

# HOUSE BILL 588

E3

3lr1405  
CF SB 473

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By: **Delegate Anderson (By Request – Baltimore City Administration)**

Introduced and read first time: January 31, 2013

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2013

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore City – Children – Records Access**

3 FOR the purpose of authorizing access to certain court records and police records by  
4 the Baltimore City Health ~~Department~~ Department's Office of Youth Violence  
5 Prevention and the Baltimore City Mayor's Office on Criminal Justice under  
6 certain circumstances; requiring that the Baltimore City Health Department's  
7 Office of Youth Violence Prevention and the Baltimore City Mayor's Office on  
8 Criminal Justice be liable for the unauthorized release of certain records and  
9 information; requiring the Baltimore City Health Department's Office of Youth  
10 Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice  
11 to submit a certain report within a certain period of time; requiring that certain  
12 records concerning child abuse and neglect be disclosed to the Baltimore City  
13 Health ~~Department~~ Department's Office of Youth Violence Prevention under  
14 certain circumstances; requiring the Department of Juvenile Services to disclose  
15 to the Baltimore City Health ~~Department~~ Department's Office of Youth Violence  
16 Prevention certain records concerning certain children under certain  
17 circumstances; requiring the Department of State Police to provide to the  
18 Baltimore City Health ~~Department~~ Department's Office of Youth Violence  
19 Prevention and the Baltimore City Mayor's Office on Criminal Justice certain  
20 information concerning certain children under certain circumstances; requiring  
21 the Baltimore City Health ~~Department~~ Department's Office of Youth Violence  
22 Prevention and the Baltimore City Mayor's Office on Criminal Justice to keep  
23 certain information confidential; authorizing the Baltimore City Health  
24 ~~Department~~ Department's Office of Youth Violence Prevention and the  
25 Baltimore City Mayor's Office on Criminal Justice to use certain information

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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 solely for certain purposes; providing for the termination of this Act; and  
 2 generally relating to records concerning children and access by the Baltimore  
 3 City Health ~~Department~~ Department's Office of Youth Violence Prevention and  
 4 the Baltimore City Mayor's Office on Criminal Justice.

5 BY repealing and reenacting, with amendments,  
 6 Article – Courts and Judicial Proceedings  
 7 Section 3–827(a) and 3–8A–27  
 8 Annotated Code of Maryland  
 9 (2006 Replacement Volume and 2012 Supplement)

10 BY repealing and reenacting, with amendments,  
 11 Article – Human Services  
 12 Section 1–202(b) and (c)(1)(v)  
 13 Annotated Code of Maryland  
 14 (2007 Volume and 2012 Supplement)

15 BY adding to  
 16 Article – Human Services  
 17 Section 1–202(f) and 9–219(f)  
 18 Annotated Code of Maryland  
 19 (2007 Volume and 2012 Supplement)

20 BY adding to  
 21 Article – Public Safety  
 22 Section 2–308(d)  
 23 Annotated Code of Maryland  
 24 (2011 Replacement Volume and 2012 Supplement)

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

27 **Article – Courts and Judicial Proceedings**

28 3–827.

29 (a) (1) All court records under this subtitle pertaining to a child shall be  
 30 confidential and their contents may not be divulged, by subpoena or otherwise, except  
 31 by order of the court on good cause shown.

32 (2) This subsection does not prohibit review of a court record by:

33 (i) Personnel of the court;

34 (ii) A party;

35 (iii) Counsel for a party;

1 (iv) A Court–Appointed Special Advocate for the child; [or]

2 (v) Authorized personnel of the Social Services Administration  
3 and local departments in order to conduct a child abuse or neglect investigation or to  
4 comply with requirements imposed under Title IV–E of the Social Security Act; OR

5 (VI) THE BALTIMORE CITY HEALTH DEPARTMENT  
6 DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION:

7 1. IF THE BALTIMORE CITY HEALTH DEPARTMENT  
8 DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING  
9 TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A  
10 PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;

11 2. IF THE RECORD CONCERNS A CHILD CONVICTED  
12 OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH  
13 OR NEAR FATALITY; OR

14 3. IF THE RECORD CONCERNS A VICTIM OF, ~~OR A~~  
15 ~~CHILD ADJUDICATED DELINQUENT FOR,~~ A CRIME OF VIOLENCE, AS DEFINED IN  
16 § 14–101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN  
17 BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING APPROPRIATE  
18 PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE AGAINST CHILDREN  
19 IN BALTIMORE CITY; ~~OR~~

20 ~~(VII) THE BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL~~  
21 ~~JUSTICE IF THE BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL JUSTICE IS~~  
22 ~~PROVIDING PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF THE~~  
23 ~~RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE PROGRAMS~~  
24 ~~AND SERVICES.~~

25 (3) Information obtained from a court record is subject to the  
26 provisions of §§ 1–201, 1–202, 1–204, and 1–205 of the Human Services Article.

