

## Article - Courts and Judicial Proceedings

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§3-8A-17.9.

The court shall dismiss the delinquency petition or the violation of probation petition if the child has not attained competency within:

(1) 18 months after the date of the finding of incompetency if the child is alleged to have:

(i) Except as provided in item (2) of this section, committed an act that would be a felony if committed by an adult; or

(ii) Committed an act in violation of § 5-133, § 5-134, § 5-138, or § 5-203 of the Public Safety Article or § 4-203, § 4-204, or § 4-205 of the Criminal Law Article; or

(2) 6 months after the date of the finding of incompetency if the child is alleged to have:

(i) Committed an act other than an act specified in item (1)(ii) of this section that would be a misdemeanor if committed by an adult; or

(ii) Committed an act that would be a felony if committed by an adult over which the District Court has exclusive original jurisdiction under Title 4, Subtitle 3 of this article.

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