

1 Introduced by Committee on Judiciary

2 Date:

3 Subject: Juvenile proceedings; implementation of juvenile jurisdiction  
4 expansion; rights of victims

5 Statement of purpose of bill as introduced: This bill proposes to pause by one  
6 year the expansion of juvenile jurisdiction to 19-year-olds, to enhance the  
7 rights of victims in juvenile and youthful offender proceedings, and to make  
8 several other modifications to court proceedings in juvenile matters.

9 An act relating to juvenile proceedings

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 \* \* \* Pause of Juvenile Jurisdiction Expansion \* \* \*

12 Sec. 1. 2018 Acts and Resolves No. 201, Sec. 21 is amended to read:

13 Sec. 21. EFFECTIVE DATES

14 \* \* \*

15 (d) Secs. 17–19 shall take effect on ~~July 1, 2022~~ July 1, 2023.

16 Sec. 2. 2020 Acts and Resolves No. 124, Sec. 12 is amended to read:

17 Sec. 12. EFFECTIVE DATES

18 (a) Secs. 3 (~~33 V.S.A. § 510(e)~~) (33 V.S.A. § 5103(c)) and 7 (33 V.S.A.  
19 § 5206) shall take effect on ~~July 1, 2022~~ July 1, 2023.

20 \* \* \*

1        \* \* \* Victim’s Compensation and Restitution in Juvenile Proceedings \* \* \*

2        Sec. 3. 33 V.S.A. § 5119 is amended to read:

3        § 5119. SEALING OF RECORDS

4    \* \* \*

5            (i) Upon receipt of a court order to seal a record relating to an offense for  
6        which there is an identifiable victim, a State’s Attorney shall record the name  
7        and date of birth of the victim, the offense, and the date of the offense. The  
8        name and any identifying information regarding the defendant shall not be  
9        recorded. Victim information retained by a State’s Attorney pursuant to this  
10       subsection shall be available only to victims’ advocates, the Victims’  
11       Compensation Program, and the victim and shall otherwise be confidential.  
12       The Victim’s Compensation Program may be provided with a ~~redacted~~ copy,  
13       redacted of all information identifying the youth or delinquent child, of the  
14       affidavit for the sole purpose of verifying the expenses in a victim’s  
15       compensation application submitted pursuant to 13 V.S.A. § 5353.

16    \* \* \*

17        Sec. 4. 33 V.S.A. § 5235 is amended to read:

18        § 5235. JUVENILE RESTITUTION

19    \* \* \*

20            (e) In the event the juvenile is unable to pay the restitution judgment order  
21        at the time of disposition, the court shall fix the amount thereof, which shall

1 ~~not exceed an amount the juvenile can or will be able to pay, and shall fix the~~  
2 ~~manner of performance or refer to a restorative justice program that will~~  
3 ~~address how loss resulting from the delinquency will be addressed, and~~  
4 establish a restitution payment schedule based upon the juvenile’s current and  
5 reasonably foreseeable future ability to pay, subject to modification under  
6 section 5264 of this title.

7 \* \* \*

8 (k)(1) The Restitution Unit may bring an action to enforce a restitution  
9 order issued under this section in the Superior or Small Claims Court of the  
10 county where the offender resides or in the county where the order was issued.  
11 In an action under this subsection, a restitution order issued in a juvenile  
12 proceeding shall be enforceable in Superior or Small Claims Court in the same  
13 manner as a civil judgment. Superior and Small Claims Court filing fees shall  
14 be waived for an action under this subsection and for an action to renew a  
15 restitution judgment.

16 (2) An action under this subsection may be brought only after the  
17 offender reaches 18 years of age and shall not be subject to any limitations  
18 period.

19 (3) For purposes of this subsection, a restitution order issued in a  
20 juvenile proceeding shall not be confidential. The sealing of a juvenile record  
21 shall not affect the authority of the Restitution Unit to enforce a restitution

1 order in the same manner as a civil judgment under subdivision (1) of this  
2 subsection (k).

