

## Chapter 474

(Senate Bill 473)

AN ACT concerning

### Baltimore City – Children – Records Access

FOR the purpose of authorizing access to certain court records and police records by the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice under certain circumstances; requiring that the Baltimore City Health Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice be liable for the unauthorized release of certain records and information; requiring the Baltimore City Health Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice to submit a certain report within a certain period of time; requiring that certain records concerning child abuse and neglect be disclosed to the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention under certain circumstances; requiring the Department of Juvenile Services to disclose to the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention certain records concerning certain children under certain circumstances; requiring the Department of State Police to provide to the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice certain information concerning certain children under certain circumstances; requiring the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice to keep certain information confidential; authorizing the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice to use certain information solely for certain purposes; ~~providing that the Office of Youth Violence Prevention in the Baltimore City Department of Health and the Baltimore City Mayor's Office on Criminal Justice are liable for certain unauthorized releases;~~ providing for the termination of this Act; and generally relating to records concerning children and access by the ~~Office of Youth Violence Prevention in the~~ Baltimore City Health ~~Department~~ Department's Office of Youth Violence Prevention and the Baltimore City Mayor's Office on Criminal Justice.

BY repealing and reenacting, with amendments,  
 Article – Courts and Judicial Proceedings  
 Section 3-827(a) and 3-8A-27

Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

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

BY adding to  
Article – Human Services  
Section ~~1–202(b–1)~~ 1–202(f) and 9–219(f)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

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

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

**Article – Courts and Judicial Proceedings**

3–827.

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

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

(i) Personnel of the court;

(ii) A party;

(iii) Counsel for a party;

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

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

**(VI) ~~THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT~~ DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION:**

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

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

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

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

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

~~(4) (I) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION.~~

~~(H) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A COURT RECORD REVIEWED UNDER PARAGRAPH IT REVIEWS UNDER (2) OF THIS SUBSECTION.~~

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

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

3-8A-27.

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

(2) This subsection does not prohibit:

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

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

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

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

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

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

[(ii)] (IV) A law enforcement agency of the State or of a political subdivision of the State, the Department of Juvenile Services, or the criminal justice information system from including in the law enforcement computer information system information about an outstanding juvenile court ordered writ of attachment, for the sole purpose of apprehending a child named in the writ; or

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

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

**(II) WITHIN 180 DAYS AFTER THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE ACCESSES A POLICE RECORD UNDER THIS SUBSECTION, THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL SUBMIT A REPORT TO THE COURT DETAILING THE PURPOSES FOR WHICH THE RECORD WAS USED.**

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

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

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

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

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

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

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

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

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

3. Has custody of the child.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**(9) (I) ~~THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (7) OF THIS SUBSECTION.~~**

~~(H) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A COURT RECORD PROVIDED IT ACCESSES UNDER PARAGRAPH (7) OF THIS SUBSECTION.~~

~~(10) (I) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (8) OF THIS SUBSECTION.~~

~~(H) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A COURT RECORD PROVIDED UNDER PARAGRAPH (8) OF THIS SUBSECTION.~~

(II) WITHIN 180 DAYS AFTER THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE ACCESSES A COURT RECORD UNDER THIS SUBSECTION, THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE SHALL SUBMIT A REPORT TO THE COURT DETAILING THE PURPOSES FOR WHICH THE RECORD WAS USED.

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

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

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

(f) Subject to the provisions of §§ 9-219 and 9-220 of the Human Services Article, this section does not prohibit access to or use of any juvenile record for



criminal justice research purposes. A record used under this subsection may not contain the name of the individual to whom the record pertains, or any other identifying information which could reveal the individual's name.

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

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

### Article – Human Services

1-202.

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

(1) under a court order;

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

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

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

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

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

**(I) IF THE ~~OFFICE OF YOUTH VIOLENCE PREVENTION IN THE~~ BALTIMORE CITY HEALTH DEPARTMENT DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION IS PROVIDING TREATMENT OR CARE TO A**

CHILD WHO IS THE SUBJECT OF A REPORT OF CHILD ABUSE OR NEGLECT, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;

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

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

~~(B-1) (1) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER SUBSECTION (B)(4) OF THIS SECTION.~~

~~(2) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A REPORT OR RECORD PROVIDED UNDER SUBSECTION (B)(4) OF THIS SECTION.~~

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

(1) may be disclosed on request to:

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

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

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

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

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

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

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

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

(II) ~~THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE~~ BALTIMORE CITY HEALTH ~~DEPARTMENT~~ DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF ~~A RECORD~~ INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(3) WITHIN 180 DAYS AFTER THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION RECEIVES A CONFIDENTIAL RESEARCH RECORD UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION SHALL SUBMIT A REPORT TO THE DEPARTMENT DETAILING THE PURPOSES FOR WHICH THE CONFIDENTIAL RECORD WAS USED.

Article – Public Safety

(D) (1) THE DEPARTMENT SHALL PROVIDE TO THE ~~OFFICE OF YOUTH VIOLENCE PREVENTION IN THE~~ BALTIMORE CITY HEALTH DEPARTMENT DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION AND THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE, ON A WRITTEN REQUEST, INFORMATION CONCERNING:

(I) A VICTIM OF A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN BALTIMORE CITY; AND

(II) A CHILD CONVICTED OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH OR NEAR FATALITY.

(2) THE ~~OFFICE OF YOUTH VIOLENCE PREVENTION IN THE~~ BALTIMORE CITY HEALTH DEPARTMENT DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION:

(I) SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND ~~AND~~

(II) MAY USE THE INFORMATION SOLELY TO DEVELOP APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE AGAINST CHILDREN IN BALTIMORE CITY; AND.

~~(III) SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A RECORD PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.~~

(3) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE:

(I) SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND ~~AND~~

(II) MAY USE THE INFORMATION SOLELY TO DEVELOP APPROPRIATE PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE PROGRAMS AND SERVICES; AND.

~~(III) SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A RECORD PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.~~

(4) (1) THE BALTIMORE CITY HEALTH DEPARTMENT'S OFFICE OF YOUTH VIOLENCE PREVENTION OR THE BALTIMORE CITY MAYOR'S OFFICE

**ON CRIMINAL JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF INFORMATION PROVIDED TO IT UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

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

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

**Approved by the Governor, May 16, 2013.**