
By: **Delegates Zirkin, Amedori, Burns, Gutierrez, Jones, Morhaim,
Nathan-Pulliam, and O'Donnell**

Introduced and read first time: February 6, 2003

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2003

CHAPTER _____

1 AN ACT concerning

2 **Department of Juvenile Justice - Summer Opportunity Pilot Program -**
3 **Extension of Sunset**

4 FOR the purpose of repealing a restriction that limits the Summer Opportunity Pilot
5 Program to not more than three counties; clarifying that the Program fund
6 consists of money appropriated in the State budget and money from any other
7 source; ~~requiring that~~ authorizing the Governor, beginning in fiscal year 2004,
8 ~~the Governor to~~ include ~~specified~~ funding in the State budget to implement the
9 Program; extending the Program's termination date; and generally relating to
10 the Juvenile Justice Summer Opportunity Pilot Program.

11 BY repealing and reenacting, with amendments,
12 Article 83C - Juvenile Justice
13 Section 2-134
14 Annotated Code of Maryland
15 (1998 Replacement Volume and 2002 Supplement)

16 BY repealing and reenacting, with amendments,
17 Chapter 691 of the Acts of the General Assembly of 2001
18 Section 3

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

1 **Article 83C - Juvenile Justice**

2 2-134.

3 (a) (1) In this section the following words have the meanings indicated.

4 (2) "Fund" means the Department of Juvenile Justice Summer
5 Opportunity Pilot Program Fund.6 (3) "Program" means the Department of Juvenile Justice Summer
7 Opportunity Pilot Program.8 (b) (1) There is a Department of Juvenile Justice Summer Opportunity Pilot
9 Program [in not more than three counties in the State selected by the Department].10 (2) The purpose of the Program is to develop and implement educational
11 curriculum and activities in the summer months for the enrichment of children [in
12 those counties selected by the Department] who are under the supervision of the
13 Department.14 (3) (i) There is a Department of Juvenile Justice Summer Opportunity
15 Pilot Program Fund to finance the Program.16 (ii) The Fund is a continuing, nonlapsing special fund, and is not
17 subject to § 7-302 of the State Finance and Procurement Article.18 (iii) The Fund [may consist of moneys the Governor includes]
19 CONSISTS OF:20 1. MONEY APPROPRIATED in the State budget [for] TO the
21 Fund; AND22 2. MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE
23 BENEFIT OF THE FUND.24 (iv) The State Treasurer shall hold and the State Comptroller shall
25 account for the Fund.26 (v) The Fund shall be invested and reinvested and any investment
27 earnings shall be paid into the Fund.

28 (c) (1) The Program shall be administered as provided in this subsection.

29 (2) (i) A group home operator or other interested party in a county:

30 1. May develop a proposal for educational curriculum and
31 activities during the summer months using faculty of the county school system for
32 children in that county who are under the supervision of the Department; and33 2. Shall submit the proposal to the county board of education
34 for review.

- 1 (ii) The county board:
- 2 1. Shall review the proposal;
- 3 2. In consultation with the requesting party, may make any
4 changes that it deems necessary; and
- 5 3. From among the proposals submitted, may forward a final
6 proposal to the Department for approval by January 15 of each year.
- 7 (3) The Department:
- 8 (i) In consultation with the State Board of Education, shall review
9 a final proposal submitted by a county board by March 15 of each year;
- 10 (ii) May make recommendations that it considers necessary; and
- 11 (iii) May approve a final proposal of a county board for
12 implementation in that county.
- 13 (4) (i) If the Department approves a final proposal of a county board,
14 the Department shall distribute to the county board moneys from the Fund to cover
15 the cost of extending the contracts of participating teachers to implement and operate
16 the Program.
- 17 (ii) Moneys distributed from the Fund by the Department may be
18 used only to cover the cost of extending the contracts of participating teachers.
- 19 (d) (1) A county board may include in a final proposal:
- 20 (i) Curriculum and activities that are for the benefit of children in
21 any grade from kindergarten through grade 12 who are under the supervision of the
22 Department;
- 23 (ii) Curriculum and activities that use school facilities, libraries, or
24 any other facilities at a location described in the final proposal;
- 25 (iii) Curriculum and activities that are implemented for a school, for
26 a group of schools, or for a county school system;
- 27 (iv) Curriculum and activities that are coordinated with an
28 after-school opportunity program operating under Article 41, Title 6, Subtitle 8 of the
29 Code;
- 30 (v) Tutoring in subjects specified in the final proposal; or
- 31 (vi) Field trips to locations described in the final proposal.
- 32 (2) A county board shall include in a final proposal the estimated cost of
33 extending the contracts of participating teachers.

1 (e) (1) For fiscal year [2002] 2004 and each succeeding fiscal year, the
2 Governor {may} ~~SHALL~~ include funds in the State budget ~~OF NOT LESS THAN \$500,000~~
3 to establish and maintain the Program and the Fund and to accomplish the purposes
4 of this section.

5 (2) Appropriations made under this section for extending the contracts of
6 participating teachers may not be used to supplant the existing State share of basic
7 current expenses under § 5-202 of the Education Article.

8 (f) The Department may adopt regulations to:

9 (1) Establish criteria for approving a final proposal;

10 (2) Administer the Fund; and

11 (3) Implement this section.

12 **Chapter 691 of the Acts of 2001**

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 {October 1, 2001} ~~JUNE 1, 2003~~. It shall remain effective for a period of [3] ~~5~~ 7 years
15 and 8 MONTHS AND, at the end of [September 30, 2004] MAY 30, 2008, with no further
16 action required by the General Assembly, this Act shall be abrogated and of no further
17 force and effect.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 June 1, 2003.