

## Aggravating

1. **Impact of Offense on Victim(s) and Community:** ~~Offender's callousness and cruelty shock the conscience of the Court; The youth's offense involved substantial monetary loss; offender caused substantial physical or psychological injury to the victim; offender- the youth has offended against current victim on prior occasions; or the offender-youth knew or should have known that the victim was particularly vulnerable; or the youth offender against two or more victims in petitioned sexual offenses.~~
2. **Prior Violent Delinquent Conduct:** ~~Offender has demonstrated, by prior history of delinquency adjudications, a propensity for violent, delinquent conduct.~~
3. **Substantial Adjudication History:** ~~Adjudication for the same or similar offense on two or more previous separate occasions; gross number of prior offenses; or the offender has been adjudicated delinquent.~~
2. 4. **Need for Out-of-Home Treatment:** ~~Treatment needs of the youth offender require an out-of-home placement.~~
3. 5. **Need for Secure Care Confinement:** ~~Offender-Youth presents a danger to the community that requires secure care confinement.~~
6. **Lack of Remorse:** ~~Offender has demonstrated a total lack of remorse or a lack of acceptance or responsibility with regard to the offense.~~
7. **Supervision to Monitor Restitution:** ~~A long period of supervision is necessary to monitor the offender's restitution responsibilities.~~
4. 8. **Lack of Amenability with Lesser Sanctions:** ~~Offender- The youth has demonstrated a lack of cooperation with lesser restrictive sanctions. offender has probation violations, other contempt orders, or non-judicial actions that should be considered; or offender has previously been placed on or qualified for a higher sanction.~~
5. 9. **Lack of Attendance or Participation in Educational/Vocational Programs or Employment:** ~~Offender- The youth has willfully failed to attend or participate in school or other appropriate educational or vocational programs, and/or is not employed.~~
6. 10. Gang Involvement. **Antisocial peers and associates:** The youth regularly associates with antisocial peers who are defined as youth who are consistently hostile, disruptive, or involved in delinquent and/or status offenses.
7. **Indiscriminate choice of sexual offense victims-** Youth who select a variety of victims (i.e. both males and females; children and peer; , both acquaintance's and strangers.)
8. 11. **Other** (specify) \_\_\_\_\_

## Mitigating

1. **Significant Improvement Since the Offense:** The youth Offender has demonstrated significant improvement since the time of the offense; the youth offender has voluntarily sought treatment; the youth offender has compensated or made a good faith effort to compensate victim. A realistic supervision/safety plan has been developed and successfully implemented since the time of offense.

2. **Physical/Mental Impairment:** Offender, because of physical or mental impairment, lacked substantial capacity for judgment when the offense was committed; or the offender is mentally retarded as demonstrated by all of the following: (a) offender is significantly sub-average in general intellectual functioning (usually interpreted as an IQ score of 70 or less); and (b) offender demonstrates deficits in adaptive behavior (has insufficient life skills to get along without constant assistance from others); and (c) offender manifested the above handicaps during the developmental period. The voluntary use of intoxicants does not fall within the purview of this category.

2. 3. **Time Since Last Adjudication** Limited Adjudication History: The youth has not re-offended in the last \*\* year(s). Offender has no or only minor prior adjudications; long period of time since previous referral; or there has been an extreme length of time since the offense occurred.

3. 4. **Age and Maturity of Offender:** The youth' Offender's age and maturity suggest that the offender youth did not fully understand the impact or nature of the delinquent conduct.

4. 5. **Current Status/Treatment Needs:** The youth Offender is currently in an appropriate level of treatment or supervision.

6. **Treatment Needs Exceed Need for Punishment:** The offender is in greater need of an available treatment program than of punishment through incarceration.

5. **Appropriate Supervision and Stability within the Family Environment.** The youth's current living environment provides appropriate stability and supervision; caregivers are supportive of offense specific intervention(s).

6. **Evidence of Positive Support systems:** The youth engages in pro-social and age appropriate peer relationships; participates in pro-social community activities; maintains relationships with adults who provide positive support and model pro social behavior.

7. **Stability of Youth's behavior in school or employment:** The youth demonstrates positive school/work place adjustment.

8. 7. **Other** (specify) \_\_\_\_\_