

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 971

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before the second "Office" insert "Codification of the"; and in line 5, after "Families;" insert "codifying the Independent Monitor in the Office for Children, Youth, and Families;".

AMENDMENT NO. 2

On page 1, in line 4, strike "which" and substitute "that".

On page 3, in lines 16 and 17, in each instance, before "RESIDENTIAL" insert "A"; in the same lines, in each instance, strike "FACILITIES" and substitute "FACILITY"; and in line 32, strike "FOR THE OFFICE".

On page 4, in line 10, strike "MATERIALS" and substitute "EXPENSES"; and in line 31, strike "RESIDENTIAL".

On page 5, in line 4, strike "OF THE INDEPENDENT JUVENILE JUSTICE MONITOR".

On page 7, in line 21, strike "IN" and substitute "UNDER".

AMENDMENT NO. 3

On page 1 in line 5, and on page 2 in line 6, in each instance, strike "Juvenile Justice".

On page 3 in lines 4, 7, and 22, on page 4 in line 9, and on page 7 in lines 21 and 25, in each instance, strike "JUVENILE JUSTICE".

AMENDMENT NO. 4

On page 3, in lines 11 and 12, strike "OR ALTERATION IN THE STATUS OR

(Over)

PLACEMENT OF” and substitute “AGAINST”.

AMENDMENT NO. 5

On page 3, in line 19, after “(E)” insert “(1)”; in line 20, strike “BY A PARENT, GUARDIAN, OR ATTORNEY FOR THE CHILD”; and after line 21, insert:

“(2) “GRIEVANCE” DOES NOT INCLUDE AN EMPLOYEE GRIEVANCE, DISCIPLINARY APPEAL, OR COMPLAINT.”.

AMENDMENT NO. 6

On page 4, in lines 19 and 20, strike “AND INTERNAL INVESTIGATIVE PROCESSES” and substitute “PROCESS”; in line 21, after “YOUTH;” insert “AND”; and strike beginning with “AND” in line 22 down through “STAFFING;” in line 23.

AMENDMENT NO. 7

On page 4, in line 24, strike “ALL” and substitute “ANDEVALUATE”; and in line 25, strike “RECEIVED FROM EACH” and substitute “RELATING TO A CHILD IN A”.

AMENDMENT NO. 8

On page 5, strike beginning with “RECEIVE” in line 1 down through “FACILITY” in line 2 and substitute “BE AVAILABLE TO ATTEND MEETINGS OF THE STATE ADVISORY BOARDS ESTABLISHED UNDER ARTICLE 83C, § 2-119 OF THE CODE”; and in line 11, after “FACILITY” insert “AND SHALL RECEIVE FINDINGS OF CHILD PROTECTIVE SERVICE INVESTIGATIONS”.

AMENDMENT NO. 9

On page 5, in line 6, strike “, INCLUDING RECORDS”; and in lines 6 and 7, strike “OR STAFF” and substitute “AND CONDUCT INTERVIEWS WITH STAFF, YOUTH, AND OTHERS ON REQUEST”.

AMENDMENT NO. 10

On page 5, strike beginning with “ON” in line 8 down through “OTHERS” in line 9 and substitute “REVIEW INVESTIGATIVE REPORTS PRODUCED BY THE DEPARTMENT RELATING TO YOUTH IN FACILITIES”.

AMENDMENT NO. 11

On page 5, in line 10, after “PARTICIPATE” insert “, WITHIN THE CONTEXT OF THE LOCAL DEPARTMENT OF SOCIAL SERVICES’ MULTIDISCIPLINARY TEAM PROCESS,”; in the same line, strike “AN” and substitute “A CHILD PROTECTIVE SERVICES”; and in the same line, after “INVESTIGATION” insert “CONDUCTED UNDER TITLE 5, SUBTITLE 7 OF THE FAMILY LAW ARTICLE”.

AMENDMENT NO. 12

On page 2, in line 5, strike “45” and substitute “46”.

