

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 1443
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “establishing the” and substitute “authorizing the establishment of a”; in lines 3 and 4, strike “; limiting the application of this Act to” and substitute “in”; in lines 4 and 5, strike “requiring the county administrative judge to establish a docket for truancy cases;”; in lines 5 and 6, strike “a certain Code violation and civil offense for”; in line 6, strike “a child” and substitute “certain children”; in line 7, after “excuse” insert “as a Code violation”; in the same line, after “is” insert “a civil offense, is”; in the same line, after “conviction” insert “, and does not result in certain civil disabilities”; in line 8, strike “establishing that a” and substitute “authorizing certain school officials to”; in the same line, after “petition” insert “the juvenile court”; in the same line, after “required” insert “under a certain law”; strike beginning with “shall” in line 9 down through “filing” in line 10 and substitute “; authorizing certain school officials to file”; in line 11, after “petition” insert “only”; strike beginning with “unless” in line 11 down through “dismissed” in line 12; in line 16, after the first “hearing” insert “except under certain circumstances”; in line 17, after “circumstances” insert “when the hearing shall be held within a certain period”; in line 19, strike “establishing that” and substitute “making certain”; in the same line, strike “on the truancy docket are”; in line 20, after “certain” insert “criminal defendants are subject to probation, including probation under certain”; strike beginning with “apply” in line 21 down through “circumstances” in line 22 and substitute “; establishing that certain criminal defendants are subject to certain additional conditions of probation”; in line 24, strike “establishing that the” and substitute “providing for the period for which the”; in lines 24 and 25, strike “over certain petitions and criminal cases under certain circumstances”; in line 26, strike “procedures” and substitute “laws”; in the same line, after the semicolon insert “authorizing certain criminal charges to be filed in the juvenile court and assigned to a truancy docket;”; and in line 27, strike the second “a” and substitute “the”.

On page 2, in line 1, strike “3-8C-09” and substitute “3-8C-10”.

(Over)

AMENDMENT NO. 2

On page 2, in line 25, strike “(A)””; after line 26, insert “3-8C-02.”; in line 27, strike “(B) (1)””; in the same line, strike “SHALL” and substitute “MAY”; in line 28, after “IN” insert “ONE OR MORE OF”; in the same line, strike “CIRCUIT” and substitute “JUVENILE”; and in the same line, strike “OF” and substitute “IN”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 31 on page 2 through line 3 on page 3, inclusive, and substitute “3-8C-03.”.

On page 3, in line 4, after “CHILD” insert “WHO IS”; in the same line, after “REQUIRED” insert “UNDER § 7-301 OF THE EDUCATION ARTICLE”; in lines 4 and 5, strike “IN ACCORDANCE WITH § 7-301 OF THE EDUCATION ARTICLE”; in line 5, strike “ATTEND SCHOOL” and substitute “DO SO”; in line 12, strike “3-8C-03.” and substitute “3-8C-04.”; in line 13, after “(A)” insert “AN AUTHORIZED SCHOOL OFFICIAL MAY FILE WITH THE JUVENILE COURT”; strike beginning with “THAT” in line 13 down through “OFFICIAL” in line 15 and substitute “A VIOLATION OF THIS SUBTITLE”; in line 17, strike “NOT”; in the same line, strike “UNLESS” and substitute “ONLY IF”; in line 18, after “(1)” insert “A”; in the same line, strike “CHARGES WERE” and substitute “CHARGE WAS”; in line 19, strike “WHO HAS” and substitute “WITH”; in line 20, after “CHILD” insert “AT THE TIME OF THE ALLEGED VIOLATION”; in line 21, strike “CHARGES” and substitute “CHARGE”; in line 23, strike “3-8C-04.” and substitute “3-8C-05.”; in line 24, strike “FILED”; in line 28, strike “AFTER” and substitute “WHENEVER”; in line 31, after “HEARING” insert “UNDER THIS SECTION”; and in line 32, strike “FILED”.

AMENDMENT NO. 4

On page 4, in line 1, strike “3-8C-05.” and substitute “3-8C-06.”; in line 5, after “THE” insert “COURT SHALL HOLD A”; in the same line, strike “SHALL BE HELD”; in line 6, after “UNLESS” insert a comma; in the same line, after “PARTY” insert a comma; in line 7, strike “THAT THERE IS”; in line 12, strike “(1)””; in line 13, strike beginning with “TAKE” in line 13 down through “MAY” in line 15; strike beginning with the colon in line 15 down through “(I)” in line 16; after line 16, insert:

“(1) ATTEND SCHOOL.”;

in lines 17, 18, 19, 21, and 23, strike “1.”, “2.”, “3.”, “4.”, and “5.”, respectively, and substitute “(2)”, “(3)”, “(4)”, “(5)”, and “(6)”, respectively; strike beginning with the semicolon in line 23 down through “RULES” in line 30; and in line 31, strike “ON THE TRUANCY DOCKET” and substitute

“UNDER THE SUBTITLE”.

AMENDMENT NO. 5

On page 5, in line 1, strike “3-8C-06.” and substitute “3-8C-07.”; in lines 2 and 3, strike beginning with “(A)” in line 2 down through “TO” in line 3; in line 3, after the first “A” insert “CRIMINAL”; strike beginning with “CHARGED” in line 3 down through “TO” in line 5 and substitute “UNDER THIS SUBTITLE IS SUBJECT TO:

(1)”;

in line 6, strike “, THE COURT MAY IMPOSE CONDITIONS” and substitute “; AND

(2) ANY ADDITIONAL CONDITION”;

in line 8, strike “3-8C-07.” and substitute “3-8C-08.”; in line 12, strike “3-8C-08.” and substitute “3-8C-09.”; in line 13, strike the first “A” and substitute “THE”; in the same line, strike “OVER A PETITION FILED”; in lines 14 and 15, strike beginning with “OR” in line 14 down through “ARTICLE” in line 15; in line 15, strike “ALL TERMS” and substitute “EVERY CONDITION”; in line 16, strike “ARE” and substitute “IS”; and in line 17, strike “3-8C-09.” and substitute “3-8C-10.”.

AMENDMENT NO. 6

On page 6, in line 26, strike “AN ACTION BROUGHT” and substitute “A CHARGE”; in the same line, strike “SHALL” and substitute “MAY”; in line 27, strike “CIRCUIT” and substitute “THE JUVENILE”; in the same line, strike “THE” and substitute “A”; strike beginning with “IN” in line 27 down through “3-8C-01” in line 28 and substitute “FOR DISPOSITION UNDER TITLE 3, SUBTITLE 8C”; in line 29, after “(3)” insert “FOR A PERSON WITH LEGAL CUSTODY OR CARE AND CONTROL OF A CHILD AT THE TIME OF AN ALLEGED VIOLATION OF THIS SECTION,”; strike beginning with “WHO” in line 30 down through “HAS” in line 31; in line 32, strike “ATTENDS” and substitute “ATTENDED”; in the same line, strike “IS” and substitute “WAS”; in line 34, strike “DETERMINES THAT” and substitute “FINDS”; and in line 35, strike “CHARGES” and substitute “CHARGE UNDER THIS SECTION”.

(Over)

AMENDMENT NO. 7

On page 7, in line 2, after “2005” insert “, 2006, and 2007 fiscal year”; in the same line, strike “budget” and substitute “budgets”; in line 4, strike “for the circuit” and substitute “in one or more of the juvenile”; in the same line, strike “of” and substitute “in”; in line 5, strike “2005”; and in the same line, after “budget” insert “for fiscal years 2005, 2006, or 2007”.