

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 560

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Proceedings - Public" and substitute "Causes - Open"; and strike beginning with "hearings" in line 3 down through "supervision" in line 7 and substitute ", with certain exceptions, that all juvenile court proceedings in cases involving delinquent acts that would be felonies if committed by an adult be conducted in open court; providing that the juvenile court may exclude certain persons from these proceedings for good cause; providing that adjudications and dispositions must be announced in open court except under certain circumstances; and generally relating to the conduct of juvenile delinquency proceedings and the confidentiality of juvenile records".

AMENDMENT NO. 2

On page 2, in line 12, after "(e)" insert "(1)"; in the same line, after "manner." insert:

"(2) IN ANY PROCEEDING IN WHICH A CHILD IS ALLEGED TO BE IN NEED OF SUPERVISION OR ASSISTANCE OR TO HAVE COMMITTED A DELINQUENT ACT THAT WOULD BE A MISDEMEANOR IF COMMITTED BY AN ADULT, THE COURT";

in lines 12 and 13, strike "UPON A FINDING OF GOOD CAUSE, THE COURT"; and after line 15, insert:

"(3) EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, IN A CASE IN WHICH A CHILD IS ALLEGED TO HAVE COMMITTED A DELINQUENT ACT THAT WOULD BE A FELONY IF COMMITTED BY AN ADULT, THE COURT SHALL CONDUCT IN OPEN COURT ANY HEARING OR OTHER PROCEEDING AT WHICH THE CHILD HAS A RIGHT TO APPEAR.

(4) FOR GOOD CAUSE SHOWN, THE COURT MAY EXCLUDE THE

(Over)

GENERAL PUBLIC FROM A HEARING OR OTHER PROCEEDING IN A CASE IN WHICH A CHILD IS ALLEGED TO HAVE COMMITTED A DELINQUENT ACT THAT WOULD BE A FELONY IF COMMITTED BY AN ADULT AND ADMIT ONLY THE VICTIM AND THOSE PERSONS HAVING A DIRECT INTEREST IN THE PROCEEDING AND THEIR REPRESENTATIVES.

(5) EXCEPT AS PROVIDED IN PARAGRAPH (6) OF THIS SUBSECTION, THE COURT SHALL ANNOUNCE, IN OPEN COURT, ADJUDICATIONS AND DISPOSITIONS IN CASES WHERE A CHILD IS ALLEGED TO HAVE COMMITTED A DELINQUENT ACT WHICH WOULD BE A FELONY IF COMMITTED BY AN ADULT.

(6) FOR GOOD CAUSE SHOWN, THE COURT MAY EXCLUDE THE GENERAL PUBLIC FROM A PROCEEDING AT WHICH AN ADJUDICATION OR DISPOSITION IS ANNOUNCED AND ADMIT ONLY THE VICTIM AND THOSE PERSONS HAVING A DIRECT INTEREST IN THE PROCEEDING AND THEIR REPRESENTATIVES.”.