

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ SCS/Senate Bill No. 618, Page 1, Section Title, Lines 3-4,

2 by striking "the detention of persons under the age of seventeen
3 in adult facilities" and inserting in lieu thereof the following:
4 "juvenile offenders"; and

5 Further amend said bill, page 8, section 211.151, line 116,
6 by inserting immediately after said line the following:

7 "211.436. 1. When a court of jurisdiction in juvenile
8 cases has a local court rule or otherwise mandates that a
9 juvenile shall be restrained during court proceedings using
10 either handcuffs, chains, irons, or a straitjacket, the
11 juvenile's attorney shall have the right to be heard on the issue
12 of the necessity of restraints on the juvenile and request that
13 the restraints on the juvenile not be used. The juvenile's
14 attorney may present evidence that the juvenile is not a flight
15 risk, poses no safety risk to himself or herself or others, or
16 has no history of disruptive courtroom behavior.

17 2. If the court orders that restraints shall be used on the
18 juvenile, the court shall make findings of fact in support of
19 such use."; and

20 Further amend the title and enacting clause accordingly.

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