

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 464

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “include” insert “training local citizens review panels and”; in line 14, after “teams” insert “or panels”; in the same line, after “cases;” insert “requiring the State Board to develop certain protocols governing local citizens review panels;”; in line 16, after “Children,” insert “local citizens review panels;”; in line 18, after “activities;” insert “authorizing local governments to establish local citizens review panels; establishing the membership of the local panels; specifying the duties of the local panels;”; and in line 25, after “Council;” insert “authorizing the Council to request that certain actions be taken by local citizens review panels;”.

On page 2, in line 27, after “5-538(a),” insert “5-539;”; strike in their entirety lines 30 through 34, inclusive; and in line 37, strike “and 5-539.2;” and substitute “through 5-539.3; and”.

AMENDMENT NO. 2

On page 5, in line 19, after “boards” insert “AND LOCAL CITIZENS REVIEW PANELS”.

On page 6, strike beginning with “DESIGNATE” in line 18 down through “CASES.” in line 20 and substitute “TO ASSIST THE STATE BOARD IN ITS REVIEWS OF SPECIFIC CASES, DESIGNATE:”

(I) LOCAL TEAMS COMPOSED OF MEMBERS OF LOCAL BOARDS OF OUT-OF-HOME PLACEMENT OF CHILDREN AND STAFF; OR

(II) LOCAL CITIZENS REVIEW PANELS ESTABLISHED UNDER § 5-539.2 OF THIS SUBTITLE.

(C) IN CONSULTATION WITH LOCAL CITIZENS REVIEW PANELS AND THE STATE COUNCIL ON CHILD ABUSE AND NEGLECT, THE STATE BOARD SHALL

(Over)

DEVELOP PROTOCOLS THAT GOVERN THE SCOPE OF ACTIVITIES OF LOCAL CITIZENS REVIEW PANELS TO REFLECT THE PROVISIONS OF THE FEDERAL CHILD ABUSE PREVENTION AND TREATMENT ACT (42 U.S.C. § 5101 ET. SEQ.).”;

in line 21, strike “(C)” and substitute “(D)”; in line 22, after “NEGLECT” insert “, LOCAL CITIZENS REVIEW PANELS,”; in line 25, strike “(D)” and substitute “(E)”; and after line 28, insert:

“(A) (1) A LOCAL GOVERNMENT MAY ESTABLISH A LOCAL CITIZENS REVIEW PANEL TO ASSIST AND ADVISE THE STATE BOARD AND THE STATE COUNCIL ON CHILD ABUSE AND NEGLECT.

(2) TWO OR MORE COUNTIES MAY ESTABLISH A MULTICOUNTY LOCAL CITIZENS REVIEW PANEL, IN ACCORDANCE WITH A MEMORANDUM OF UNDERSTANDING EXECUTED BY THE MULTICOUNTY LOCAL PANEL.

(B) EXCEPT AS PROVIDED IN SUBSECTION (C)(2) OF THIS SECTION, THE MEMBERS AND CHAIRMAN OF A LOCAL CITIZENS REVIEW PANEL SHALL BE APPOINTED BY THE LOCAL GOVERNING BODY.

(C) MEMBERSHIP ON A LOCAL CITIZENS REVIEW PANEL SHALL BE REPRESENTATIVE OF THE LOCAL JURISDICTION AND INCLUDE:

(1) INDIVIDUALS WITH EXPERTISE IN THE PREVENTION AND TREATMENT OF CHILD ABUSE AND NEGLECT, SUCH AS CHILD ADVOCATES, VOLUNTEERS OF THE COURT-APPOINTED SPECIAL ADVOCATE PROGRAM, ATTORNEYS WHO REPRESENT CHILDREN, PARENT AND CONSUMER REPRESENTATIVES, LAW ENFORCEMENT REPRESENTATIVES, AND HEALTH AND HUMAN SERVICES PROFESSIONALS; AND

(2) ONE MEMBER FROM THE LOCAL JURISDICTION, WHO IS APPOINTED BY THE STATE BOARD AND ONE WHO IS APPOINTED BY THE STATE COUNCIL ON CHILD ABUSE AND NEGLECT.

(D) A LOCAL PANEL SHALL:

(1) EVALUATE THE EXTENT TO WHICH STATE AND LOCAL AGENCIES IN THAT JURISDICTION ARE EFFECTIVELY FULFILLING THEIR RESPONSIBILITIES IN ACCORDANCE WITH THE CHILD PROTECTION STANDARDS AND THE STATE PLAN UNDER 42 U.S.C. § 5106A(B) AND ANY OTHER CRITERIA THAT THE PANEL CONSIDERS IMPORTANT FOR THE PROTECTION OF CHILDREN;

(2) ISSUE REPORTS ON ITS FINDINGS TO THE STATE BOARD AND THE STATE COUNCIL ON CHILD ABUSE AND NEGLECT; AND

(3) CARRY OUT OTHER DUTIES AS REQUESTED TO ASSIST THE STATE BOARD AND THE STATE COUNCIL ON CHILD ABUSE AND NEGLECT.

5-539.3.”.

On page 10, after line 3, insert:

“(B) THE COUNCIL MAY REQUEST THAT A LOCAL CITIZENS REVIEW PANEL ESTABLISHED UNDER § 5-539.2 OF THIS TITLE CONDUCT A REVIEW UNDER THIS SECTION AND REPORT ITS FINDINGS TO THE COUNCIL.”;

in line 4, strike “(B)” and substitute “(C)”; in line 5, after “CHILDREN” insert “, LOCAL CITIZENS REVIEW PANELS,”; and in line 8, strike “(C)” and substitute “(D)”.

On page 18, in line 2, after “CHILDREN” insert “, LOCAL CITIZENS REVIEW PANELS,”.