

HOUSE BILL 706

E3

8lr0027

By: **Chair, Appropriations Committee (By Request – Departmental – Juvenile Services)**

Introduced and read first time: February 4, 2008

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Juvenile Services – Youth Welfare Funds**

3 FOR the purpose of establishing youth welfare funds in Department of Juvenile
4 Services facilities; providing for the contents and uses of youth welfare funds;
5 requiring the Comptroller to account for and distribute youth welfare funds
6 under certain circumstances; prohibiting certain money from being transferred
7 into a fund; providing that a fund is subject to an audit under certain
8 circumstances; defining a certain term; and generally relating to youth welfare
9 funds.

10 BY adding to

11 Article – Human Services
12 Section 9–246
13 Annotated Code of Maryland
14 (2007 Volume)

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

17 **Article – Human Services**

18 **9–246.**

19 (A) **IN THIS SECTION, “FUND” MEANS A YOUTH WELFARE FUND.**

20 (B) (1) **THERE IS A YOUTH WELFARE FUND IN EACH FACILITY OF THE**
21 **DEPARTMENT OF JUVENILE SERVICES.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) A FUND SHALL BE USED FOR GOODS AND SERVICES THAT**
2 **BENEFIT THE GENERAL YOUTH POPULATION IN THE FACILITY.**

3 **(C) (1) EACH FUND IS A SPECIAL CONTINUING, NONLAPSING FUND**
4 **THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT**
5 **ARTICLE.**

6 **(2) EACH FUND CONSISTS OF:**

7 **(I) PROFITS DERIVED FROM THE SALE OF GOODS THROUGH**
8 **THE COMMISSARY OPERATION AND TELEPHONE AND VENDING MACHINE**
9 **COMMISSIONS FOR THE FACILITY; AND**

10 **(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,**
11 **MONEY RECEIVED FROM OTHER SOURCES.**

12 **(3) MONEY FROM THE GENERAL FUND OF THE STATE MAY NOT**
13 **BE TRANSFERRED BY BUDGET AMENDMENT OR OTHER MANNER TO A FUND.**

14 **(D) (1) THE TREASURER SHALL HOLD EACH FUND SEPARATELY, AND**
15 **THE COMPTROLLER SHALL ACCOUNT FOR EACH FUND.**

16 **(2) EACH FUND IS SUBJECT TO AN AUDIT BY THE OFFICE OF**
17 **LEGISLATIVE AUDITS UNDER § 2-1220 OF THE STATE GOVERNMENT ARTICLE.**

18 **(3) (I) EACH FUND SHALL BE INVESTED AND REINVESTED IN**
19 **THE SAME MANNER AS OTHER STATE FUNDS.**

20 **(II) ANY INVESTMENT EARNINGS ARE NOT A PART OF THE**
21 **FUND.**

22 **(E) THE COMPTROLLER SHALL PAY OUT MONEY FROM EACH FUND AS**
23 **APPROPRIATED IN THE STATE BUDGET.**

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 June 1, 2008.