
By: **Delegates Montague, Grosfeld, Gladden, Cole, Dembrow, Menes, Doory,
and Rawlings**

Introduced and read first time: February 11, 2000

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Justice - Criminal Justice Information System - Dissemination of**
3 **Information**

4 FOR the purpose of requiring the Criminal Justice Information System Central
5 Repository to disseminate on a monthly basis certain information concerning
6 juveniles charged as adults to the Maryland Justice Analysis Center of the
7 Institute of Criminal Justice and Criminology of the University of Maryland;
8 prohibiting the Central Repository from disseminating certain information to
9 the Maryland Justice Analysis Center; requiring the information disseminated
10 to be used for a certain limited purpose; requiring the Maryland Justice Analysis
11 Center to provide certain reports to the Governor and the General Assembly;
12 and generally relating to the dissemination of data pertaining to juveniles
13 charged as adults by the Criminal Justice Information System Central
14 Repository.

15 BY repealing and reenacting, without amendments,
16 Article 27 - Crimes and Punishments
17 Section 747(a)
18 Annotated Code of Maryland
19 (1996 Replacement Volume and 1999 Supplement)

20 BY repealing and reenacting, with amendments,
21 Article 27 - Crimes and Punishments
22 Section 749
23 Annotated Code of Maryland
24 (1996 Replacement Volume and 1999 Supplement)

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

Article 27 - Crimes and Punishments

1
2 747.

3 (a) The following events are reportable events under this subtitle:

4 (1) Issuance or withdrawal of an arrest warrant;

5 (2) An arrest;

6 (3) Release of a person after arrest without the filing of a charge;

7 (4) Presentment of an indictment, filing of a criminal information, or
8 filing of a statement of charges after arrest;

9 (5) A release pending trial or appeal;

10 (6) Commitment to a place of pretrial detention;

11 (7) Dismissal or quashing of an indictment or criminal information;

12 (8) A nolle prosequi;

13 (9) Placement of a charge on the stet docket;

14 (10) An acquittal, conviction, verdict of not criminally responsible, or
15 other disposition at or following trial, including a finding of probation before
16 judgment;

17 (11) Imposition of a sentence;

18 (12) Commitment to a correctional facility, whether State or locally
19 operated;20 (13) Commitment to the Department of Health and Mental Hygiene
21 under § 12-105 or § 12-111 of the Health - General Article as incompetent to stand
22 trial or not criminally responsible;

23 (14) Release from detention or confinement;

24 (15) Conditional release, revocation of conditional release, or discharge of
25 an individual committed to the Department of Health and Mental Hygiene as
26 incompetent to stand trial or as not criminally responsible;

27 (16) An escape from confinement, or escape from commitment;

28 (17) A pardon, reprieve, commutation of sentence, or other change in a
29 sentence, including a change ordered by a court;

30 (18) Entry of an appeal to an appellate court;

- 1 (19) Judgment of an appellate court;
- 2 (20) Order of a court in a collateral proceeding that affects a person's
3 conviction, sentence, or confinement;
- 4 (21) An adjudication of a child as delinquent:
- 5 (i) If the child is at least 14 years old, for an act described in §
6 3-804(e)(1) of the Courts and Judicial Proceedings Article; and
- 7 (ii) If the child is at least 16 years old, for an act described in §
8 3-804(e)(4) or (5) of the Courts and Judicial Proceedings Article;
- 9 (22) Issuance or withdrawal of a writ of attachment by a juvenile court;
10 and
- 11 (23) Any other event arising out of or occurring during the course of
12 criminal justice proceedings declared to be reportable by rule or regulation of the
13 Secretary or the Court of Appeals.

14 749.

15 (A) A criminal justice agency and the Central Repository may not disseminate
16 criminal history record information except in accordance with the applicable federal
17 law and regulations.

18 (B) (1) THE CENTRAL REPOSITORY SHALL DISSEMINATE ON A MONTHLY
19 BASIS INFORMATION CONCERNING A CHILD CHARGED AS AN ADULT TO THE
20 MARYLAND JUSTICE ANALYSIS CENTER OF THE INSTITUTE OF CRIMINAL JUSTICE
21 AND CRIMINOLOGY OF THE UNIVERSITY OF MARYLAND.

22 (2) IN ADDITION TO ANY REPORTABLE EVENT, AS DEFINED IN § 747 OF
23 THIS SUBTITLE, THE CENTRAL REPOSITORY SHALL INCLUDE IN ITS DISSEMINATION
24 OF INFORMATION TO THE MARYLAND JUSTICE ANALYSIS CENTER THE AGE, RACE,
25 AND GENDER OF THE CHILD.

26 (3) THE CENTRAL REPOSITORY MAY NOT DISSEMINATE TO THE
27 MARYLAND JUSTICE ANALYSIS CENTER ANY UNIQUE IDENTIFIERS RELATING TO
28 THE CHILD, INCLUDING THE NAME OF THE CHILD, FINGERPRINT IDENTIFICATION
29 NUMBERS, AND RECORD OR FILE NUMBERS.

30 (4) THE INFORMATION DISSEMINATED TO THE MARYLAND JUSTICE
31 ANALYSIS CENTER IN ACCORDANCE WITH THIS SUBSECTION SHALL BE USED ONLY
32 FOR THE PURPOSES OF RESEARCH, EVALUATION, AND STATISTICAL ANALYSIS.

33 (5) BY JUNE 30 AND DECEMBER 31 OF EACH YEAR, THE MARYLAND
34 JUSTICE ANALYSIS CENTER SHALL REPORT TO THE GOVERNOR, AND, SUBJECT TO §
35 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON THE
36 RESULTS OF ITS RESEARCH, EVALUATION, AND STATISTICAL ANALYSIS.

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