27 (4) (I) THE BALTIMORE CITY HEALTH DEPARTMENT’S  
28 OFFICE OF YOUTH VIOLENCE PREVENTION SHALL BE LIABLE FOR THE  
29 UNAUTHORIZED RELEASE OF A COURT RECORD IT REVIEWS UNDER THIS  
30 SUBSECTION.

31 (II) WITHIN 180 DAYS AFTER THE BALTIMORE CITY  
32 HEALTH DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION REVIEWS  
33 A COURT RECORD UNDER THIS SUBSECTION, THE BALTIMORE CITY HEALTH  
34 DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION SHALL SUBMIT A

1 REPORT TO THE COURT DETAILING THE PURPOSES FOR WHICH THE RECORD  
 2 WAS USED.

3 3-8A-27.

4 (a) (1) A police record concerning a child is confidential and shall be  
 5 maintained separate from those of adults. Its contents may not be divulged, by  
 6 subpoena or otherwise, except by order of the court upon good cause shown or as  
 7 otherwise provided in § 7-303 of the Education Article.

8 (2) This subsection does not prohibit:

9 (i) Access to and confidential use of the record by the  
 10 Department of Juvenile Services or in the investigation and prosecution of the child by  
 11 any law enforcement agency;

12 (II) ACCESS TO AND CONFIDENTIAL USE OF THE RECORD BY  
 13 THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~ DEPARTMENT'S OFFICE OF  
 14 YOUTH VIOLENCE PREVENTION:

15 1. IF THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~  
 16 DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING  
 17 TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A  
 18 PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;

19 2. IF THE RECORD CONCERNS A CHILD CONVICTED  
 20 OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH  
 21 OR NEAR FATALITY; OR

22 3. IF THE RECORD CONCERNS A VICTIM OF, ~~OR A~~  
 23 ~~CHILD ADJUDICATED DELINQUENT FOR,~~ A CRIME OF VIOLENCE, AS DEFINED IN  
 24 § 14-101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN  
 25 BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING APPROPRIATE  
 26 PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE AGAINST CHILDREN  
 27 IN BALTIMORE CITY;

28 (III) ACCESS TO AND CONFIDENTIAL USE OF THE RECORD BY  
 29 THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE IF THE  
 30 BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE IS PROVIDING  
 31 PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF THE RECORD,  
 32 FOR A PURPOSE RELEVANT TO THE PROVISION OF THE PROGRAMS AND  
 33 SERVICES AND THE DEVELOPMENT OF A COMPREHENSIVE TREATMENT PLAN;

34 [(ii) (IV) A law enforcement agency of the State or of a political  
 35 subdivision of the State, the Department of Juvenile Services, or the criminal justice

1 information system from including in the law enforcement computer information  
2 system information about an outstanding juvenile court ordered writ of attachment,  
3 for the sole purpose of apprehending a child named in the writ; or

4 [(iii)] (v) A law enforcement agency of the State or of a political  
5 subdivision of the State from releasing to the public photographs and identifying  
6 information of a child who has escaped from a detention center for juveniles or a  
7 secure residential facility for juveniles, for the purposes of facilitating apprehension of  
8 the child and ensuring public safety.

9 (3) (i) THE BALTIMORE CITY HEALTH DEPARTMENT'S  
10 OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S  
11 OFFICE ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED  
12 RELEASE OF A POLICE RECORD IT ACCESSES UNDER THIS SUBSECTION.

13 (ii) WITHIN 180 DAYS AFTER THE BALTIMORE CITY  
14 HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE  
15 BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE ACCESSES A POLICE  
16 RECORD UNDER THIS SUBSECTION, THE BALTIMORE CITY HEALTH  
17 DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE  
18 BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL SUBMIT A  
19 REPORT TO THE COURT DETAILING THE PURPOSES FOR WHICH THE RECORD  
20 WAS USED.

