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2 (A.1) EXCEPTIONS.--SUBSECTION (A) SHALL NOT APPLY IF ANY OF
3 THE FOLLOWING APPLY:

4 (1) THE INDIVIDUAL MEETS ALL OF THE FOLLOWING:

5 (I) WAS 14 YEARS OF AGE OR OLDER AT THE TIME THE
6 INDIVIDUAL COMMITTED AN OFFENSE WHICH, IF COMMITTED BY AN
7 ADULT, WOULD BE CLASSIFIED AS:

8 (A) AN OFFENSE UNDER 18 PA.C.S. § 3121 (RELATING
9 TO RAPE), 3123 (RELATING TO INVOLUNTARY DEVIATE
10 SEXUAL INTERCOURSE) OR 3125 (RELATING TO AGGRAVATED
11 INDECENT ASSAULT).

12 (B) AN ATTEMPT, SOLICITATION OR CONSPIRACY TO
13 COMMIT AN OFFENSE UNDER 18 PA.C.S. § 3121, 3123 OR
14 3125.

15 (II) WAS ADJUDICATED DELINQUENT FOR THE OFFENSE
16 UNDER SUBPARAGRAPH (I).

17 (2) UPON CAUSE SHOWN.

18 * * *

19 SECTION 2.1. PARAGRAPH (3) OF THE DEFINITION OF "CHILD" IN
20 SECTION 6302 OF TITLE 42 IS AMENDED TO READ:
21 § 6302. DEFINITIONS.



22 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
23 SHALL HAVE, UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE, THE
24 MEANINGS GIVEN TO THEM IN THIS SECTION:

25 * * *

26 "CHILD." AN INDIVIDUAL WHO:

27 * * *

28 (3) IS UNDER THE AGE OF 21 YEARS AND WAS ADJUDICATED
29 DEPENDENT BEFORE REACHING THE AGE OF 18 YEARS [AND WHO, WHILE
30 ENGAGED IN A COURSE OF INSTRUCTION OR TREATMENT, REQUESTS THE

1 COURT TO RETAIN JURISDICTION UNTIL THE COURSE HAS BEEN
2 COMPLETED, BUT IN NO EVENT SHALL A CHILD REMAIN IN A COURSE
3 OF INSTRUCTION OR TREATMENT PAST THE AGE OF 21 YEARS.], WHO
4 HAS REQUESTED THE COURT TO RETAIN JURISDICTION AND WHO
5 REMAINS UNDER THE JURISDICTION OF THE COURT AS A DEPENDENT
6 CHILD BECAUSE THE COURT HAS DETERMINED THAT THE CHILD IS:

7 (I) COMPLETING SECONDARY EDUCATION OR AN EQUIVALENT
8 CREDENTIAL;

9 (II) ENROLLED IN AN INSTITUTION WHICH PROVIDES
10 POSTSECONDARY OR VOCATIONAL EDUCATION;

11 (III) PARTICIPATING IN A PROGRAM ACTIVELY DESIGNED
12 TO PROMOTE OR REMOVE BARRIERS TO EMPLOYMENT;

13 (IV) EMPLOYED FOR AT LEAST 80 HOURS PER MONTH; OR

14 (V) INCAPABLE OF DOING ANY OF THE ACTIVITIES
15 DESCRIBED IN SUBPARAGRAPH (I), (II), (III) OR (IV) DUE TO
16 A MEDICAL OR BEHAVIORAL HEALTH CONDITION, WHICH IS
17 SUPPORTED BY REGULARLY UPDATED INFORMATION IN THE
18 PERMANENCY PLAN OF THE CHILD.

19 * * *

20 SECTION 2.2. SECTION 6351(E) (3) OF TITLE 42 IS AMENDED BY
21 ADDING A SUBPARAGRAPH, SUBSECTION (F) IS AMENDED BY ADDING
22 PARAGRAPHS AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
23 READ:

24 § 6351. DISPOSITION OF DEPENDENT CHILD.

25 * * *

26 (E) PERMANENCY HEARINGS.--

27 * * *

28 (3) THE COURT SHALL CONDUCT PERMANENCY HEARINGS AS
29 FOLLOWS:

30 * * *

1 (III) IF THE COURT RESUMES JURISDICTION OF THE CHILD
2 PURSUANT TO SUBSECTION (J), PERMANENCY HEARINGS SHALL BE
3 SCHEDULED IN ACCORDANCE WITH APPLICABLE LAW UNTIL COURT
4 JURISDICTION IS TERMINATED, BUT NO LATER THAN WHEN THE
5 CHILD ATTAINS 21 YEARS OF AGE.

6 (F) MATTERS TO BE DETERMINED AT PERMANENCY HEARING.--AT EACH
7 PERMANENCY HEARING, A COURT SHALL DETERMINE ALL OF THE
8 FOLLOWING:

9 * * *

10 (8.1) WHETHER THE CHILD CONTINUES TO MEET THE DEFINITION
11 OF "CHILD" AND HAS REQUESTED THAT THE COURT CONTINUE
12 JURISDICTION PURSUANT TO SECTION 6302 IF THE CHILD IS BETWEEN
13 18 AND 21 YEARS OF AGE.

14 (8.2) THAT A TRANSITION PLAN HAS BEEN PRESENTED IN
15 ACCORDANCE WITH SECTION 475 OF THE SOCIAL SECURITY ACT (49
16 STAT. 620, 42 U.S.C. § 675(5)(H)).

17 * * *

18 (J) RESUMPTION OF JURISDICTION.--AT ANY TIME PRIOR TO A
19 CHILD REACHING 21 YEARS OF AGE, A CHILD MAY REQUEST THE COURT TO
20 RESUME DEPENDENCY JURISDICTION IF:

21 (1) THE CHILD CONTINUES TO MEET THE DEFINITION OF
22 "CHILD" PURSUANT TO SECTION 6302; AND

23 (2) DEPENDENCY JURISDICTION WAS TERMINATED:

24 (I) WITHIN 90 DAYS PRIOR TO THE CHILD'S 18TH
25 BIRTHDAY; OR

26 (II) ON OR AFTER THE CHILD'S 18TH BIRTHDAY, BUT
27 BEFORE THE CHILD TURNS 21 YEARS OF AGE.

28 SECTION 3. SECTIONS 6358(A), 6403(A)(2), 6404.2(G) AND
29 9799.10(2) AND (3) OF TITLE 42, AMENDED OR ADDED DECEMBER 20,
30 2011 (P.L.446, NO.111), ARE AMENDED TO READ:

