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By: **Delegate Conway**

Rules suspended

Introduced and read first time: March 10, 2005

Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Causes - Truancy Reduction Pilot Program - Contempt of Court**

3 FOR the purpose of authorizing a court to initiate a certain contempt proceeding in a  
4 truancy case under certain circumstances; authorizing a court to order a child  
5 who is found in contempt for failing to comply with a certain court order to be  
6 detained under the jurisdiction of the Department of Juvenile Services for a  
7 certain period of time; requiring a court to conduct a review of detention hearing  
8 on the next court day after the detention period is completed; and generally  
9 relating to contempt of court proceedings in truancy cases.

10 BY repealing and reenacting, with amendments,  
11 Article - Courts and Judicial Proceedings  
12 Section 3-8C-06  
13 Annotated Code of Maryland  
14 (2002 Replacement Volume and 2004 Supplement)

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

17 **Article - Courts and Judicial Proceedings**

18 3-8C-06.

19 (a) Unless a petition filed under this subtitle is dismissed, the court shall hold  
20 a separate disposition hearing after the adjudicatory hearing.

21 (b) The court shall hold a disposition hearing on the same day as the  
22 adjudicatory hearing unless, on its own motion or motion of a party, the court finds  
23 good cause to delay the disposition hearing to a later day.

24 (c) If the court delays a disposition hearing, it shall be held no later than 15  
25 days after the conclusion of the adjudicatory hearing unless good cause is shown.

26 (d) In making a disposition on a petition filed under this subtitle, the court  
27 may order the child to:

- 1 (1) Attend school;
- 2 (2) Perform community service;
- 3 (3) Attend counseling, including family counseling;
- 4 (4) Attend substance abuse evaluation and treatment;
- 5 (5) Attend mental health evaluation and treatment; or
- 6 (6) Keep a curfew with the hours set by the court.

7 (e) Cases under this subtitle are eligible for family support services as  
8 provided in the Maryland Rules.

9 (F) (1) A COURT MAY INITIATE A CONTEMPT PROCEEDING AGAINST A CHILD  
10 WHO FAILS TO COMPLY WITH AN ORDER ISSUED UNDER SUBSECTION (D) OF THIS  
11 SECTION.

12 (2) A COURT MAY ORDER A CHILD WHO IS FOUND IN CONTEMPT OF  
13 COURT DETAINED UNDER THE JURISDICTION OF THE DEPARTMENT OF JUVENILE  
14 SERVICES FOR A PERIOD NOT EXCEEDING 4 DAYS.

15 (3) THE COURT SHALL CONDUCT A HEARING TO REVIEW THE  
16 DETENTION ON THE FIRST DAY THAT COURT IS IN SESSION AFTER THE DETENTION  
17 PERIOD IS COMPLETED.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2005.