Tara Piechowicz	

Support	Do Not Support
Judge Douglas Reichley Jon Rubin Tiffany Sizemore	
Rick Steele	
Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	
	Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams

Two-Thirds of Voting Members		
Recommendation	Support	Do Not Support
judgement against the juvenile. 7. It is recommended that the Crime Victims' Compensation Fund Act shall be expanded to allow victims to receive compensation in juvenile delinquency cases for deductibles and losses not otherwise covered by insurance in theft and property crimes up to a maximum amount to be determined by the General Assembly.		
Additional Recommendation 1: Authorize the use of accreditation of residential facilities used for out-of-home placements of adjudicated youth by independent accreditation agencies such as the Commission on Accreditation of Rehabilitation Facilities (CARF), The Joint Commission on Accreditation of Healthcare Organizations (JCAHO) or the Commission on Accreditation (COA)	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Helen Gym
Additional Recommendation 2: Pass legislation to prohibit harmful practices in facilities	Jim Anderson Senator Lisa Baker	Meghan Black Russ Carlino
Restrictive procedures are measures of last resort and must only be used to protect a child or youth from behavior that poses a serious and immediate risk of physical harm to themselves or others. They may not be used for punishment, retaliation, staffing shortages, administrative convenience, or	Andrew Barnes Kevin Bethel Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa	Senator Scott Martin Judge Douglas Reichley

100-111		
Recommendation	Support	Do Not Support
any reason other than securing the immediate	Steve Guccini	
physical safety of a youth.	Helen Gym	
	Representative Kristine Howard	
State 3800 Regulations, which govern the	Dan Jurman	
operations of residential and day facilities,	Haundray Muir	
currently prohibit: seclusion, chemical restraints,	Mike Pennington	
mechanical restraints such as shackling, and	Tara Piechowicz	
manual restraints impacting a child's respiratory	Jon Rubin	
system. In light of these critical issues, we request	Tiffany Sizemore	
that the following legislation be passed to prohibit	Rick Steele	
harmful practices in facilities.	Matt Stem	
	Scott Talley	
1. Prohibit manual restraints that apply pressure	Representative Tarah Toohil	
or weight on the child's respiratory system,	Joe Werner	
including prone position restraints. Use of such	Senator Anthony Williams	
procedures is grounds for full investigation and	Representative Mike Zabel	
license revocation, and may be referred to law	·	
enforcement for criminal investigation.		
2. Prohibit all forms of solitary confinement,		
including seclusion and exclusion, in all facilities,		
including secure detention and secure care, and		
including youth confinement to a cell or room		
alone even if the door is not locked. Solitary		
confinement is the practice of isolating an		
individual in a cell or room, usually for punitive or		
disciplinary purposes. Additional considerations:		
a. Use of solitary confinement is grounds for		
investigation and revocation of license.		
b. Limited periods of "cool down" or "time out"		
are not considered solitary confinement but		
should be limited to three hours, with release of		
the youth as soon as they have regained self-		
control.		
c. Support staff, such as a social worker, must be		
notified and made available to youth to assist		
them in calming down.		
d. Staff must closely monitor youth in cool down		
and maintain physical proximity.		
and maintain physical proximity.		
e. Any restriction beyond three hours must be		
documented and reported to both state DHS and		
accumented and reported to both state DHS and		

Recommendation	Support	Do Not Support
the Office of the Youth Ombudsman. 3. Prohibit strip searches and body cavity searches, both of which are extremely invasive and highly traumatic for young people, unless there is probable cause and authorization from an individual in the agency overseeing the facility. Strip searches must be performed by two staff of the same gender or medical personnel in an area that ensures the privacy and dignity of the juvenile. Incident reports must be completed for any strip searches or body cavity searches, documenting probable cause. Body cavity searches may only be performed by outside medical providers. To the degree possible, and only when searches are necessary, facilities should rely on alternatives such as wands or metal detectors. Inappropriate use of strip searches and body cavity searches is grounds for investigation and license revocation. 4. Prohibit mechanical restraints: A mechanical restraint is a device that restricts the movement or function of a child or portion of a child's body. Examples of mechanical restraints include handcuffs, anklets, wristlets, camisoles, helmets with fasteners, muffs and mitts with fasteners, poseys, waist straps, head straps, papoose boards, restraining sheets and similar devices. Use of mechanical restraints are grounds for facility investigation and license revocation. a. This recommendation is focused on the use of mechanical restraints in facilities and is not intended to comment upon specifics of transporting youth between facilities or in locations outside of the residential facility.		
Additional Recommendation 4: Expand PCCD's Juvenile Justice Delinquency Prevention Committee (JJDPC) membership to mirror the interbranch nature of this Task Force—including youth and family members of system-involved youth—and alter its charge to provide oversight of the implementation of this Task Force's recommendations	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa	Meghan Black