21 (b) (1) A court record pertaining to a child is confidential and its contents  
22 may not be divulged, by subpoena or otherwise, except by order of the court upon good  
23 cause shown or as provided in §§ 7–303 and 22–309 of the Education Article.

24 (2) This subsection does not prohibit access to and the use of the court  
25 record or fingerprints of a child described under Title 10, Subtitle 2 of the Criminal  
26 Procedure Article in a proceeding in the court involving the child, by personnel of the  
27 court, the State's Attorney, counsel for the child, a court-appointed special advocate  
28 for the child, or authorized personnel of the Department of Juvenile Services.

29 (3) (i) Except as provided in subparagraph (ii) of this paragraph,  
30 this subsection does not prohibit access to and confidential use of the court record or  
31 fingerprints of a child described under Title 10, Subtitle 2 of the Criminal Procedure  
32 Article by the Department of Juvenile Services or in an investigation and prosecution  
33 by a law enforcement agency.

34 (ii) The court record or fingerprints of a child described under §§  
35 10–215(a)(20) and (21), 10–216, and 10–220 of the Criminal Procedure Article may not  
36 be disclosed to:

37 1. A federal criminal justice agency or information  
38 center; or

1                                   2. Any law enforcement agency other than a law  
2 enforcement agency of the State or a political subdivision of the State.

3                                   (4) (i) The Department of Juvenile Services may provide access to  
4 and the confidential use of a treatment plan of a child described under Title 10,  
5 Subtitle 2 of the Criminal Procedure Article by an agency in the District of Columbia  
6 or a state agency in Virginia, if the agency:

7                                   1. Performs the same functions in the jurisdiction of the  
8 agency as described in § 9–216(a) of the Human Services Article;

9                                   2. Has a reciprocal agreement with the State that  
10 provides that the specific information to be shared by the State is the same type of  
11 information that will be shared by the agency; and

12                                   3. Has custody of the child.

13                                   (ii) A record that is shared under this paragraph may only  
14 provide information that is relevant to the supervision, care, and treatment of the  
15 child.

16                                   (iii) The Department of Juvenile Services shall be liable for an  
17 unauthorized release of a court record under this paragraph.

18                                   (iv) The Department of Juvenile Services shall adopt regulations  
19 to implement this paragraph.

20                                   (5) (i) This subsection does not prohibit access to and use of a court  
21 record by a judicial officer who is authorized under the Maryland Rules to determine a  
22 defendant's eligibility for pretrial release, counsel for the defendant, the State's  
23 Attorney, or the Maryland Division of Pretrial Detention and Services if:

24                                   1. The individual who is the subject of the court record is  
25 charged as an adult with an offense;

26                                   2. The access to and use of the court record is strictly  
27 limited for the purpose of determining the defendant's eligibility for pretrial release;  
28 and

29                                   3. The court record concerns an adjudication of  
30 delinquency that occurred within 3 years of the date the individual is charged as an  
31 adult.

32                                   (ii) The Court of Appeals may adopt rules to implement the  
33 provisions of this paragraph.

1           (6)   (i)    This subsection does not prohibit access to and confidential  
2 use of a court record by the Department of Human Resources for the purpose of  
3 claiming federal Title IV–E funds.

4                       (ii)   The Department of Human Resources shall be liable for the  
5 unauthorized release of a court record under this paragraph.

6           **(7)   THIS SUBSECTION DOES NOT PROHIBIT ACCESS TO AND  
7 CONFIDENTIAL USE OF A COURT RECORD BY THE BALTIMORE CITY HEALTH  
8 ~~DEPARTMENT~~ DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION:**

9                       **(I)   IF THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~  
10 DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING  
11 TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A  
12 PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;**

13                      **(II)   IF THE RECORD CONCERNS A CHILD CONVICTED OF A  
14 CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH OR  
15 NEAR FATALITY; OR**

16                      **(III) IF THE RECORD CONCERNS A VICTIM OF A CRIME OF  
17 VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE, WHO IS A  
18 CHILD RESIDING IN BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING  
19 APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE  
20 AGAINST CHILDREN IN BALTIMORE CITY.**

