



STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: July 6, 2017

REQUEST SUBMITTED BY: ✓ E-MAIL

REQUEST SUBMITTED TO (Agency name & address): Jackie Musto Carroll, Esquire, Luzerne County Office of Law, Attn: Right to Know Request, 200 North River Street, Wilkes-Barre, PA 18711, 570-825-1598, Fax: 570-820-6355, Jackie.carroll@luzernecounty.org

NAME OF REQUESTER: Colleen Shanahan & Mariah Volk

STREET ADDRESS: Sheller Center for Social Justice, 1719 North Broad Street, Room 411

CITY/STATE/COUNTY/ZIP(Required): Philadelphia, PA 19122

TELEPHONE (Optional): 215-204-8800

EMAIL (optional): colleen.shanahan@temple.edu

RECORDS REQUESTED: **Provide as much specific detail as possible so the agency can identify the information. Please use additional sheets if necessary*

The items requested INCLUDE, but are not limited to, the following documents for the years 2010-Present, reflecting:

- the amount of money in total sought by Luzerne County in support actions against parents of incarcerated children who were adjudicated delinquent and not dependent.
- the amount of money per child sought by Luzerne County in support actions against parents of incarcerated children who were adjudicated delinquent and not dependent.
- the number of support actions instituted by Luzerne County against parents of incarcerated children who were adjudicated delinquent and not dependent.
- the amount of money in total actually collected by Luzerne County from support actions against parents of incarcerated children who were adjudicated delinquent and not dependent.
- the amount of money per child actually collected by Luzerne County from support actions against parents of incarcerated children who were adjudicated delinquent and not dependent.
- the total actual cost of placement at each facility housing incarcerated children who were adjudicated delinquent and not dependent. This includes both facilities run directly by the Commonwealth, and the private/non-profit providers with which the Commonwealth, and the county of Luzerne, contract.
- the cost per incarcerated child per day to Luzerne County of placements at each facility housing incarcerated children who were adjudicated delinquent and not dependent. This includes both facilities run directly by the Commonwealth, and the private/non-profit providers with which the Commonwealth, and the county of Luzerne, contract.

- how Luzerne County decided what amount of support to seek in each of the support actions instituted by Luzerne County against parents of (currently or formerly) incarcerated children who were adjudicated delinquent and not dependent.
- expenses, salaries, internal funds, fees, or other costs budgeted and spent by Luzerne County on the institution and maintenance of support actions against parents of (currently or formerly) incarcerated children who were adjudicated delinquent and not dependent.

These support actions are pursuant to Title 42 of the Pennsylvania Code, Judiciary and Judicial Procedure; Title 62 of the Pennsylvania Code, General Welfare; and Title 23 of the Pennsylvania Code, Domestic Relations. Title 23 creates the obligation for parents to pay support for children who are not in their custody. Child support must be awarded pursuant to statewide guidelines and the definition of income is extremely broad. Title 42 establishes that these requirements extend to “proceedings in which a child is alleged to be delinquent or dependent.” Title 62 allocates the costs and expenses for the care of children among different branches of government.

The items requested DO NOT include the following documents:

- Records of an individual’s medical, psychiatric, or psychological history or related information that would disclose individually identifiable health information exempt pursuant to 65 P.S. § 67.708(b)(5).
- Records containing “personal identification information” exempt from disclosure pursuant to 65 P.S. § 67.708(b)(6) including (but not limited to) personal financial information, social security, and/or federal tax identification numbers, employee numbers, bank account information, insurance policy numbers, home addresses, cell phone numbers, home telephone numbers, and personal email addresses.
- Records reflecting “[1] internal predecisional deliberations of an agency, its members, employees or officials or [2] predecisional deliberations between agency members, employees or officials and members, employees, or officials of another agency . . . or [3] any research, memos, or other documents used in predecisional deliberations.” 65 § 67.708(b)(10)(i)(A).
- Records reflecting the strategy to be used to develop or achieve the successful adoption of a budget, legislative proposal or regulation. 65 P.S. § 67.708(b)(10)(B).
- Records reflecting the home addresses of individuals, as well as records that “would be reasonably likely to result in a substantial and demonstrable risk of physical harm to or the personal security of an individual.” 65 P.S. § 67.708(b)(1)(ii).
- Records identifying the name, home address or date of birth of a child 17 years of age or younger pursuant to 65 P.S. § 67.708(b)(30).
- Records of information exempt pursuant to 65 P.S. § 67.708(b)(28) identifying an individual who applies for or receives social services or relating to that individual’s application for, eligibility for, or receipt of social services.
- Records expressly exempt from disclosure under the Child Protection Services Law. 23 Pa.C.S.A. § 6339.
- Records expressly exempt from disclosure pursuant to the Pennsylvania Juvenile Act. 42 Pa.C.S.A. § 6307.

Pursuant to Section 706 of the Pennsylvania Right-to-Know Act, I ask that any records containing both material exempt from and subject to disclosure be provided in their redacted form. I request that, where they are so available, records be provided in **electronic** forms to Colleen Shanahan at colleen.shanahan@temple.edu to save on photocopy costs.

DO YOU WANT COPIES? YES

DO YOU WANT TO INSPECT THE RECORDS? NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? NO

DO YOU WANT TO BE NOTIFIED IN ADVANCE IF THE COST EXCEEDS \$100? YES

**** PLEASE NOTE: RETAIN A COPY OF THIS REQUEST FOR YOUR FILES ****
**** IT IS A REQUIRED DOCUMENT IF YOU WOULD NEED TO FILE AN APPEAL ****

FOR AGENCY USE ONLY

OPEN-RECORDS OFFICER:

I have provided notice to appropriate third parties and given them an opportunity to object to this request

DATE RECEIVED BY THE AGENCY:

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE:

***Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702.) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703.)*