

SENATE BILL 818

E3

3lr2419

By: **Senator Frosh**

Introduced and read first time: February 1, 2013

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Community Juvenile Services Program**

3 FOR the purpose of establishing the Community Juvenile Services Program; requiring
4 the Governor to appoint a State Coordinator for Community Juvenile Services;
5 establishing the compensation of the State Coordinator; establishing the
6 Community Juvenile Services Committee; providing for the membership and
7 duties of the Committee; establishing the purpose of the Program; authorizing
8 counties to participate in the Program by developing a certain local plan;
9 specifying the contents of a local plan; requiring a county to submit a local plan
10 to the State Coordinator for review by the Committee; requiring a county to
11 reimburse the Department of Juvenile Services for certain costs under certain
12 circumstances; requiring the State Coordinator and the Committee to submit a
13 certain annual report on or before a certain date; establishing the duties of the
14 State Coordinator; authorizing the State Coordinator to adopt certain
15 regulations; defining certain terms; and generally relating to the Community
16 Juvenile Services Program.

17 BY adding to

18 Article – Human Services

19 Section 9–249 through 9–253 to be under the new part “Part III. Community
20 Juvenile Services Program”

21 Annotated Code of Maryland

22 (2007 Volume and 2012 Supplement)

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

25 **Article – Human Services**

26 **9–247. RESERVED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **9-248. RESERVED.**

2 **PART III. COMMUNITY JUVENILE SERVICES PROGRAM.**

3 **9-249.**

4 (A) IN THIS PART THE FOLLOWING WORDS HAVE THE MEANINGS
5 INDICATED.

6 (B) "COMMITTEE" MEANS THE COMMUNITY JUVENILE SERVICES
7 COMMITTEE.

8 (C) "PROGRAM" MEANS THE COMMUNITY JUVENILE SERVICES
9 PROGRAM.

10 (D) "STATE COORDINATOR" MEANS THE STATE COORDINATOR FOR
11 COMMUNITY JUVENILE SERVICES.

12 **9-250.**

13 (A) THERE IS A COMMUNITY JUVENILE SERVICES PROGRAM.

14 (B) THE GOVERNOR SHALL APPOINT A STATE COORDINATOR FOR
15 COMMUNITY JUVENILE SERVICES, WHO SHALL BE EMPLOYED BY THE
16 JUVENILE JUSTICE POLICY UNIT IN THE GOVERNOR'S OFFICE OF CRIME
17 CONTROL AND PREVENTION.

18 (C) THE STATE COORDINATOR SHALL ADMINISTER THE PROGRAM.

19 (D) THE STATE COORDINATOR IS ENTITLED TO THE COMPENSATION
20 PROVIDED IN THE STATE BUDGET.

21 **9-251.**

22 (A) THERE IS A COMMUNITY JUVENILE SERVICES COMMITTEE.

23 (B) THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

24 (1) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

25 (2) ONE REPRESENTATIVE OF THE STATE ADVISORY BOARD,
26 DESIGNATED BY THE STATE ADVISORY BOARD;

1 **(3) ONE REPRESENTATIVE OF THE SOCIAL SERVICES**
2 **ADMINISTRATION OF THE DEPARTMENT OF HUMAN RESOURCES, DESIGNATED**
3 **BY THE SECRETARY OF HUMAN RESOURCES;**

4 **(4) THE STATE SUPERINTENDENT OF SCHOOLS, OR THE STATE**
5 **SUPERINTENDENT'S DESIGNEE;**

6 **(5) ONE REPRESENTATIVE FROM THE MARYLAND STATE'S**
7 **ATTORNEYS' ASSOCIATION, DESIGNATED BY THE MARYLAND STATE'S**
8 **ATTORNEYS' COORDINATOR;**

9 **(6) THE MARYLAND PUBLIC DEFENDER, OR THE PUBLIC**
10 **DEFENDER'S DESIGNEE;**

11 **(7) ONE REPRESENTATIVE OF THE FAMILY AND JUVENILE LAW**
12 **SECTION OF THE MARYLAND STATE BAR ASSOCIATION, DESIGNATED BY THE**
13 **MARYLAND STATE BAR ASSOCIATION;**

14 **(8) ONE REPRESENTATIVE OF THE MARYLAND JUDICIARY,**
15 **DESIGNATED BY THE CHIEF JUDGE OF THE COURT OF APPEALS; AND**

16 **(9) ONE REPRESENTATIVE FROM EACH COUNTY THAT HAS**
17 **SUBMITTED A COMMUNITY JUVENILE SERVICES PLAN APPROVED BY THE**
18 **COMMITTEE, DESIGNATED BY THE COUNTY.**

19 **(c) THE COMMITTEE SHALL:**

20 **(1) DEVELOP A FORMULA FOR REIMBURSEMENT TO COUNTIES**
21 **FOR LOCAL PLANS USED TO DIVERT JUVENILES FROM THE DEPARTMENT'S**
22 **CUSTODY;**