3 \* \* \* Rights of Victims in Juvenile and Youthful Offender Proceedings \* \* \*

4 Sec. 5. 13 V.S.A. § 5304 is amended to read:

5 § 5304. VICTIMS ASSISTANCE PROGRAM

6 \* \* \*

7 (2) Notification. ~~Victims, other than victims of acts of delinquency,~~  
8 shall be notified in a timely manner when a court proceeding involving their  
9 case is scheduled to take place and when a court proceeding to which they  
10 have been summoned will not take place as scheduled. Victims shall also be  
11 notified as to the final disposition of the case, and shall be notified of their  
12 right to request notification of a person's release or escape under section 5305  
13 of this title. **Notwithstanding this subdivision, the notification rights of victims**  
14 **of delinquent acts are governed by chapters 52 and 52A of Title 33.**

15 \* \* \*

16 Sec. 6. 13 V.S.A. § 5305 is amended to read:

17 § 5305. INFORMATION CONCERNING RELEASE FROM CUSTODY

18 (a) ~~Victims, other than victims of acts of delinquency,~~ and affected persons  
19 shall have the right to request notification by the agency having custody of the  
20 defendant before the defendant is released, including a release on bail or  
21 conditions of release, furlough, or other community program; upon

1 termination or discharge from probation; or whenever the defendant escapes,  
2 is recaptured, dies, or receives a pardon or commutation of sentence. Notice  
3 shall be given to the victim or affected person as expeditiously as possible at  
4 the address or telephone number provided to the agency having custody of the  
5 defendant by the person requesting notice. Any address or telephone number  
6 so provided shall be kept confidential. The prosecutor's office shall ensure  
7 that victims are made aware of their right to notification of an offender's  
8 scheduled release date pursuant to this section. Notwithstanding this  
9 subsection, the right to information for victims of delinquent acts is governed  
10 by chapters 52 and 52A of Title 33.

11 \* \* \*

12 Sec. 7. 33 V.S.A. § 5110 is amended to read:

13 § 5110. CONDUCT OF HEARINGS

14 (a) Hearings under the juvenile judicial proceedings chapters shall be  
15 conducted by the court without a jury and shall be confidential.

16 (b) The general public shall be excluded from hearings under the juvenile  
17 judicial proceedings chapters, and only the parties, their counsel, witnesses,  
18 persons accompanying a party for ~~his or her~~ the party's assistance, and such  
19 other persons as the court finds to have a proper interest in the case or in the  
20 work of the court, including a foster parent or a representative of a residential  
21 program where the child resides, may be admitted by the court. An individual

1 without party status seeking inclusion in the hearing in accordance with this  
2 subsection may petition the court for admittance by filing a request with the  
3 clerk of the court. ~~This subsection shall not prohibit a victim's exercise of his~~  
4 ~~or her rights under sections 5233 and 5234 of this title, and as otherwise~~  
5 ~~provided by law.~~

6 (c) There shall be no publicity given by any person to any proceedings  
7 under the authority of the juvenile judicial proceedings chapters except with  
8 the consent of the child, the child's guardian ad litem, and the child's parent,  
9 guardian, or custodian. A person who violates this provision may be subject to  
10 contempt proceedings pursuant to Rule 16 of the Vermont Rules for Family  
11 Proceedings. This subsection shall not prohibit a victim from discussing  
12 underlying facts of the alleged offense that resulted in death or physical,  
13 emotional, or financial injury to the victim, provided that, unless otherwise  
14 provided by law or court order, a victim shall not disclose what occurs during a  
15 court proceeding, or information learned through a court proceeding that is not  
16 an underlying facts of the alleged offense that resulted in death or physical,  
17 emotional, or financial injury to the victim.

18 (d)~~(1)~~ This section shall not prohibit a victim's exercise of rights provided  
19 by section 5233 and 5234 of this title, and as otherwise provided by law.

20 ~~(2)~~ Notwithstanding this section or any other provision of law, a victim  
21 in a juvenile proceeding may discuss the victim's own lived experience as a

1 ~~victim with family or household members and health care providers, provided~~  
2 ~~that the victim does not discuss the court proceedings or disclose any other~~  
3 ~~matters that are confidential by law.~~

4 Sec. 8. 33 V.S.A. § 5126 is added to read:

5 § 5126. INFORMATION FROM LAW ENFORCEMENT AGENCY

6 (a) Information to all victims in juvenile and youthful offender  
7 proceedings. After initial contact between a victim and a law enforcement  
8 agency responsible for investigating the offense, the agency shall promptly  
9 give in writing to the victim:

10 (1) an explanation of the victim's rights under this chapter and chapters  
11 52 and 52A of this title;

12 (2) information concerning the availability of:

13 (A) assistance to victims, including medical, housing, counseling,  
14 and emergency services;

15 (B) compensation for victims under 13 V.S.A. chapter 167, and the  
16 name, street address, and telephone number of the Center for Crime Victim  
17 Services;

18 (C) protection for the victim, including protective court orders; and

19 (D) access by the victim and the offender to records related to the  
20 case which are public under the provisions of 1 V.S.A. chapter 5, subchapter 3  
21 (access to public records).