21           **(8)   THIS SUBSECTION DOES NOT PROHIBIT ACCESS TO AND  
22 CONFIDENTIAL USE OF A COURT RECORD BY THE BALTIMORE CITY MAYOR’S  
23 OFFICE ON CRIMINAL JUSTICE IF THE BALTIMORE CITY MAYOR’S OFFICE ON  
24 CRIMINAL JUSTICE IS PROVIDING PROGRAMS AND SERVICES IN CONJUNCTION  
25 WITH THE BALTIMORE POLICE DEPARTMENT TO A CHILD WHO IS THE SUBJECT  
26 OF THE RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE  
27 PROGRAMS AND SERVICES AND THE DEVELOPMENT OF A COMPREHENSIVE  
28 TREATMENT PLAN.**

29                      **(9)   (I)   THE BALTIMORE CITY HEALTH DEPARTMENT’S  
30 OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR’S  
31 OFFICE ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED  
32 RELEASE OF A COURT RECORD IT ACCESSES UNDER THIS SUBSECTION.**

33                      **(II)   WITHIN 180 DAYS AFTER THE BALTIMORE CITY  
34 HEALTH DEPARTMENT’S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE  
35 BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL JUSTICE ACCESSES A COURT  
36 RECORD UNDER THIS SUBSECTION, THE BALTIMORE CITY HEALTH**

1 DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE  
2 BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL SUBMIT A  
3 REPORT TO THE COURT DETAILING THE PURPOSES FOR WHICH THE RECORD  
4 WAS USED.

5 (c) The court, on its own motion or on petition, and for good cause shown,  
6 may order the court records of a child sealed, and, upon petition or on its own motion,  
7 shall order them sealed after the child has reached 21 years of age. If sealed, the court  
8 records of a child may not be opened, for any purpose, except by order of the court  
9 upon good cause shown.

10 (d) This section does not prohibit access to or use of any juvenile record by  
11 the Maryland Division of Parole and Probation or the Maryland Parole Commission  
12 when the Division or the Commission is carrying out any of their statutory duties  
13 either at the direction of a court of competent jurisdiction, or when the Maryland  
14 Parole Commission is carrying out any of its statutory duties, if the record concerns a  
15 charge or adjudication of delinquency.

16 (e) This section does not prohibit access to and use of any juvenile record by  
17 the Maryland Division of Correction when the Division is carrying out any of its  
18 statutory duties if: (1) the individual to whom the record pertains is committed to the  
19 custody of the Division; and (2) the record concerns an adjudication of delinquency.

20 (f) Subject to the provisions of §§ 9–219 and 9–220 of the Human Services  
21 Article, this section does not prohibit access to or use of any juvenile record for  
22 criminal justice research purposes. A record used under this subsection may not  
23 contain the name of the individual to whom the record pertains, or any other  
24 identifying information which could reveal the individual's name.

25 (g) This section does not prohibit a victim or victim's representative who has  
26 filed a notification request form from being notified of proceedings and events  
27 involving the defendant or child as provided in this subtitle, the Criminal Procedure  
28 Article, or the Criminal Law Article.

29 (h) This section does not prohibit the Department of Public Safety and  
30 Correctional Services or a supervising authority, as defined in § 11–701 of the  
31 Criminal Procedure Article, from accessing or using the part of a juvenile record that  
32 identifies an offense committed by a juvenile for purposes of complying with Title 11,  
33 Subtitle 7 of the Criminal Procedure Article.

34 **Article – Human Services**

35 1–202.

36 (b) A report or record concerning child abuse or neglect shall be disclosed:

37 (1) under a court order;



1 (2) under an order of an administrative law judge, if:

2 (i) the request for disclosure concerns a case pending before the  
3 Office of Administrative Hearings; and

4 (ii) provisions are made to comply with other State or federal  
5 confidentiality laws and to protect the identity of the reporter or other person whose  
6 life or safety is likely to be endangered by the disclosure; [or]

7 (3) to the Division of Parole and Probation in the Department of Public  
8 Safety and Correctional Services if, as a result of a report or investigation of suspected  
9 child abuse or neglect, the local department of social services has reason to believe  
10 that an individual who lives in or has a regular presence in a child's home is registered  
11 under Title 11, Subtitle 7 of the Criminal Procedure Article based on the commission  
12 of an offense against a child; OR

13 (4) ON A WRITTEN REQUEST, TO THE BALTIMORE CITY HEALTH  
14 ~~DEPARTMENT~~ DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION:

15 (I) IF THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~  
16 DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING  
17 TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF A REPORT OF CHILD  
18 ABUSE OR NEGLECT, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE  
19 TREATMENT OR CARE;

20 (II) IF THE RECORD OR REPORT CONCERNS A CHILD  
21 CONVICTED OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT  
22 CAUSED A DEATH OR NEAR FATALITY; OR

23 (III) IF THE RECORD OR REPORT CONCERNS A VICTIM OF A  
24 CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE,  
25 WHO IS A CHILD RESIDING IN BALTIMORE CITY, FOR THE PURPOSE OF  
26 DEVELOPING APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING  
27 VIOLENCE AGAINST CHILDREN IN BALTIMORE CITY.

