(PRE-FILED)

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By: **Senators Ruben and Forehand**
Requested: August 21, 1997
Introduced and read first time: January 14, 1998
Assigned to: Judicial Proceedings

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A BILL ENTITLED

1 AN ACT concerning

2 **Juveniles - Confidentiality of Records**

3 FOR the purpose of modifying a confidentiality requirement pertaining to juvenile
4   police records to allow a law enforcement agency to include certain information
5   concerning a certain outstanding juvenile warrant or other document requiring
6   the apprehension of a child in a law enforcement computer information system
7   for the purpose of apprehending the child who is named in a warrant; and
8   generally relating to the confidentiality of juvenile records.

9 BY repealing and reenacting, with amendments,
10   Article - Courts and Judicial Proceedings
11   Section 3-828(a)
12   Annotated Code of Maryland
13   (1995 Replacement Volume and 1997 Supplement)

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

16   **Article - Courts and Judicial Proceedings**

17 3-828.

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

22   (2)   This subsection does not prohibit:

23   (I)   [access] ACCESS to and confidential use of the record by the
24 Department of Juvenile Justice or in the investigation and prosecution of the child by
25 any law enforcement agency; OR

26   (II)   A LAW ENFORCEMENT AGENCY FROM INCLUDING RELEVANT
27 INFORMATION CONCERNING AN OUTSTANDING JUVENILE WARRANT OR OTHER

1 DOCUMENT REQUIRING THE APPREHENSION OF A CHILD FOR FAILURE TO APPEAR
2 AT A JUVENILE COURT HEARING IN ANY LAW ENFORCEMENT COMPUTER
3 INFORMATION SYSTEM FOR THE PURPOSE OF APPREHENDING THE CHILD NAMED IN
4 THE WARRANT.

5   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 1998.