1        (b) Information to victims of listed crimes. As soon as practicable, the law  
2        enforcement agency shall use reasonable efforts to give to the victim of a listed  
3        crime, as relevant, all of the following:

4            (1) information as to the offender’s identity unless inconsistent with law  
5        enforcement purposes;

6            (2) information as to whether the offender has been taken into custody;

7            (3) the file number of the case and the name, office street address, and  
8        telephone number of the law enforcement officer currently assigned to  
9        investigate the case;

10          (4) the prosecutor’s name, office street address, and telephone number;

11          (5) an explanation that no individual is under an obligation to respond to  
12        questions that may be asked outside a courtroom or deposition; and

13          (6) information concerning any conditions of release imposed on the  
14        offender prior to an initial court appearance, unless otherwise limited by court  
15        order.

16        Sec. 9. 33 V.S.A. § 5127 is added to read:

17        § 5127. VICTIM’S RIGHT TO PRESENCE OF VICTIM’S ADVOCATE

18        When a victim in a juvenile or youthful offender proceeding is ordered by  
19        the court to attend or has a right to attend the proceeding, the victim may be  
20        accompanied at the proceeding by a victim’s advocate.

21        Sec. 10. 33 V.S.A. § 5234 is amended to read:



1 § 5234. RIGHTS OF VICTIMS IN DELINQUENCY PROCEEDINGS  
2 INVOLVING A LISTED CRIME

3 (a) The victim in a delinquency proceeding involving a listed crime shall  
4 have the following rights:

5 (1) To be notified by the prosecutor's office in a timely manner of the  
6 following:

7 (A) when a delinquency petition has been filed, the name of the child  
8 and any conditions of release initially ordered for the child or modified by the  
9 court ~~that are, unless otherwise limited by court order~~

10 ~~(i) related to the victim or a member of the victim's family or~~  
11 ~~current household; or~~

12 ~~(ii) deemed necessary for disclosure to the victim in the discretion~~  
13 ~~of the court;~~

14 (B) ~~his or her~~ the victim's rights as provided by law, information  
15 regarding how a case proceeds through a delinquency proceeding, the  
16 confidential nature of delinquency proceedings, and that it is unlawful to  
17 disclose confidential information concerning the proceedings to another  
18 person;

19 (C) when a predispositional or dispositional court proceeding is  
20 scheduled to take place and when a court proceeding of which ~~he or she~~ the  
21 victim has been notified will not take place as scheduled; and

1 (D) whether delinquency has been found and disposition has  
2 occurred, and any conditions of release or conditions of probation ~~that are~~  
3 ~~related to the victim or a member of the victim's family or current household~~  
4 ~~or deemed necessary for disclosure to the victim in the discretion of the court,~~  
5 and any restitution, ~~when ordered~~ unless otherwise limited by court order.

6 (2) To file with the court a written or recorded statement of the impact  
7 of the delinquent act on the victim and the need for restitution.

8 (3) To be present during all court proceedings subject to the provisions  
9 of Rule 615 of the Vermont Rules of Evidence and to express reasonably the  
10 victim's views concerning the offense and the youth, to attend the disposition  
11 hearing and to present a victim impact statement, including testimony in  
12 support of his or her the victim's claim for restitution pursuant to section 5235  
13 of this title, and to be notified as to the disposition, including probation. The  
14 court shall consider the victim's statement when ordering disposition. The  
15 victim shall not be personally present at any portion of the disposition hearing  
16 except to present a victim impact statement or to testify in support of his or her  
17 claim for restitution unless the court finds that the victim's presence is  
18 necessary in the interest of justice.

19 (4) ~~Upon request, to~~ To be notified by the agency having custody of the  
20 delinquent child before ~~he or she~~ the victim is discharged from a secure or  
21 staff-secured residential facility. The name of the facility shall not be

1 disclosed. An agency's inability to give notification shall not preclude the  
2 release. However, in such an event, the agency shall take reasonable steps to  
3 give notification of the release as soon thereafter as practicable. Notification  
4 efforts shall be deemed reasonable if the agency attempts to contact the victim  
5 at the address or telephone number provided to the agency in the request for  
6 notification.

