

HOUSE BILL 681

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2000 Regular Session
0lr2654
CF 0lr2686

By: **Delegates Vallario, Dembrow, and Montague**

Introduced and read first time: February 10, 2000

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 7, 2000

CHAPTER _____

1 AN ACT concerning

2 **Commission on Juvenile Justice Jurisdiction - Extension of Sunset**

3 FOR the purpose of extending the termination dates that apply to the Commission on
4 Juvenile Justice Jurisdiction; requiring the Commission to submit a certain
5 report on or before a certain date; clarifying language; and generally relating to
6 the Commission on Juvenile Justice Jurisdiction.

7 BY repealing and reenacting, with amendments,
8 Article 83C - Juvenile Justice
9 Section 2-133
10 Annotated Code of Maryland
11 (1998 Replacement Volume and 1999 Supplement)

12 BY repealing and reenacting, with amendments,
13 Chapter 464 of the Acts of the General Assembly of 1998
14 Section 3

15 BY repealing and reenacting, with amendments,
16 Chapter 465 of the Acts of the General Assembly of 1998
17 Section 3

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

1 **Article 83C - Juvenile Justice**

2 2-133.

3 (a) There is a Commission on Juvenile Justice Jurisdiction in the Department
4 of Juvenile Justice.5 (b) The purpose of the Commission on Juvenile Justice Jurisdiction shall be
6 to:7 (1) Consider the impact of recent changes in juvenile court jurisdiction
8 on:9 (i) The respective caseloads of juvenile courts and adult criminal
10 courts;11 (ii) The level and incidence of crimes and delinquent acts
12 committed by youthful offenders; and

13 (iii) Services provided by public and private entities;

14 (2) Utilize resources within the Department to study and document the
15 effects of:

16 (i) Existing and alternative sanction mechanisms;

17 (ii) Incentives and systems of incentive;

18 (iii) Job opportunities and job training programs and what effect
19 they might have on recidivism; and20 (iv) Education and special education services provided to youthful
21 offenders;22 (3) Consider the impact of any changes in federal juvenile justice law or
23 jurisdiction;24 (4) Recommend and propose feasible strategies and avenues within the
25 Department, elsewhere in State government, and in the private and nonprofit sectors,
26 that might limit crimes and delinquent acts by youthful offenders; and27 (5) Provide on an annual basis any recommendations for changes to the
28 jurisdiction of the juvenile court.

29 (c) The Commission shall consist of:

30 (1) The Secretary of Juvenile Justice;

31 (2) The Secretary of Public Safety and Correctional Services;

32 (3) The Secretary of Human Resources;

- 1 (4) The State Superintendent of Schools;
- 2 (5) The Special Secretary for Children, Youth and Families;
- 3 (6) The Attorney General;
- 4 (7) The Secretary of State Police;
- 5 (8) The Chief Public Defender;
- 6 (9) Two members of the State judiciary selected by the Chief Judge of the
7 Court of Appeals;
- 8 (10) Three members of the Senate of Maryland selected by the President
9 of the Senate;
- 10 (11) Three members of the House of Delegates selected by the Speaker of
11 the House; and
- 12 (12) The following members selected by the Secretary of Juvenile Justice:
- 13 (i) The chief of a police department of a political subdivision of the
14 State;
- 15 (ii) The State's Attorney of a county;
- 16 (iii) A representative from a victims' advocacy group;
- 17 (iv) A person with a background in criminal and juvenile justice who
18 is a recognized expert in the field;
- 19 (v) A computer systems or data processing expert;
- 20 (vi) A person who is a recognized child advocate with experience in
21 juvenile justice; and
- 22 (vii) A person who is a recognized civil rights advocate with
23 experience in juvenile justice.
- 24 (d) A member of the Commission may elect to serve personally on the
25 Commission or may designate an individual from the member's respective office,
26 department, or agency to represent the member and to act for the member to the
27 same effect as if the member were present.
- 28 (e) (1) The Secretary of Juvenile Justice shall serve as the chairman of the
29 Commission.
- 30 (2) From among its members, the Commission at its initial
31 organizational meeting shall elect a vice chairman.
- 32 (f) The Commission shall meet at the times that the Chairman determines.

1 (g) A member of the Commission:

2 (1) May not receive compensation; but

3 (2) Is entitled to reimbursement for expenses under the Standard State
4 Travel Regulations, as provided in the State budget.

5 (h) Staff support for the Commission shall be provided by the Department.

6 (i) On OR BEFORE September 30, 2000, the Commission shall submit a report
7 on the results of its investigation and study, together with any resulting policy
8 recommendations, to the Governor and, subject to § 2-1246 of the State Government
9 Article, to the General Assembly.

10 (J) ON OR BEFORE SEPTEMBER 30, 2001, THE COMMISSION SHALL SUBMIT A
11 SUPPLEMENTAL REPORT UPDATING THE RESULTS OF ITS INVESTIGATION AND
12 STUDY, TOGETHER WITH ANY RESULTING POLICY RECOMMENDATIONS, TO THE
13 GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE
14 GENERAL ASSEMBLY.

15 **Chapter 464 of the Acts of 1998**

16 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
17 remain effective for a period of [2] 3 years and, at the end of September 30, [2000]
18 2001, with no further action required by the General Assembly, Section 2 of this Act
19 shall be abrogated and of no further force and effect.

20 **Chapter 465 of the Acts of 1998**

21 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
22 remain effective for a period of [2] 3 years and, at the end of September 30, [2000]
23 2001, with no further action required by the General Assembly, Section 2 of this Act
24 shall be abrogated and of no further force and effect.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 July 1, 2000.