

SENATE BILL 359

E3

71r0626

By: **Senator Zirkin**

Introduced and read first time: February 1, 2007

Assigned to: Education, Health, and Environmental Affairs and Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Juvenile Services – Reorganization and Regionalization**

3 FOR the purpose of requiring the Department of Juvenile Services to serve children in
4 the juvenile services system with certain programming; establishing a certain
5 number of operational regions in the State; requiring each region to include at
6 least a certain number of secure facilities used solely for certain purposes;
7 requiring each region to include a sufficient number of committed facilities to
8 provide certain services to certain children; requiring each region to include a
9 nonpublic facility only under certain circumstances; authorizing the
10 Department to place a child into a certain facility if a certain determination is
11 made; requiring the Department to submit a certain plan to the Department of
12 Budget and Management; and generally relating to juvenile services.

13 BY adding to

14 Article 83C – Juvenile Services

15 Section 2–101(c) and 2–101.5

16 Annotated Code of Maryland

17 (2003 Replacement Volume and 2006 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 2–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(C) THE DEPARTMENT SHALL SERVE CHILDREN IN THE JUVENILE**
2 **SERVICES SYSTEM WITH PROGRAMMING THAT:**

3 **(1) ENSURES THE SAFETY OF THE COMMUNITY AND THE**
4 **CHILDREN SERVED;**

5 **(2) HOLDS DELINQUENT CHILDREN ACCOUNTABLE TO VICTIMS**
6 **AND COMMUNITIES;**

7 **(3) ASSISTS CHILDREN TO DEVELOP COMPETENCIES TO BECOME**
8 **SUCCESSFUL MEMBERS OF SOCIETY;**

9 **(4) DELIVERS SERVICES ON A REGIONAL BASIS THROUGH SIX**
10 **OPERATIONAL REGIONS;**

11 **(5) ENSURES THAT A COMMITTED FACILITY OWNED OR**
12 **OPERATED AND USED BY THE DEPARTMENT SERVES NO MORE THAN 48**
13 **CHILDREN AT ONE TIME; AND**

14 **(6) USES DETENTION AND COMMITTED FACILITIES THAT ARE**
15 **GEOGRAPHICALLY, PHYSICALLY, AND OPERATIONALLY SEPARATE FROM EACH**
16 **OTHER AND THAT DO NOT SHARE COMMON AREAS, INCLUDING ADMINISTRATIVE**
17 **BUILDINGS, DINING HALLS, AND MEDICAL, EDUCATIONAL, OR RECREATIONAL**
18 **FACILITIES.**

19 **2-101.5.**

20 **(A) (1) THERE SHALL BE SIX OPERATIONAL REGIONS WITHIN THE**
21 **STATE.**

22 **(2) THE SIX OPERATIONAL REGIONS WITHIN THE STATE SHALL**
23 **BE:**

24 **(I) REGION 1 – BALTIMORE CITY;**

25 **(II) REGION 2 – BALTIMORE COUNTY, CARROLL COUNTY,**
26 **AND HARFORD COUNTY;**

1 (III) REGION 3 – ANNE ARUNDEL COUNTY, HOWARD
2 COUNTY, AND MONTGOMERY COUNTY;

3 (IV) REGION 4 – CALVERT COUNTY, CHARLES COUNTY,
4 PRINCE GEORGE’S COUNTY, AND ST. MARY’S COUNTY;

5 (V) REGION 5 – CAROLINE COUNTY, CECIL COUNTY,
6 DORCHESTER COUNTY, KENT COUNTY, QUEEN ANNE’S COUNTY, TALBOT
7 COUNTY, SOMERSET COUNTY, WICOMICO COUNTY, AND WORCESTER COUNTY;
8 AND

9 (VI) REGION 6 – ALLEGANY COUNTY, FREDERICK COUNTY,
10 GARRETT COUNTY, AND WASHINGTON COUNTY.

11 (3) A REGION SHALL:

12 (I) INCLUDE AT LEAST ONE SECURE FACILITY USED
13 SOLELY FOR CHILDREN PENDING COURT DISPOSITION AND CHILDREN
14 AWAITING PLACEMENT AFTER DISPOSITION;

15 (II) INCLUDE A SUFFICIENT NUMBER OF COMMITTED
16 FACILITIES NECESSARY TO DIAGNOSE, CARE FOR, TRAIN, EDUCATE, AND
17 PROPERLY REHABILITATE EVERY CHILD FROM THE REGION IN THE CUSTODY OF
18 THE DEPARTMENT; AND

19 (III) INCLUDE A NONPUBLIC FACILITY ONLY IF THE
20 DEPARTMENT DETERMINES THAT THE FACILITY:

21 1. HAS PROVIDED OR WILL EFFICIENTLY AND
22 EFFECTIVELY PROVIDE ADEQUATE CARE FOR THE CHILDREN PLACED IN THE
23 FACILITY; AND

24 2. HAS DEMONSTRATED OR WILL DEMONSTRATE A
25 RECORD OF SUCCESS BASED ON STANDARDS PROMULGATED BY THE
26 DEPARTMENT.

27 (B) THE DEPARTMENT MAY PLACE A CHILD INTO A COMMITTED
28 FACILITY OUTSIDE THE CHILD’S REGION IF A DETERMINATION IS MADE BY THE

1 **DEPARTMENT THAT SPECIALIZED SERVICES FOR THE CHILD REQUIRE THE**
2 **PLACEMENT IN THE BEST INTERESTS OF THE CHILD.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of
4 Juvenile Services shall submit a revised facilities master plan to the Department of
5 Budget and Management to reflect the reorganization of operational regions as
6 required by this Act.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2007.