23 **(2) IDENTIFY RESOURCES TO SUPPORT ADMINISTRATION OF THE**
24 **PROGRAM;**

25 **(3) DEVELOP A PROCESS AND IDENTIFY RESOURCES TO SUPPORT**
26 **ONGOING MONITORING AND EVALUATION OF THE PROGRAM;**

27 **(4) REVIEW PROPOSED COUNTY PLANS AND APPROVE THE**
28 **DISTRIBUTION OF RESOURCES; AND**

29 **(5) REPORT ANNUALLY, ON OR BEFORE DECEMBER 1, TO THE**
30 **GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT**
31 **ARTICLE, THE GENERAL ASSEMBLY ON THE PROGRESS OF THE PROGRAM.**

1 **9-252.**

2 (A) THE PURPOSE OF THE PROGRAM IS TO REDUCE THE NUMBER OF
3 JUVENILE OFFENDERS COMMITTED TO THE DEPARTMENT BY REDIRECTING
4 JUVENILE OFFENDERS TO SERVICES OFFERED IN THE COUNTIES AND TO
5 REIMBURSE PARTICIPATING COUNTIES FOR SAVINGS TO THE DEPARTMENT
6 THAT RESULT FROM THE COUNTY'S LOCAL PLAN.

7 (B) (1) A COUNTY MAY PARTICIPATE IN THE PROGRAM BY
8 DEVELOPING A LOCAL PLAN TO REDUCE THE COUNTY'S USE OF DEPARTMENT
9 RESOURCES BY:

10 (I) REDUCING THE NUMBER OF JUVENILES FROM THE
11 COUNTY COMMITTED TO THE DEPARTMENT BY 25%, BASED ON THE AVERAGE
12 NUMBER OF COMMITMENTS FOR THE PREVIOUS 3 YEARS;

13 (II) CREATING A LOCAL COLLABORATIVE ORGANIZATION TO
14 CONDUCT DISPOSITIONAL PLANNING AND IMPLEMENTATION OF SERVICES FOR
15 JUVENILES IN THE COUNTY; AND

16 (III) COORDINATING EXISTING COUNTY RESOURCES TO
17 ENSURE THAT JUVENILE OFFENDERS HAVE ACCESS TO RESOURCES IN
18 ADDITION TO THE LOCAL PLAN.

19 (2) A LOCAL PLAN DEVELOPED UNDER PARAGRAPH (1) OF THIS
20 SUBSECTION MAY INCLUDE:

21 (I) ASSESSMENT AND EVALUATION SERVICES TO PROVIDE
22 THE DEPARTMENT WITH ACCURATE, INDIVIDUALIZED CASE INFORMATION ON
23 EACH JUVENILE OFFENDER, INCLUDING MENTAL HEALTH, SUBSTANCE ABUSE,
24 EDUCATION, AND FAMILY INFORMATION;

25 (II) DIRECT SERVICES TO INDIVIDUAL JUVENILE
26 OFFENDERS, INCLUDING EDUCATIONAL, VOCATIONAL, MENTAL HEALTH,
27 SUBSTANCE ABUSE, SUPERVISION, AND SERVICE COORDINATION; AND

28 (III) PROGRAMS AIMED AT RESTORING THE JUVENILE
29 OFFENDER TO THE COMMUNITY, INCLUDING VICTIM OFFENDER PANELS, TEEN
30 COURTS, COMPETENCY BUILDING, ENHANCED ACCOUNTABILITY MEASURES,
31 RESTITUTION, AND COMMUNITY SERVICE.

1 **(3) A COUNTY SHALL SUBMIT A LOCAL PLAN DEVELOPED UNDER**
2 **PARAGRAPH (1) OF THIS SUBSECTION TO THE STATE COORDINATOR FOR**
3 **REVIEW BY THE COMMITTEE.**

4 **(4) IF A COUNTY DOES NOT MEET THE REDUCTION IN JUVENILE**
5 **COMMITMENTS REQUIRED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION, THE**
6 **COUNTY SHALL REIMBURSE THE DEPARTMENT FOR ANY ADDITIONAL COSTS TO**
7 **THE DEPARTMENT FOR THE ADDITIONAL COMMITMENTS.**

8 **9-253.**

9 **(A) THE STATE COORDINATOR SHALL:**

10 **(1) SERVE AS A LIAISON BETWEEN THE DEPARTMENT AND THE**
11 **COMMITTEE; AND**

12 **(2) COLLECT DATA FROM COMMUNITY JUVENILE SERVICE**
13 **PROGRAMS DEVELOPED UNDER EACH LOCAL PLAN AND REPORT ANNUALLY ON**
14 **OR BEFORE DECEMBER 1 ON THE PROGRESS OF EACH LOCAL PLAN.**

15 **(B) THE STATE COORDINATOR MAY ADOPT REGULATIONS NECESSARY**
16 **TO CARRY OUT THIS PART.**

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