
By: **Delegates Zirkin and Morhaim**

Introduced and read first time: February 10, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Juvenile Services - Charles H. Hickey, Jr. School**

3 FOR the purpose of requiring that, on or before a certain date, the Charles H. Hickey,
4 Jr. School be comprised of a certain number of facilities; requiring that one
5 facility be for children pending court disposition or pending placement after
6 disposition; requiring that the other facilities be committed facilities; requiring
7 that a certain facility be geographically, physically, and operationally separate,
8 remote, and distinct from certain other facilities; prohibiting a certain facility
9 from sharing with certain other facilities certain common areas; limiting the
10 number of beds that a facility may contain; establishing a certain intent of the
11 General Assembly; and generally relating to the Department of Juvenile
12 Services and the Charles H. Hickey, Jr. School.

13 BY repealing and reenacting, with amendments,
14 Article 83C - Juvenile Services
15 Section 2-117
16 Annotated Code of Maryland
17 (2003 Replacement Volume and 2004 Supplement)

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

20 **Article 83C - Juvenile Services**

21 2-117.

22 (a) (1) The Department may establish and operate the facilities that are
23 necessary to diagnose, care for, train, educate, and rehabilitate properly children who
24 need these services.

25 (2) These facilities include:

26 (i) The Baltimore City Juvenile Justice Center;

27 (ii) The J. DeWeese Carter Center;

- 1 (iii) The Charles H. Hickey, Jr. School;
- 2 (iv) The Alfred D. Noyes Children's Center;
- 3 (v) The Cheltenham Youth Facility;
- 4 (vi) The Victor Cullen Center;
- 5 (vii) The Thomas J. S. Waxter Children's Center;
- 6 (viii) The Lower Eastern Shore Children's Center;
- 7 (ix) The Western Maryland Children's Center; and
- 8 (x) The youth centers.

9 (b) Before the Department asks the General Assembly for a bond issue to build
10 or renovate a facility, the Department shall consult on the proposed construction or
11 renovation plans with the governing body of the county where the facility is to be built
12 or renovated and with the governing body of each county to be served.

13 (C) (1) ON OR BEFORE JANUARY 1, 2010, THE CHARLES H. HICKEY, JR.
14 SCHOOL SHALL BE COMPRISED OF FOUR FACILITIES AS DESCRIBED IN THIS
15 SUBSECTION.

16 (2) (I) ONE FACILITY SHALL BE FOR CHILDREN PENDING COURT
17 DISPOSITION OR PENDING PLACEMENT AFTER DISPOSITION.

18 (II) THREE FACILITIES SHALL BE COMMITTED FACILITIES.

19 (3) THE FACILITY DESCRIBED IN PARAGRAPH (2)(I) OF THIS SUBSECTION
20 SHALL BE GEOGRAPHICALLY, PHYSICALLY, AND OPERATIONALLY SEPARATE,
21 REMOTE, AND DISTINCT FROM THE THREE FACILITIES DESCRIBED IN PARAGRAPH
22 (2)(II) OF THIS SUBSECTION AND MAY NOT SHARE WITH THE THREE FACILITIES
23 COMMON AREAS, INCLUDING ADMINISTRATIVE BUILDINGS, DINING HALLS,
24 MEDICAL, EDUCATIONAL, AND RECREATIONAL FACILITIES.

25 (4) A FACILITY DESCRIBED IN THIS SUBSECTION MAY NOT CONTAIN
26 MORE THAN 48 BEDS.

27 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the
28 General Assembly that, commencing in fiscal year 2007, the Governor include in the
29 annual State budget sufficient funds to fully implement this Act on or before January
30 1, 2010.

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