

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 543

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Juvenile” insert “Department of”; in the same line, after “Services -” insert “Facilities and”; in line 6, strike “under certain circumstances”; in line 7, after “Assembly” insert “a certain Facilities Master Plan and a”; in the same line, strike “status reports” and substitute “report”; in line 8, strike “and certain Master Facility Plans”; in the same line, after the semicolon insert “requiring the Facilities Master Plan to implement a certain ideal delivery system and address certain issues; declaring a certain intent of the General Assembly;”; in line 11, after “Assembly” insert “a certain study and”; and strike beginning with “requiring” in line 14 down through “date;” in line 15 and substitute “requiring that certain facilities be operated by the Department by a certain date;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 34 on page 2, inclusive.

AMENDMENT NO. 3

On page 2, strike beginning with “1” in line 39 down through “penalty” in line 40 and substitute “3 years”.

AMENDMENT NO. 4

On page 3, strike beginning with “(1)” in line 6 down through “supervision.” in line 21 and substitute:

“(1) on or before January 15, 2006, a Facilities Master Plan that is consistent with the principles described in Section 3 of this Act; and

(2) as part of its development of a Facilities Master Plan, on or before December

(Over)

31, 2004, a report on:

- (i) the total population of youths the Department anticipates serving;
- (ii) the manner in which the Department intends to serve that population that maximizes the use of regional, community-based settings;
- (iii) the ideal service delivery system required to serve that population in regional community-based settings based on best practices, including an assessment of educational programming, somatic, mental health, and substance abuse services, family support services, informal supervision, shelter care, aftercare, care of detained and committed youths, and services to address gender-specific needs;
- (iv) the justification for any programming that is determined necessary to be provided statewide, rather than regionally;
- (v) a description of the outcome measures that the Department intends to use to assess the efficacy of the service delivery system to be developed; and
- (vi) a gap analysis of currently available State and community-based service capacity compared to the ideal service delivery system; and

(b) The Facilities Master Plan required under this Section shall implement the ideal service delivery system identified to serve the anticipated population. That plan shall address identified gaps in service delivery and specific facility needs, including both renovation and new construction.

SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, to the extent practicable, children in the juvenile services system be served by programming that meets the following principles:

- (1) the safety of the community and the children served is ensured, delinquent children are held accountable to victims and communities, and children develop competencies to assist them in becoming successful members of society;
- (2) services are delivered regionally through operational regions;
- (3) detention and committed facilities do not contain more than 48 children;

(4) detention facilities are geographically, physically, and operationally separate, remote, and distinct from committed facilities; and

(5) children awaiting a committed placement after disposition are not held in a facility with children awaiting court disposition.”;

and in line 22, strike “3.” and substitute “4.”.

AMENDMENT NO. 5

On page 3, in line 37, strike “comprehensive Reform Plan for the development of” and substitute “feasibility study of the maximum utilization of”; in line 39, strike “and institutional placements”; in the same line, strike “at least two-thirds of the”; and strike beginning with “and” in line 40 down through “institutions” in line 41.

AMENDMENT NO. 6

On page 5, strike in their entirety lines 15 through 20, inclusive.

AMENDMENT NO. 7

On page 5, after line 20, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That by July 1, 2007, each facility provided for in Article 83C, § 2-117(a)(2) of the Code shall be operated by the Department.”;

and in lines 10 and 21, strike “4.”, and “6.”, respectively, and substitute “5.”, and “7.”, respectively.