
By: **Delegates Zirkin, Cadden, and Morhaim**
 Introduced and read first time: February 10, 2005
 Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Services - Detention and Committed Facilities - Maintenance and**
 3 **Operation**

4 FOR the purpose of requiring the Department of Juvenile Services to, by a certain
 5 date, maintain and operate certain detention and committed facilities to meet
 6 certain requirements; requiring certain facilities to be maintained and operated
 7 so that they are distinct from one another in a certain manner and do not share
 8 certain areas; requiring that a certain detention facility be used only for certain
 9 children; declaring a certain intent of the General Assembly; and generally
 10 relating to the maintenance and operation of certain facilities by the
 11 Department of Juvenile Services.

12 BY adding to
 13 Article 83C - Juvenile Services
 14 Section 2-117(c)
 15 Annotated Code of Maryland
 16 (2003 Replacement Volume and 2004 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article 83C - Juvenile Services**

20 2-117.

21 (C) BY JANUARY 1, 2008, THE DEPARTMENT SHALL MAINTAIN AND OPERATE
 22 FACILITIES OF THE DEPARTMENT SO THAT:

23 (1) DETENTION AND COMMITTED FACILITIES:

24 (I) ARE GEOGRAPHICALLY, PHYSICALLY, OPERATIONALLY
 25 SEPARATE, REMOTE, AND DISTINCT FROM ONE ANOTHER; AND

26 (II) DO NOT SHARE COMMON AREAS, INCLUDING ADMINISTRATIVE
 27 BUILDINGS, DINING HALLS, MEDICAL, EDUCATIONAL, OR RECREATIONAL
 28 FACILITIES; AND

1 (2) A DETENTION FACILITY MAY BE USED ONLY FOR CHILDREN WHO
2 ARE DETAINED WHILE AWAITING COURT DISPOSITION OR WHO ARE AWAITING
3 PLACEMENT AFTER COURT DISPOSITION.

4 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the
5 General Assembly that, commencing in fiscal year 2006, the Governor include in the
6 annual State budget sufficient funds to fully implement this Act by January 1, 2008.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2005.