

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 522

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike “Zirkin and Morhaim” and substitute “Zirkin, Morhaim, Benson, Boutin, Bromwell, Costa, Elliott, Goldwater, Hammen, Haynes, Hubbard, Hurson, Kach, Mandel, McDonough, Murray, Nathan-Pulliam, Oaks, Pendergrass, Redmer, Rosenberg, Rudolph, Smigiel, V. Turner, and Weldon”; strike beginning with “authorizing” in line 7 down through the semicolon in line 9; and in line 26, after the semicolon insert “requiring a local department to file a petition with the juvenile court for a voluntary disposition hearing within a certain time period;”.

AMENDMENT NO. 2

On page 2, in line 26, after “(a),” insert “(b),”.

AMENDMENT NO. 3

On page 8, in line 8, strike “NEEDS, CARE,” and substitute “NEED FOR CARE”; in line 13, strike “HEALTH AND SAFETY” and substitute “CARE OR TREATMENT”; in line 14, after the semicolon insert “AND”; strike in their entirety lines 15 and 16; in line 17, strike “(III)” and substitute “(II)”; in the same line, strike “; AND” and substitute a period; and strike in their entirety lines 18 through 24, inclusive.

AMENDMENT NO. 4

On page 12, in line 4, after “AGREEMENT” insert “VOLUNTARILY ENTERED INTO”; and strike beginning with “WITH” in line 5 down through “DEPARTMENT” in line 7.

AMENDMENT NO. 5

On page 12, in line 12, strike “(1)”; in line 14, strike the brackets; in the same line, strike “(I)”; after line 16, insert:

(Over)

“(2) WHO, WITH THE APPROVAL OF THE ADMINISTRATION, ARE PLACED IN AN OUT-OF-HOME PLACEMENT BY THE LOCAL DEPARTMENT UNDER A VOLUNTARY PLACEMENT AGREEMENT, AS PROVIDED UNDER SUBSECTION (B)(2) OF THIS SECTION; OR”;

in line 17, strike “(II)” and substitute “(3)”; in lines 19 and 21, strike the brackets; in the same lines, strike “1.” and “2.”, respectively; in line 22, strike “; OR” and substitute a period; after line 22, insert:

“(b) (1) In establishing the out-of-home placement program the Administration shall:

[(1)] (I) provide time-limited family reunification services to a child placed in an out-of-home placement and to the parents or guardian of the child, in order to facilitate the child’s safe and appropriate reunification within a timely manner; and

[(2)] (II) concurrently develop and implement a permanency plan that is in the best interests of the child.

(2) (I) THE LOCAL DEPARTMENT MAY NOT SEEK LEGAL CUSTODY OF A CHILD WITH A DEVELOPMENTAL DISABILITY OR MENTAL ILLNESS PLACED IN AN OUT-OF-HOME PLACEMENT UNDER A VOLUNTARY PLACEMENT AGREEMENT TO OBTAIN TREATMENT OR CARE FOR THE CHILD'S DEVELOPMENTAL DISABILITY OR MENTAL ILLNESS THAT THE PARENT OR LEGAL GUARDIAN IS UNABLE TO PROVIDE.

(II) A LOCAL DEPARTMENT SHALL FILE A PETITION WITH THE JUVENILE COURT FOR A VOLUNTARY PLACEMENT DISPOSITION HEARING TO OCCUR BEFORE A CHILD PLACED IN AN OUT-OF-HOME PLACEMENT UNDER A VOLUNTARY PLACEMENT AGREEMENT HAS BEEN IN THE OUT-OF-HOME PLACEMENT FOR 180 DAYS.

(III) A CHILD WITH A DEVELOPMENTAL DISABILITY OR MENTAL ILLNESS MAY CONTINUE TO BE PLACED IN AN OUT-OF-HOME PLACEMENT UNDER A VOLUNTARY PLACEMENT AGREEMENT FOR MORE THAN 180 DAYS IF:

1. THE CHILD'S DEVELOPMENTAL DISABILITY OR MENTAL ILLNESS NECESSITATES CARE OR TREATMENT IN THE OUT-OF-HOME PLACEMENT FOR MORE THAN 180 DAYS; AND

2. THE JUVENILE COURT MAKES A FINDING THAT THE PLACEMENT IS IN THE BEST INTERESTS OF THE CHILD.”;

and strike in their entirety lines 23 through 37, inclusive.

AMENDMENT NO. 6

On page 13, in lines 6 and 7, strike “AN EMOTIONAL, PHYSICAL, OR” and substitute “A”; in line 7, after “DISABILITY” insert “OR MENTAL ILLNESS”; in line 15, strike “AN EMOTIONAL, PHYSICAL, OR” and substitute “A”; and in line 16, after “DEVELOPMENTAL DISABILITY” insert “OR MENTAL ILLNESS”.