

# HOUSE BILL 173

E3

0lr1225  
CF SB 330

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By: **Delegates Morhaim, Cardin, and Stein**  
Introduced and read first time: January 20, 2010  
Assigned to: Judiciary

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: April 7, 2010

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Human Services – Quality Care – Juvenile Facilities**

3 FOR the purpose of requiring each committed facility licensed by the Department of  
4 Juvenile Services to serve no more than 48 children at one time except under  
5 certain circumstances; and generally relating to juvenile facilities.

6 BY repealing and reenacting, with amendments,  
7 Article – Human Services  
8 Section 9–238.1(a)  
9 Annotated Code of Maryland  
10 (2007 Volume and 2009 Supplement)

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

13 **Article – Human Services**

14 9–238.1.

15 (a) The Department shall serve children in the juvenile services system with  
16 programming that:

17 (1) ensures the safety of the community and the children served;

18 (2) holds delinquent children accountable to victims and communities;

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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 (3) assists children to develop competencies to become successful  
2 members of society;

3 (4) delivers services on a regional basis through at least four  
4 operational regions;

5 (5) **(I)** ensures that [a] EACH committed facility owned ~~OR~~  
6 ~~LICENSED~~ by the Department serves no more than 48 children at one time; and

7 **(II) ENSURES THAT EACH COMMITTED FACILITY LICENSED**  
8 **BY THE DEPARTMENT SERVES NO MORE THAN 48 CHILDREN AT ONE TIME,**  
9 **UNLESS THE SECRETARY FINDS GOOD CAUSE FOR A COMMITTED FACILITY**  
10 **LICENSED BY THE DEPARTMENT TO SERVE MORE THAN 48 CHILDREN AT ONE**  
11 **TIME; AND**

12 (6) uses detention and committed facilities that are operationally  
13 separate from each other and that do not share common program space, including  
14 dining halls and educational or recreational facilities.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2010.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.