Recommendation	Support	Do Not Support
directly impacted youth and families as well as	Steve Guccini	
state legislators and other relevant stakeholders to	Helen Gym	
provide oversight over the implementation of	Representative Kristine Howard	
recommendations that are outlined in the	Dan Jurman	
Pennsylvania Juvenile Justice Task Force's report,	Senator Scott Martin	
including reporting data related to performance	Haundray Muir Mike Depoington	
measures of system outcomes to ensure that the	Mike Pennington Tara Piechowicz	
recommendations that are outlined in the report are implemented with fidelity.	Judge Douglas Reichley	
are implemented with identy.	Jon Rubin	
	Tiffany Sizemore	
	Rick Steele	
	Matt Stem	
	Scott Talley	
	Representative Tarah Toohil	
	Joe Werner	
	Senator Anthony Williams	
	Representative Mike Zabel	
Additional Recommendation 6: Make	Jim Anderson	Representative Sheryl Delozier
prevention, independent living, and other child	Senator Lisa Baker	Senator Scott Martin
welfare services available to youth in the juvenile	Andrew Barnes	
justice system	Kevin Bethel	
	Meghan Black	
With the Family First Act's extension of Title IV-E	Russ Carlino	
funding for prevention services, Pennsylvania	Judge Kim Clark	
should pass legislation to include youth in the	Senator Jay Costa	
juvenile justice system in the state's definition of	Dominick DiSalvo	
"candidate for foster care" to ensure these youth	Cynthia Figueroa Steve Guccini	
can get the benefit of these services.	Helen Gym	
	Representative Kristine Howard	
	Dan Jurman	
	Haundray Muir	
	Mike Pennington	
	Tara Piechowicz	
	Judge Douglas Reichley	
	Jon Rubin	
	Tiffany Sizemore	
	Rick Steele	
	Matt Stem	
	Scott Talley	
	Representative Tarah Toohil	
	Joe Werner	
	Senator Anthony Williams	
	Representative Mike Zabel	

Decommondation	Support	Do Not Support
Recommendation	Support Jim Anderson	Do Not Support
Additional Recommendation 8: Do not send	Senator Lisa Baker	Senator Jay Costa Judge Douglas Reichley
youth to out-of-state placements, except to those	Andrew Barnes	Matt Stem
located to neighboring states, and bring youth	Kevin Bethel	Representative Tarah Toohil
currently residing in out-of-state placements back	Russ Carlino	Joe Werner
to their communities in Pennsylvania	Judge Kim Clark	Joe werner
Out of state placements often have deepended	Representative Sheryl Delozier	
Out-of-state placements often have decreased	Dominick DiSalvo	
oversight, and there is less control over the standard of care provided in those facilities. Youth	Cynthia Figueroa	
in these facilities are also especially susceptible to	Steve Guccini	
COVID-19 which has caused several states, such as	Helen Gym	
California and Michigan to bring out-of-state youth	Representative Kristine Howard	
back to their home states.	Dan Jurman	
buck to their nome states.	Senator Scott Martin	
	Haundray Muir	
	Mike Pennington	
	Tara Piechowicz	
	Jon Rubin	
	Tiffany Sizemore	
	Rick Steele	
	Scott Talley	
	Senator Anthony Williams	
	Representative Mike Zabel	
Additional Recommendation 9: Require racial	Jim Anderson	Senator Jay Costa
impact statements and create a racial equity task	Senator Lisa Baker	Representative Sheryl Delozier
force	Andrew Barnes	Senator Scott Martin
	Kevin Bethel	Judge Douglas Reichley
Racial impact analyses should be conducted before	Meghan Black	Matt Stem
enacting any new legislation or policies, and the	Russ Carlino	
Commonwealth should appoint a race equity	Judge Kim Clark Dominick DiSalvo	
taskforce to research disparities and identify	Cynthia Figueroa	
solutions. This practice comports with the newly reauthorized Juvenile Justice and Delinguency	Steve Guccini	
Prevention Act (JJDPA) that requires states to	Helen Gym	
identify and establish a plan to address racial and	Representative Kristine Howard	
ethnic disparities in their justice system. The	Dan Jurman	
taskforce should include representatives of	Haundray Muir	
entities such as Juvenile Justice Delinquency	, Mike Pennington	
Prevention Committee and its Disproportionate	Tara Piechowicz	
Minority Contact Subcommittee, the Pennsylvania	Jon Rubin	
Commission on Sentencing, the Commissions on	Tiffany Sizemore	
African-American and Latinx Affairs, along with	Rick Steele	
individuals with lived experience of the justice	Scott Talley	
system. The task force itself should be racially	Representative Tarah Toohil	
diverse and led by individuals from the	Joe Werner	
communities of color most impacted by youth	Senator Anthony Williams	

