

HOUSE BILL 277

D4

3lr1479
CF SB 264

By: **Chair, Judiciary Committee (By Request – Maryland Judicial Conference)**

Introduced and read first time: January 23, 2013

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2013

CHAPTER _____

1 AN ACT concerning

2 **Children in Need of Assistance – Review Hearings**

3 FOR the purpose of requiring the juvenile court to conduct certain hearings within
4 certain periods of time to review the status of certain children under its
5 jurisdiction; requiring the juvenile court to take certain actions at a review
6 hearing under this Act; establishing that a certain hearing to review a child's
7 permanency plan satisfies the requirements for a review hearing under this Act;
8 and generally relating to children in need of assistance.

9 BY adding to

10 Article – Courts and Judicial Proceedings

11 Section 3–816.2

12 Annotated Code of Maryland

13 (2006 Replacement Volume and 2012 Supplement)

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

16 **Article – Courts and Judicial Proceedings**

17 **3–816.2.**

18 **(A) (1) THE COURT SHALL CONDUCT A HEARING TO REVIEW THE**
19 **STATUS OF EACH CHILD UNDER ITS JURISDICTION WITHIN 6 MONTHS AFTER**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 THE FILING OF THE FIRST PETITION UNDER THIS SUBTITLE AND AT LEAST
2 EVERY 6 MONTHS THEREAFTER.

3 (2) AT A REVIEW HEARING UNDER THIS SECTION, THE COURT
4 SHALL:

5 (I) EVALUATE THE SAFETY OF THE CHILD;

6 (II) DETERMINE THE CONTINUING NECESSITY FOR AND
7 APPROPRIATENESS OF ANY OUT-OF-HOME PLACEMENT;

8 (III) DETERMINE THE APPROPRIATENESS OF AND EXTENT
9 OF COMPLIANCE WITH THE CASE PLAN FOR THE CHILD;

10 (IV) DETERMINE THE EXTENT OF PROGRESS THAT HAS BEEN
11 MADE TOWARD ALLEVIATING OR MITIGATING THE CAUSES NECESSITATING THE
12 COURT’S JURISDICTION; AND

13 (V) PROJECT A REASONABLE DATE BY WHICH THE CHILD
14 MAY BE RETURNED TO AND SAFELY MAINTAINED IN THE HOME OR PLACED FOR
15 ADOPTION OR UNDER A LEGAL GUARDIANSHIP.

16 (B) IF A PERMANENCY PLAN FOR THE CHILD HAS BEEN DETERMINED
17 UNDER § 3-823 OF THIS SUBTITLE, A REVIEW HEARING CONDUCTED BY THE
18 COURT UNDER § 3-823(H) OF THIS SUBTITLE SHALL SATISFY THE
19 REQUIREMENTS OF THIS SECTION.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.