On page 5, after line 11, insert:

“45.

THE DEPARTMENT SHALL:

(1) COOPERATE WITH THE INDEPENDENT MONITOR AND RESPOND TO REQUESTS FOR INFORMATION WITHIN A REASONABLE TIME;

(2) SUBMIT INCIDENT REPORTS TO THE INDEPENDENT MONITOR;
AND

(3) SUBMIT CORRECTIVE ACTION PLANS TO THE INDEPENDENT MONITOR BASED UPON FINDINGS AND RECOMMENDATIONS MADE BY THE INDEPENDENT MONITOR AS APPROVED BY THE SECRETARY.”;

and in line 12, strike “45.” and substitute “46.”.

On page 7, in line 24, strike “OR STAFF”; in the same line, after “REQUEST;” insert “AND”; and strike beginning with “; AND” in line 27 down through “FACILITY” in line 30.

AMENDMENT NO. 13

On page 5, in line 13, strike “IN A TIMELY MANNER” and substitute “AT LEAST”

(Over)

BIMONTHLY”.

AMENDMENT NO. 14

On page 5, in line 14, strike the first “THE” and substitute “AND”; and strike beginning with “, AND” in line 14 down through “SENATE” in line 16.

AMENDMENT NO. 15

On page 5, in line 17, strike “KNOWLEDGE OF”; in lines 19 and 20, strike “THE INVESTIGATIONS OF”; and in line 22, strike “AND ACTIONS”.

AMENDMENT NO. 16

On page 5, in line 24, strike “(1)”; in line 25, strike the period and substitute “ON:”; strike in their entirety lines 26 through 29, inclusive; in lines 30 and 31, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively; in line 31, strike “IN RESPONSE TO” and substitute “RESULTING FROM THE”; and in lines 32 and 33, strike “PRESENTED IN REPORTS REQUIRED UNDER THIS SECTION” and substitute “OF THE INDEPENDENT MONITOR, INCLUDING THE DEPARTMENT'S RESPONSE”.

AMENDMENT NO. 17

On pages 5 and 6, strike in their entirety the lines beginning with line 34 on page 5 through line 6 on page 6, inclusive; and on page 6, in line 7, strike “(D)” and substitute “(C)”.

AMENDMENT NO. 18

On page 6, in line 8, after the second “SECRETARY,” insert “THE STATE ADVISORY COUNCILS ESTABLISHED UNDER ARTICLE 83C, § 2-119 OF THE CODE,”; and in line 12, strike “PRESENTED IN THE REPORTS REQUIRED UNDER THIS SECTION” and substitute “OF THE INDEPENDENT MONITOR”.

AMENDMENT NO. 19

On page 1, strike beginning with the second “requiring” in line 10 down through “grievances;” in line 12; and in line 12, after “Department” insert “of Juvenile Justice”.

On pages 6 and 7, strike in their entirety the lines beginning with line 34 on page 6 through line 10 on page 7, inclusive.

On page 7, in lines 11 and 13, in each instance, strike the brackets; in line 11, strike “(E)”; in line 13, strike “(F)”; and in line 20, strike “(G)” and substitute “(F)”.

AMENDMENT NO. 20

On page 1, strike beginning with “requiring” in line 13 down through “investigations;” in line 15.

On page 7, strike in their entirety lines 31 through 35, inclusive.

AMENDMENT NO. 21

On page 2, in line 11, after “2-118” insert “and 2-119”.

On page 7, after line 35, insert:

“2-119.

(a) With the consent of the State Advisory Board, the Secretary may establish an advisory board for 1 or more facilities.

(b) Each board shall consist of individuals who the Secretary and the State Advisory Board believe may be helpful in matters that relate to the effective operation and improvement of the facilities.

(c) THE INDEPENDENT MONITOR ESTABLISHED UNDER ARTICLE 49D OF THE CODE SHALL BE AVAILABLE TO ATTEND MEETINGS OF EACH ADVISORY BOARD.”.