7 (5) To have the court take ~~his or her~~ the victim's views into  
8 consideration in the court's disposition order. If the victim is not present, the  
9 court shall consider whether the victim has expressed, either orally or in  
10 writing, views regarding disposition and shall take those views into account  
11 when ordering disposition.

12 (6) [Repealed.]

13 (b) The prosecutor's office shall keep the victim informed and consult with  
14 the victim through the delinquency proceedings.

15 Sec. 11. 33 V.S.A. § 5234a is amended to read:

16 § 5234a. RIGHTS OF VICTIMS IN DELINQUENCY PROCEEDINGS  
17 INVOLVING A NONLISTED CRIME

18 (a) The victim in a delinquency proceeding involving an offense that is not  
19 a listed crime shall have the following rights:

20 (1) To be notified by the prosecutor's office in a timely manner of the  
21 following:

1 (A) ~~his or her~~ the victim's rights as provided by law, information  
2 regarding how a delinquency proceeding is adjudicated, the confidential nature  
3 of juvenile proceedings, and that it is unlawful to disclose confidential  
4 information concerning the proceedings;

5 (B) when a delinquency petition is filed;

6 (C) the child's name and the conditions of release ordered for the  
7 child or modified by the court ~~if the conditions relate to the victim or a member~~  
8 ~~of the victim's family or current household or are deemed necessary for~~  
9 ~~disclosure to the victim in the discretion of the court~~, ~~unless otherwise limited~~  
10 ~~by court order~~; and

11 (D) when a dispositional court proceeding is scheduled to take place  
12 and when a court proceeding of which ~~he or she~~ the victim has been notified  
13 will not take place as scheduled.

14 (2) That delinquency has been found and disposition has occurred, ~~and~~  
15 any conditions of release or conditions of probation ~~that are related to the~~  
16 ~~victim or a member of the victim's family or current household or are deemed~~  
17 ~~necessary for disclosure to the victim in the discretion of the court~~, and any  
18 restitution ~~ordered~~, ~~unless otherwise limited by court order~~.

19 (3) To file with the court a written or recorded statement of the impact  
20 of the delinquent act on the victim and any need for restitution.

1           (4) To attend the disposition hearing for the sole purpose of presenting  
2 to the court a victim impact statement, including testimony in support of ~~his or~~  
3 ~~her~~ the victim's claim for restitution pursuant to section 5235 of this title. The  
4 victim shall not be personally present at any portion of the disposition hearing  
5 except to present a victim impact statement or to testify in support of ~~his or her~~  
6 the victim's claim for restitution unless the court finds that the victim's  
7 presence is necessary in the interest of justice.

8           (5) To be notified by the agency having custody of the child before the  
9 child is released from a residential facility.

10           (6) To have the court take ~~his or her~~ the victim's views into  
11 consideration in the court's disposition order. If the victim is not present, the  
12 court shall consider whether the victim has expressed, either orally or in  
13 writing, views regarding disposition and shall take those views into account  
14 when ordering disposition. The court shall order that the victim be notified as  
15 to the identity of the child upon disposition if the court finds that release of the  
16 child's identity to the victim is in the best interests of both the child and the  
17 victim and serves the interests of justice.

18           (b) The prosecutor's office shall keep the victim informed and consult with  
19 the victim through the delinquency proceedings.

20 Sec. 12. 33 V.S.A. § 5288 is amended to read:

21 § 5288. RIGHTS OF VICTIMS IN YOUTHFUL OFFENDER

1 PROCEEDINGS

2 (a) The victim in a proceeding involving a youthful offender shall have the  
3 following rights:

4 (1) to be notified by the prosecutor in a timely manner;

5 (A) when a court proceeding is scheduled to take place and when a  
6 court proceeding to which he or she has been notified will not take place as  
7 scheduled; and

8 (B) of any conditions of release or conditions of probation that are  
9 related to the victim or a member of the victim's family or current household  
10 or are deemed necessary for disclosure to the victim in the discretion of the  
11 court, and of any restitution ordered, unless otherwise limited by court order;

12 (2) to be present during all court proceedings subject to the provisions of  
13 Rule 615 of the Vermont Rules of Evidence and to express reasonably his or  
14 her views concerning the offense and the youth;

15 (3) to ~~request notification~~ be notified by the agency having custody of  
16 the youth before the youth is released from a residential facility;

17 (4) to be notified by the prosecutor as to the final disposition of the case;

18 (5) to be notified by the prosecutor of the victim's rights under this  
19 section.