28 (c) A report or record concerning child abuse or neglect:

29 (1) may be disclosed on request to:

30 (v) SUBJECT TO THE PROVISIONS OF SUBSECTION (B)(4) OF  
31 THIS SECTION, a licensed practitioner who, or an agency, institution, or program that,  
32 is providing treatment or care to a child who is the subject of a report of child abuse or  
33 neglect for a purpose relevant to the treatment or care;

1           **(F) (1) THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF**  
2 **YOUTH VIOLENCE PREVENTION SHALL BE LIABLE FOR THE UNAUTHORIZED**  
3 **RELEASE OF A REPORT OR RECORD UNDER SUBSECTION (B) OF THIS SECTION.**

4           **(2) WITHIN 180 DAYS AFTER THE BALTIMORE CITY HEALTH**  
5 **DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION RECEIVES A**  
6 **REPORT OR RECORD UNDER SUBSECTION (B) OF THIS SECTION, THE**  
7 **BALTIMORE CITY HEALTH DEPARTMENT SHALL SUBMIT A REPORT TO THE**  
8 **DEPARTMENT OF HUMAN RESOURCES DETAILING THE PURPOSES FOR WHICH**  
9 **THE RECORD WAS USED.**

10 9-219.

11           **(F) (1) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE**  
12 **DEPARTMENT SHALL DISCLOSE TO THE BALTIMORE CITY HEALTH**  
13 **~~DEPARTMENT~~ DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION, ON**  
14 **A WRITTEN REQUEST:**

15                   **(I) A CONFIDENTIAL RESEARCH RECORD CONCERNING A**  
16 **CHILD TO WHOM THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~ DEPARTMENT'S**  
17 **OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING TREATMENT OR**  
18 **CARE, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR**  
19 **CARE;**

20                   **(II) A CONFIDENTIAL RESEARCH RECORD CONCERNING A**  
21 **CHILD CONVICTED OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT**  
22 **THAT CAUSED A DEATH OR NEAR FATALITY; OR**

23                   **(III) A CONFIDENTIAL RESEARCH RECORD CONCERNING A**  
24 **VICTIM OF A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL**  
25 **LAW ARTICLE, WHO IS A CHILD RESIDING IN BALTIMORE CITY, FOR THE**  
26 **PURPOSE OF DEVELOPING APPROPRIATE PROGRAMS AND POLICIES AIMED AT**  
27 **REDUCING VIOLENCE AGAINST CHILDREN IN BALTIMORE CITY.**

28           **(2) (I) THE BALTIMORE CITY HEALTH ~~DEPARTMENT~~**  
29 **DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION SHALL KEEP**  
30 **CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS**  
31 **SUBSECTION.**

32                   **(II) THE BALTIMORE CITY HEALTH DEPARTMENT'S**  
33 **OFFICE OF YOUTH VIOLENCE PREVENTION SHALL BE LIABLE FOR THE**  
34 **UNAUTHORIZED RELEASE OF INFORMATION PROVIDED UNDER PARAGRAPH (1)**  
35 **OF THIS SUBSECTION.**



1                   **(4) (I) THE BALTIMORE CITY HEALTH DEPARTMENT'S**  
2 **OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S**  
3 **OFFICE ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED**  
4 **RELEASE OF INFORMATION PROVIDED TO IT UNDER PARAGRAPH (1) OF THIS**  
5 **SUBSECTION.**

6                   **(II) WITHIN 180 DAYS AFTER THE BALTIMORE CITY**  
7 **HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE**  
8 **BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE REVIEWS THE**  
9 **INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE**  
10 **BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE**  
11 **PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL**  
12 **JUSTICE SHALL SUBMIT A REPORT TO THE DEPARTMENT DETAILING THE**  
13 **PURPOSES FOR WHICH THE INFORMATION WAS USED.**

14                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2013. It shall remain effective for a period of 6 years and, at the end of  
16 September 30, 2019, with no further action required by the General Assembly, this Act  
17 shall be abrogated and of no further force and effect.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.