Two-Inirds of Voting Members		
Recommendation	Support	Do Not Support
incarceration. The state should charge the task force with the responsibility to respond to state- level policy and practice proposals. Additionally, this task force should arrange for an independent audit of Youth Risk Assessments used in the Commonwealth for racial bias.	Representative Mike Zabel	
Additional Recommendation 10: Adopt legislation similar to Juvenile Court Rule 148 to ensure school stability for children and youth in the juvenile justice system Ensure that all parties participate in Best Interest Determination ("BID") meetings to ensure school stability to discuss choices about school placement and to ensure that all systems prioritize education in the least restrictive setting with appropriate support.	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Representative Sheryl Delozier Judge Douglas Reichley
Additional Recommendation 11: Ensure youth and families know their rights and how to assert them Training must provide youth with skills-based training on youth rights and the grievance procedure. Youth must receive information prior to admission whenever possible, upon admission, and then again after admission given the trauma of family separation at admission. Family members must also receive training and information about the grievance procedure and how to support their child. Orientation must be provided in the youth	Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Helen Gym Representative Kristine Howard	Steve Guccini Judge Douglas Reichley

Recommendation	Support	Do Not Support
and families' own language (as defined by the youth and family), in an age and developmentally appropriate manner, by a neutral third-party, such as a well-staffed independent ombudsperson office, youth's attorney, or appointed oversight agency. Information on youths' rights and grievance procedures must be made available at any time requested as well as physically posted throughout the facility and communal areas to ensure youth's regular unrequested access. Facilities must document both a youth's receipt of their rights and grievance procedure orientation as well as skills-based comprehension. The scope of what, how, and when a youth can file a grievance must be as broad as possible. Youth should be permitted to file and assert grievances in written or oral form, formally or informally, and anonymously if desired. Assistance to file a grievance must be available to all youth who request help. Any adult asked to help the youth file a grievance must be granted access to do so and must keep information shared by the youth for the purpose of filing the grievance confidential.	Dan Jurman Senator Scott Martin Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	

Majority Support *Majority of Voting Members			
Recommendation	Support	Do Not Support	
RecommendationSubgroup Recommendation 14: Expand and standardize school-based diversion1. Limit arrests in schools:a. Youth may not be arrested for the following offenses while attending school, on school property, or during transport to or from school or 	Support Andrew Barnes Kevin Bethel Senator Jay Costa Dominick DiSalvo Cynthia Figueroa Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Haundray Muir Mike Pennington Tara Piechowicz Jon Rubin Tiffany Sizemore Scott Talley Representative Tarah Toohil Joe Werner Senator Anthony Williams Representative Mike Zabel	Do Not Support Jim Anderson Senator Lisa Baker Meghan Black Russ Carlino Judge Kim Clark Representative Sheryl Delozier Senator Scott Martin Judge Douglas Reichley Rick Steele Matt Stem	
 4. Amend the definition of weapon to reconcile differing definitions in statute and the schools code and ensure that schools are not required to report possession of weapons on school grounds, with the exception of firearms 5. Study alternatives to arrest and transportation to detention, including models that have worked in other states to provide services in lieu of arrest, such as "Receiving Centers". 			
Subgroup Recommendation 15: Expand and standardize Informal Adjustment and other pre- petition diversion and tailor criteria for post- petition diversion	Andrew Barnes Kevin Bethel Judge Kim Clark Senator Jay Costa Cynthia Figueroa Helen Gym Representative Kristine Howard	Jim Anderson Senator Lisa Baker Meghan Black Russ Carlino Representative Sheryl Delozier Dominick DiSalvo Steve Guccini	

