

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 59

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Directors of Local Departments of Social Services -”; in lines 4 and 9, in each instance, after “services” insert “or the Secretary of Human Resources”; in lines 6 and 7, in each instance, after “director” insert “or the Secretary”; in line 7, strike “the Secretary of Human Resources” and substitute “certain persons”; and in line 8, after “information;” insert “requiring the Secretary in consultation with the local directors of social services to develop a certain form; providing for the construction of this Act; defining certain terms;”.

AMENDMENT NO. 2

On page 3, in line 12, strike “OR IN THE” and substitute “, FAMILY, OR”; in line 19, strike “OR IN THE” and substitute “, FAMILY, OR”; in line 27, strike “OR IN THE” and substitute “, FAMILY, OR”; after line 13, insert:

“(5) “SECRETARY” MEANS THE SECRETARY OF HUMAN RESOURCES.”;

in lines 14, 17, 28, and 32, in each instance, after “DIRECTOR” insert “OR THE SECRETARY”; in line 24, strike “NEAR FATAL INJURY” and substitute “SERIOUS PHYSICAL INJURY AS DEFINED IN ARTICLE 27, § 12 OF THE CODE”; in line 30, after “HOUSEHOLD” insert “OR FAMILY”; in line 32, after “(C)” insert “(1)”; in lines 33 and 34, strike “: (1)”; in line 34, strike “APPROPRIATE” and substitute “PRIMARY”; in the same line, after “AGENCY” insert “AND THE STATE’S ATTORNEY’S OFFICE”; strike beginning with “; AND” in line 36 down through “RESOURCES” in line 37; and after line 37, insert:

“(2) PRIOR TO DISCLOSING THE INFORMATION:

(I) THE DIRECTOR SHALL CONSULT WITH THE SECRETARY IF THE DIRECTOR DISCLOSES; AND

(Over)

(II) THE SECRETARY SHALL CONSULT WITH THE DIRECTOR IF THE SECRETARY DISCLOSES.”.

AMENDMENT NO. 3

On page 4, in lines 1, 13, 15, and 24, in each instance, after “DIRECTOR” insert “OR THE SECRETARY”; in line 4, after “NEGLECT” insert “AND ANY PRIOR OR SUBSEQUENT REPORTS”; in lines 9 and 20, in each instance, after “HOUSEHOLD” insert “OR FAMILY”; in line 10, strike “AND”; after line 10, insert:

“(5) THE NUMBER OF REFERRALS FOR PROFESSIONAL SERVICES FOR THE ALLEGED ABUSER OR NEGLECTOR, THE ALLEGEDLY ABUSED OR NEGLECTED CHILD, AND THE HOUSEHOLD OR FAMILY MEMBERS;

(6) THE PRIOR ADJUDICATION AS A CHILD IN NEED OF ASSISTANCE OF THE ALLEGEDLY ABUSED OR NEGLECTED CHILD, THE CHILD’S SIBLINGS, OR OTHER CHILDREN IN THE HOUSEHOLD, FAMILY, OR CARE OF THE ALLEGED ABUSER OR NEGLECTOR; AND”;

in line 11, strike “(5)” and substitute “(7)”; in line 20, strike the second “OR”; in line 22, after “NEGLECT” insert “; OR

(IV) EXCEPT FOR THE INFORMATION IN SUBSECTION (D) OF THIS SECTION, DISCLOSE THE FILE RELATING TO THE ALLEGEDLY ABUSED OR NEGLECTED CHILD”;

and after line 26, insert:

“(F) THE SECRETARY, IN CONSULTATION WITH THE LOCAL DIRECTORS OF SOCIAL SERVICES, SHALL DEVELOP A FORM TO DISCLOSE THE INFORMATION DESCRIBED IN SUBSECTION (D) OF THIS SECTION.

(G) THIS SECTION MAY NOT BE CONSTRUED AS GRANTING A RIGHT TO ANY PERSON TO RECEIVE THE INFORMATION DESCRIBED IN SUBSECTION (D) OF THIS SECTION.”.