

HOUSE BILL 882

E3

8lr0218

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

Introduced and read first time: February 6, 2008

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 15, 2008

CHAPTER _____

1 AN ACT concerning

2 **Juvenile Services – Release of Confidential Information**

3 FOR the purpose of authorizing a certain law enforcement agency to release to the
4 public certain information concerning a child who has escaped from a detention
5 center for juveniles or a secure residential facility for juveniles for certain
6 purposes; and generally relating to juvenile services.

7 BY repealing and reenacting, with amendments,
8 Article – Courts and Judicial Proceedings
9 Section 3–8A–27(a)
10 Annotated Code of Maryland
11 (2006 Replacement Volume and 2007 Supplement)
12 (As enacted by Chapter 10 of the Acts of the General Assembly of 2006)

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

15 **Article – Courts and Judicial Proceedings**

16 3–8A–27.

17 (a) (1) A police record concerning a child is confidential and shall be
18 maintained separate from those of adults. Its contents may not be divulged, by
19 subpoena or otherwise, except by order of the court upon good cause shown or as
20 otherwise provided in § 7–303 of the Education Article.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) This subsection does not prohibit:

2 (i) Access to and confidential use of the record by the
3 Department of Juvenile Services or in the investigation and prosecution of the child by
4 any law enforcement agency; [or]

5 (ii) A law enforcement agency of the State or of a political
6 subdivision of the State, the Department of Juvenile Services, or the criminal justice
7 information system from including in the law enforcement computer information
8 system information about an outstanding juvenile court ordered writ of attachment,
9 for the sole purpose of apprehending a child named in the writ[.]; OR

10 (iii) **A LAW ENFORCEMENT AGENCY OF THE STATE OR OF A**
11 **POLITICAL SUBDIVISION OF THE STATE FROM RELEASING TO THE PUBLIC**
12 **PHOTOGRAPHS AND IDENTIFYING INFORMATION OF A CHILD WHO HAS ESCAPED**
13 **FROM A DETENTION CENTER FOR JUVENILES OR A SECURE RESIDENTIAL**
14 **FACILITY FOR JUVENILES, FOR THE PURPOSES OF FACILITATING**
15 **APPREHENSION OF THE CHILD AND ENSURING PUBLIC SAFETY.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2008.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.