

Department of Legislative Services
 Maryland General Assembly
 2005 Session

FISCAL AND POLICY NOTE
 Revised

House Bill 1342
 Ways and Means

(Delegate Zirkin, *et al.*)

Judicial Proceedings

Juvenile Justice Monitoring - Transfer to Office of the Attorney General

This bill transfers all duties of the Office of the Independent Juvenile Justice Monitor (OIJJM) from the Office for Children, Youth, and Families (OCYF) to the Office of the Attorney General (OAG) and establishes the Juvenile Justice Monitoring Unit (JJMU) of OAG. The bill also transfers positions and funding for OIJJM from the Governor’s Office of Crime Control and Prevention (GOCCP) to OAG and requires the Governor to include a minimum of \$538,000 beginning in the fiscal 2007 budget to fund JJMU. The function of JJMU is to investigate and determine whether the needs of the children under the Department of Juvenile Services (DJS) jurisdiction are being met in compliance with State law, that their rights are being upheld, and that they are not being abused.

The bill is effective July 1, 2005.

Fiscal Summary

State Effect: General fund expenditures would increase by \$158,500 for FY 2006 for an additional position. Future years reflect the bill’s mandated appropriation and inflation.

(in dollars)	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Revenues	\$0	\$0	\$0	\$0	\$0
GF Expenditure	158,500	189,900	179,300	168,000	156,000
Net Effect	(\$158,500)	(\$189,900)	(\$179,300)	(\$168,000)	(\$156,000)

Note:() = decrease; GF = general funds; FF = federal funds; SF = special funds; - = indeterminate effect

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: OIJJM has several statutory duties, including evaluating the child advocacy grievance process, the DJS monitoring process, the treatment of and services to youth and the staffing and physical condition of each DJS facility.

Background: OIJJM has been operating since September 2000. It was established through a memorandum of agreement between the then Department of Juvenile Justice and OCYF. OIJJM was codified by Chapter 255 of 2002.

State Expenditures:

Transfers

Effective July 1, 2005, the entire OIJJM would be transferred to OAG. Pursuant to the bill, \$341,424, as well as four permanent positions and one contractual position, would be transferred from GOCCP to OAG.

Additional Position

General fund expenditures could increase by an estimated \$158,465 in fiscal 2006. This estimate reflects the cost of hiring one Assistant Attorney General to advise the new unit. It includes salary, fringe benefits, one-time start-up costs, and ongoing operating expenses.

Salary and Fringe Benefits	\$98,270
Additional Operating Expenses	<u>60,195</u>
Total State Expenditures	\$158,465

Future Year Expenditures

Future year expenditures reflect the bill's mandated appropriation less the costs for the transferred positions. Inflation is based on the Implicit Price Deflator for State and Local Government Expenditures, as shown below in **Exhibit 1**.

Exhibit 1
Implicit Price Deflators for Fiscal 2008 – 2010

FY 2007	2.10%
FY 2008	1.96%
FY 2009	1.93%
FY 2010	1.89%

Source: Economy.com, April 2005.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Juvenile Services, Governor's Office (Office for Children, Youth, and Families), Office of the Attorney General, Department of Legislative Services

Fiscal Note History: First Reader - March 8, 2005
ncs/jr Revised - Updated Information - April 6, 2005
Revised - Enrolled Bill - May 9, 2005

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