20 (b) In accordance with court rules, at a hearing on a motion for youthful  
21 offender treatment, the court shall ask if the victim is present and, if so,

1 whether the victim would like to be heard regarding disposition. In ordering  
2 disposition, the court shall consider any views offered at the hearing by the  
3 victim. If the victim is not present, the court shall ask whether the victim has  
4 expressed, either orally or in writing, views regarding disposition and shall  
5 take those views into consideration in ordering disposition.

6 (c) No youthful offender proceeding shall be delayed or voided by reason of  
7 the failure to give the victim the required notice or the failure of the victim to  
8 appear.

9 (d) As used in this section, “victim” shall have the same meaning as in 13  
10 V.S.A. § 5301(4).

11 (e) Notwithstanding any other provision of law, a victim in a youthful  
12 offender proceeding may discuss the victim’s own lived experience as a victim  
13 with family or household members and health care providers provided that the  
14 victim does not discuss the court proceedings or disclose any other matters that  
15 are confidential by law. This section shall not prohibit a victim from discussing  
16 underlying facts of the alleged offense that resulted in death or physical,  
17 emotional, or financial injury to the victim, provided that, unless otherwise  
18 provided by law or court order, a victim shall not disclose what occurs during a  
19 court proceeding, or information learned through a court proceeding that is not  
20 an underlying facts of the alleged offense that resulted in death or physical,  
21 emotional, or financial injury to the victim.

1 \* \* Public Safety Requirement in **Juvenile and** Youthful Offender Cases \* \*

2 Sec. 13. 33 V.S.A. § 5284 is amended to read:

3 § 5284. YOUTHFUL OFFENDER DETERMINATION AND DISPOSITION  
4 ORDER

5 (a)(1) In a hearing on a motion for youthful offender status, the court shall  
6 first consider whether public safety will be protected by treating the youth as a  
7 youthful offender. If the court finds that public safety will not be protected by  
8 treating the youth as a youthful offender, the court shall deny the motion and  
9 transfer the case to the Criminal Division of the Superior Court pursuant to  
10 subsection 5281(d) of this title. If the court finds that public safety will be  
11 protected by treating the youth as a youthful offender, the court shall proceed  
12 to make a determination under subsection (b) of this section.

13 (2) When determining whether public safety will be protected by treating  
14 the youth as a youthful offender, the court shall consider, **on the basis of**  
15 **available information:**

16 (A) the nature of the charge and whether violence was involved;

17 (B) the youth's mental health treatment history and needs;

18 (C) the youth's substance abuse history and needs;

19 (D) the youth's residential housing status;

20 (E) the youth's employment **and educational** situation;

21 (F) whether the youth has complied with conditions of release;



1           (G) whether the youth has engaged in subsequent ~~violent acts criminal~~  
2           or delinquent behavior since the original charge; and

3           (H) whether the juvenile justice system provides the youth with a  
4           sufficiently meaningful accountability mechanism whether supervising the  
5           youth on youthful offender probation is appropriate considering the nature of  
6           the charged offense and the age and specialized needs of the youth;

7           (I) whether the youth has connections to the community; and

8           (J) the youth’s history of violence and of illegal or violent conduct  
9           involving firearms.

10          Sec. 14. 33 V.S.A. § 5204 is amended to read:

11          § 5204. TRANSFER FROM FAMILY DIVISION OF THE SUPERIOR  
12          COURT

13                           \* \* \*

14           (b) The State’s Attorney of the county where the juvenile petition is  
15          pending may move in the Family Division of the Superior Court for an order  
16          transferring jurisdiction under subsection (a) of this section at any time prior to  
17          adjudication on the merits. The filing of the motion to transfer jurisdiction shall  
18          automatically stay the time for the hearing provided for in section 5225 of this  
19          title, which stay shall remain in effect until such time as the Family Division of  
20          the Superior Court may deny the motion to transfer jurisdiction.

1 (c) Upon the filing of a motion to transfer jurisdiction under subsection (b)  
2 of this section, the Family Division of the Superior Court shall conduct a  
3 hearing in accordance with procedures specified in subchapter 2 of this chapter  
4 to determine whether:

5 (1) there is probable cause to believe that the child committed the  
6 charged offense; and

7 (2) public safety and the interests of the community would not be served  
8 by treatment of the child under the provisions of law relating to the Family  
9 Division of the Superior Court and delinquent children.

