
By: **Delegates Barve, Barkley, Carlson, Cryor, La Vay, Shriver, and Stern**
Introduced and read first time: February 9, 2001
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Justice - Group Homes and Residential Facilities - Crimes of**
3 **Violence**

4 FOR the purpose of prohibiting the Department of Juvenile Justice from placing a
5 child in a group home or other residential facility if the child has been
6 adjudicated delinquent for an act that would be a certain crime of violence if
7 committed by an adult; and generally relating to juvenile justice and placement
8 of children in group homes or residential facilities.

9 BY repealing and reenacting, with amendments,
10 Article 83C - Juvenile Justice
11 Section 2-120
12 Annotated Code of Maryland
13 (1998 Replacement Volume and 2000 Supplement)

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

16 **Article 83C - Juvenile Justice**

17 2-120.

18 (a) [The] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, THE
19 Department shall provide for care, diagnosis, training, education, and rehabilitation
20 of children by placing them in group homes and institutions that are operated by any
21 nonprofit or for-profit entity.

22 (b) (1) The Department shall reimburse these entities for the cost of these
23 services at appropriate monthly rates that the Department determines, as provided in
24 the State budget.

25 (2) The reimbursement rate may differ between homes and institutions
26 that provide intermediate services, as defined by the Department, and homes and
27 institutions that provide full services.

1 (c) The Department may not place a child in a group home or other residential
2 facility that is not operating in compliance with applicable State licensing laws.

3 (D) THE DEPARTMENT MAY NOT PLACE A CHILD IN A GROUP HOME OR OTHER
4 RESIDENTIAL FACILITY IF THE CHILD HAS BEEN ADJUDICATED DELINQUENT FOR AN
5 ACT THAT WOULD BE A CRIME OF VIOLENCE, AS DEFINED IN ARTICLE 27, § 643B OF
6 THE CODE, IF COMMITTED BY AN ADULT.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2001.