# HOUSE BILL 151

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#### By: Delegates Jones, Anderson, Arora, Barkley, Braveboy, Carter, Cluster, Dumais, Gaines, Gutierrez, Hucker, Lee, McComas, McHale, Oaks, Proctor, Rosenberg, Rudolph, Valderrama, Valentino-Smith, M. Washington, and Wilson Introduced and read first time: January 13, 2014

Assigned to: Judiciary

#### A BILL ENTITLED

#### 1 AN ACT concerning

#### 2 Juvenile Services – Child in Need of Supervision Pilot Program – Expansion

- 3 FOR the purpose of requiring the Secretary of Juvenile Services to establish a 4 Department of Juvenile Services Child in Need of Supervision Pilot Program in  $\mathbf{5}$ a certain number of counties each year until the Pilot Program is available in 6 every county in the State; requiring the Secretary to determine which counties 7 to add to the Pilot Program based on certain criteria; requiring the Secretary to 8 submit a certain annual report to the General Assembly and the Department of 9 Budget and Management on or before a certain date each year; altering a 10 certain definition; and generally relating to the expansion of the Department of Juvenile Services Child in Need of Supervision Pilot Program. 11
- 12 BY repealing and reenacting, with amendments,
- 13 Article Courts and Judicial Proceedings
- 14 Section 3–8A–10.1
- 15 Annotated Code of Maryland
- 16 (2013 Replacement Volume and 2013 Supplement)
- 17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 18 MARYLAND, That the Laws of Maryland read as follows:
- 19

## Article – Courts and Judicial Proceedings

20 3–8A–10.1.

21 (a) (1) In this section the following words have the meanings indicated.



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$egin{array}{c} 1 \\ 2 \\ 3 \end{array}$	•		-	"Designated assessment service provider" means a der of assessment, intervention, and referral services to need of supervision and their parents or guardians.
$4 \\ 5 \\ 6 \\ 7$				"Designated assessment service provider" includes county resources that may provide assessment, intervention, and ren alleged to be in need of supervision and their parents or
8		(3)	"Pilot	community" means:
9			(i)	Baltimore City;
10			(ii)	Baltimore County;
11			(iii)	Cecil County;
12			(iv)	Montgomery County; [or]
13			(v)	Prince George's County; OR
14 15 16	JUVENILE THIS SECTI		(VI) ICES A	A COUNTY DESIGNATED BY THE SECRETARY OF AS A PILOT COMMUNITY UNDER SUBSECTION (B)(2) OF
17 18	(b) Juvenile Sei	(1) rvices (		ecretary of Juvenile Services shall establish a Department of n Need of Supervision Pilot Program in:
19		<b>[</b> (1) <b>]</b>	<b>(</b> I <b>)</b>	Baltimore City;
20		<b>[</b> (2) <b>]</b>	(II)	Baltimore County;
21		<b>[</b> (3) <b>]</b>	(III)	Cecil County;
22		<b>[</b> (4) <b>]</b>	(IV)	Montgomery County; and
23		<b>[</b> (5) <b>]</b>	(V)	Prince George's County.
$\frac{24}{25}$	JUVENILE	(2) Serv	(I) VICES	BEGINNING JULY 1, 2014, THE SECRETARY OF SHALL ESTABLISH A DEPARTMENT OF JUVENILE

26 SERVICES CHILD IN NEED OF SUPERVISION PILOT PROGRAM IN TWO 27 ADDITIONAL COUNTIES EACH YEAR UNTIL THE PILOT PROGRAM IS AVAILABLE 28 IN EVERY COUNTY IN THE STATE.

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$egin{array}{c} 1 \\ 2 \\ 3 \end{array}$	(II) THE SECRETARY SHALL DETERMINE WHICH COUNTIES TO ADD TO THE PILOT PROGRAM UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH BASED ON COMMUNITY NEED AND LOCAL SUPPORT.						
$4 \\ 5 \\ 6 \\ 7$	BUDGET AND	TO T MANA	OR BEFORE JULY 1 OF EACH YEAR, THE SECRETARY THE GENERAL ASSEMBLY AND THE DEPARTMENT OF GEMENT ON THE SECRETARY'S PROGRESS TOWARD F PROGRAM AND THE OUTCOMES OF PRIOR EXPANSIONS.				
8 9	(c) (1) The Pilot Program shall select designated assessment service providers in each pilot community.						
10 11	(2) The designated assessment service providers shall be contracted and funded by the local management board of each pilot community.						
12 13 14 15 16 17 18	(d) On receipt of a complaint under § 3–8A–10 of this subtitle that alleges that a child in a pilot community is in need of supervision, unless the intake officer concludes under § 3–8A–10(c) of this subtitle that the court has no jurisdiction or that neither an informal adjustment nor judicial action is appropriate, the intake officer shall refer the child and the child's parents or guardians to a designated assessment service provider for the pilot community before the intake officer may authorize the filing of a petition or peace order request or propose an informal adjustment.						
19	(e) A de	esignate	ed assessment service provider shall:				
$\begin{array}{c} 20\\ 21 \end{array}$	(1) Meet with a child referred to the provider and the child's parents or guardians at least two and not more than six times to discuss the child's:						
22		(i)	School performance;				
23		(ii)	Family interactions;				
24		(iii)	Relationships with peers; and				
$\begin{array}{c} 25\\ 26 \end{array}$	use;	(iv)	Emotional and physical health, including drug and alcohol				
$\begin{array}{c} 27 \\ 28 \end{array}$	(2) including:	Revi	ew all available, relevant records concerning the child,				
29		(i)	Academic records;				
30		(ii)	Medical records; and				
31		(iii)	Psychiatric records;				

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1	(3)	Conduct an assessment of the child; and						
$2 \\ 3$	(4) Establish a case plan and a case record for the provision of services to the child, including:							
4		(i)	Family counseling;					
5		(ii)	Educational advocacy;					
6		(iii)	Drug and alcohol counseling;					
7		(iv)	Sex education;					
8		(v)	After–school programs;					
9		(vi)	Truancy and dropout prevention;					
10		(vii)	Transitional living services;					
11		(viii)	Mediation services;					
12		(ix)	Employment and job training services;					
13		(x)	Alternative school placement; and					
$\begin{array}{c} 14 \\ 15 \end{array}$	(xi) Drug and alcohol counseling for the parents, guardians, or other family members of the child.							
16 17 18 19	(f) An intake officer may not authorize the filing of a petition or peace order request or propose an informal adjustment for a child alleged to be in need of supervision in a pilot community unless the designated assessment service provider has filed a report with the intake officer stating:							
$\begin{array}{c} 20\\ 21 \end{array}$	(1) The date of the initial meeting with the child and the child's parents or guardians required under this section; and							
$\frac{22}{23}$	(2) That all attempts to provide assessment, intervention, and referral services have failed.							
$\begin{array}{c} 24 \\ 25 \end{array}$	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2014.							