10 (d) In making its determination as required under subsection (c) of this  
11 section, the court may consider, among other matters:

12 (1) the maturity of the child as determined by consideration of his or her  
13 age, home, environment; emotional, psychological, and physical maturity; and  
14 relationship with and adjustment to school and the community;

15 (2) the extent and nature of the child's prior record of delinquency;

16 (3) the nature of past treatment efforts and the nature of the child's  
17 response to them, including the youth's mental health treatment and substance  
18 abuse treatment and needs;

19 (4) whether the alleged offense was committed in an aggressive, violent,  
20 premeditated, or willful manner;

1 (5) the nature of any personal injuries resulting from or intended to be  
2 caused by the alleged act;

3 (6) the prospects for rehabilitation of the child by use of procedures,  
4 services, and facilities available through juvenile proceedings;

5 (7) whether the protection of the community would be better served by  
6 transferring jurisdiction from the Family Division to the Criminal Division of  
7 the Superior Court.

8 (8) the youth’s residential housing status;

9 (9) the youth’s employment and educational situation;

10 (10) whether the youth has complied with conditions of release;

11 (11) whether the youth has engaged in subsequent criminal or delinquent  
12 behavior since the original charge;

13 (11) whether the youth has connections to the community; and

14 (12) the youth’s history of violence and of illegal or violent conduct  
15 involving firearms.

16 \* \* \*

17 \* \* \* Initial Appearance in Criminal Division \* \* \*

18 Sec. 14. 33 V.S.A. § 5201 is amended to read:

19 § 5201. COMMENCEMENT OF DELINQUENCY PROCEEDINGS

20 \* \* \*

1 ~~(h) Notwithstanding this section or any other provision of law, the initial~~  
2 ~~court appearance of a child who is alleged to have committed a felony may be~~  
3 ~~held in the Criminal Division of the Superior Court, provided that jurisdiction~~  
4 ~~shall thereafter be determined in accordance with this chapter and chapter 52A~~  
5 ~~of this title, if:~~

6 ~~(1) the child is arrested without a warrant; and~~

7 ~~(2) the Family Division is unable to preside over the initial appearance~~  
8 ~~in a timely manner.~~

9 \* \* \* Psychosexual Evaluation \* \* \*

10 Sec. 15. 33 V.S.A. § 5230 is amended to read:

11 § 5230. DISPOSITION CASE PLAN

12 \* \* \*

13 (d) Psychosexual Evaluation. For purposes of determining appropriate  
14 conditions of probation for a disposition case plan under this section, the court  
15 may order a psychosexual evaluation for a child charged with:

16 (1) lewd and lascivious conduct in violation of 13 V.S.A. § 2601;

17 (2) lewd and lascivious conduct with a child in violation of 13 V.S.A.  
18 § 2602;

19 (3) sexual assault in violation of 13 V.S.A. § 3252;

20 (4) aggravated sexual assault in violation of 13 V.S.A. § 3253;

- 1           (5) aggravated sexual assault of a child in violation of 13 V.S.A. §  
2           3253a;  
3           (6) kidnapping with intent to commit sexual assault in violation of  
4           13 V.S.A. § 2405(a)(1)(D); or  
5           (7) an offense involving sexual exploitation of children in violation of  
6           13 V.S.A. chapter 64.

7                                   \* \* \* Report on Secure Placements \* \* \*

8           Sec. 16. REPORT

9           (a) On or before December 1, 2022, the Department for Children and  
10          Families shall report to the Senate and House Committees on Judiciary and on  
11          Institutions on the availability of secure placements and transitional housing  
12          for 18- and 19- year olds subject to juvenile and youthful offender proceedings.

13          The report shall include:

14                  (1) both current and future options for secure placements, a plan to  
15          ensure that the placements are available for youth going forward, a description  
16          of the appropriate services to be provided, and a recommendation as to  
17          whether dual custody with the Department of Corrections should be  
18          considered; and

19                  (2) a progress report on the requirement of Secs. 1 and 2 of this Act that  
20          the Raise the Age initiative take effect on July 1, 2023, and a recommendation  
21          as to whether implementation by that date is feasible.

1        (b) On or before July 1, 2022, the Department for Children and Families  
2        shall file a preliminary report to the Joint Legislative Committee on Justice  
3        Oversight describing the progress made toward completion of the final report  
4        required by subsection (a) of this section.

5        Sec. 17. EFFECTIVE DATE

6        This act shall take effect on passage.