Majority Support *Majority of Voting Members

*iviajority of voting wembers				
Recommendation	Support	Do Not Support		
 Recommendation 1. Require Informal Adjustment or other prepetition diversion for any youth who has fewer than two prior pre-petition diversions for: a. All misdemeanors and all nonviolent felonies, except firearm related offenses. 2. Other conditions of Informal Adjustment: a. The youth shall not be required to admit guilt, but may be required to accept responsibility, in order to receive an informal adjustment or other pre-petition diversion. b. There shall be no fees associated with a prepetition diversion or informal adjustment. 3. Limit length of Consent Decree to 6 months: a. Extensions shall not be allowed except for the completion of an evidence-based program assessed as necessary for that youth by a validated risk/needs assessment or to complete community service, and then an extension is possible for 3 months. Each consent decrees shall not be allowed solely for non-payment of restitution or other financial obligations including fines and fees, except for cases where the Commonwealth demonstrates that the youth was able to pay and 	Support Dan Jurman Haundray Muir Tara Piechowicz Jon Rubin Tiffany Sizemore Matt Stem Scott Talley Joe Werner Senator Anthony Williams Representative Mike Zabel	Do Not Support Senator Scott Martin Mike Pennington Judge Douglas Reichley Rick Steele Representative Tarah Toohil		
made no effort to do so.	Andrew Barnes	Jim Anderson		
Subgroup Recommendation 16: Focus the use of pre-adjudication detention1. The following youth shall not be placed in detention prior to adjudication:	Kevin Bethel Judge Kim Clark Senator Jay Costa Dominick DiSalvo Cynthia Figueroa	Senator Lisa Baker Meghan Black Russ Carlino Representative Sheryl Delozier Senator Scott Martin		
a. Any youth under the age of 14, unless the court determines the youth poses a specific, immediate, and substantial risk of harm to others and there is no alternative to reduce the risk of harm to others.b. Any youth on a written allegation of a misdemeanor offense or nonviolent felony	Steve Guccini Helen Gym Representative Kristine Howard Dan Jurman Haundray Muir Mike Pennington Tara Piechowicz	Judge Douglas Reichley Rick Steele Representative Tarah Toohil Joe Werner		

Majority Support *Majority of Voting Members			
Recommendation	Support	Do Not Support	
 c. Youth who are charged with a status offense, probation violation, or non-payment of fines, fees, or restitution d. Youth who are pregnant or are parents of children born in the past year, unless the court determines the youth poses a specific, immediate, and substantial risk of harm to others and there is no alternative to reduce the risk of harm to others 	Jon Rubin Tiffany Sizemore Matt Stem Scott Talley Senator Anthony Williams Representative Mike Zabel		
e. Any youth who does not pose a specific, immediate, and substantial risk of harm to another person			
2. No youth shall be placed in detention solely due to:			
a. A lack of supervision alternatives or service options;			
 b. A parent or guardian avoiding legal responsibility; 			
c. A risk of self-harm;			
d. Contempt of court;			
e. Violations of a valid court order; or			
f. Technical violations of probation or aftercare unless there is probable cause that the juvenile poses a specific, immediate, and substantial risk of harm to others.			
3. At the detention hearing, a youth shall not be placed or allowed to remain in detention unless:			
a. They have scored as detention-eligible on a validated detention risk assessment, which may not be overridden to place a youth in detention.			
b. There is probable cause that community-based alternatives to detention are insufficient to 1) secure the presence of the youth at the next hearing as demonstrated by the record or b)			

Majority Support *Majority of Voting Members			
Recommendation	Support	Do Not Support	
protect the safety of another person from serious threat.			
4. Detention shall never be required.			
5. Expand access to community-based alternatives to detention which do not include the use of electronic monitoring, such as evening and after school reporting centers.			
6. A youth shall not spend more than 20 cumulative days in detention prior to adjudication. This 20-day limit may only be extended at the request of the youth or upon a written finding of specific, immediate and substantial risk of harm to others.			

Less Than Majority Support *Will not appear in the final Task Force report			
Recommendation	Support	Do Not Support	
RecommendationNew Recommendation 3: Transform probation to only be used in very limited circumstancesBuilding on the work of the Juvenile Justice System Enhancement Strategy (JJSES), we seek to limit continuing involvement in the juvenile justice 	 Helen Gym Representative Kristine Howard Haundray Muir Tiffany Sizemore Senator Anthony Williams Representative Mike Zabel A B B B B B B C C	Do Not Support Jim Anderson Senator Lisa Baker Andrew Barnes Kevin Bethel Meghan Black Russ Carlino Judge Kim Clark Senator Jay Costa Representative Sheryl Delozier Dominick DiSalvo Cynthia Figueroa Steve Guccini Dan Jurman Senator Scott Martin Mike Pennington Tara Piechowicz Judge Douglas Reichley Jon Rubin Rick Steele Matt Stem Scott Talley Representative Tarah Toohil Joe Werner	