# HOUSE BILL 1190

By: **Delegates Jones, Anderson, Barkley, Braveboy, Burns, Carter, Cullison, Dumais, Frush, Gaines, Griffith, Gutierrez, Guzzone, Haynes, Healey, Hubbard, James, Kaiser, A. Kelly, K. Kelly, Kramer, Lafferty, Lee, Mizeur, Nathan–Pulliam, Pena–Melnyk, Proctor, B. Robinson, Rosenberg, Rudolph, Stukes, Tarrant, Valderrama, Waldstreicher, Washington, and Wilson**

Introduced and read first time: February 17, 2011

Assigned to: Rules and Executive Nominations

## A BILL ENTITLED

1  AN ACT concerning

2  **Child in Need of Supervision Pilot Program – Expansion**

3  FOR the purpose of expanding the Child in Need of Supervision Pilot Program by
4      requiring the Secretary of Juvenile Services to include Cecil County,
5      Montgomery County, and Prince George's County in the Pilot Program;
6      requiring the Governor to include a certain general fund appropriation in the
7      budget bills for certain fiscal years to be provided as grants to Cecil County,
8      Montgomery County, and Prince George's County to implement the expansion of
9      the Pilot Program; altering a certain definition; providing for a delayed effective
10     date for certain provisions of this Act; and generally relating to the Child in
11     Need of Supervision Pilot Program.

12  BY repealing and reenacting, with amendments,
13      Article – Courts and Judicial Proceedings
14      Section 3–8A–10.1
15      Annotated Code of Maryland
16      (2006 Replacement Volume and 2010 Supplement)

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

## Article – Courts and Judicial Proceedings

20  3–8A–10.1.

21      (a)    (1)    In this section the following words have the meanings indicated.

1        (2)    (i)    "Designated assessment service provider" means a
2    community–based provider of assessment, intervention, and referral services to
3    children alleged to be in need of supervision and their parents or guardians.

4        (ii)    "Designated assessment service provider" includes county
5    staff, contractors, and resources that may provide assessment, intervention, and
6    referral services to children alleged to be in need of supervision and their parents or
7    guardians.

8        (3)    "Pilot community" means:

9        (i)    Baltimore City; **[**or**]**

10        (ii)    Baltimore County**;**

11        **(III)**    **CECIL COUNTY;**

12        **(IV)**    **MONTGOMERY COUNTY; OR**

13        **(V)**    **PRINCE GEORGE'S COUNTY**.

14    (b)    The Secretary of Juvenile Services shall establish a Department of
15    Juvenile Services Child in Need of Supervision Pilot Program in:

16        (1)    Baltimore City; **[**and**]**

17        (2)    Baltimore County**;**

18        **(3)**    **CECIL COUNTY;**

19        **(4)**    **MONTGOMERY COUNTY; AND**

20        **(5)**    **PRINCE GEORGE'S COUNTY**.

21    (c)    (1)    The Pilot Program shall select designated assessment service
22    providers in each pilot community.

23        (2)    The designated assessment service providers shall be contracted
24    and funded by the local management board of each pilot community.

25    (d)    On receipt of a complaint under § 3–8A–10 of this subtitle that alleges
26    that a child in a pilot community is in need of supervision, unless the intake officer
27    concludes under § 3–8A–10(c) of this subtitle that the court has no jurisdiction or that
28    neither an informal adjustment nor judicial action is appropriate, the intake officer
29    shall refer the child and the child's parents or guardians to a designated assessment

1 service provider for the pilot community before the intake officer may authorize the
2 filing of a petition or peace order request or propose an informal adjustment.

3     (e) A designated assessment service provider shall:

4     (1) Meet with a child referred to the provider and the child's parents
5 or guardians at least two and not more than six times to discuss the child's:

6     (i) School performance;

7     (ii) Family interactions;

8     (iii) Relationships with peers; and

9     (iv) Emotional and physical health, including drug and alcohol
10 use;

11     (2) Review all available, relevant records concerning the child,
12 including:

13     (i) Academic records;

14     (ii) Medical records; and

15     (iii) Psychiatric records;

16     (3) Conduct an assessment of the child; and

17     (4) Establish a case plan and a case record for the provision of services
18 to the child, including:

19     (i) Family counseling;

20     (ii) Educational advocacy;

21     (iii) Drug and alcohol counseling;

22     (iv) Sex education;

23     (v) After–school programs;

24     (vi) Truancy and dropout prevention;

25     (vii) Transitional living services;

26     (viii) Mediation services;

27     (ix) Employment and job training services;

1                     (x)     Alternative school placement; and

2                     (xi)    Drug and alcohol counseling for the parents, guardians, or
3 other family members of the child.

4        (f)     An intake officer may not authorize the filing of a petition or peace order
5 request or propose an informal adjustment for a child alleged to be in need of
6 supervision in a pilot community unless the designated assessment service provider
7 has filed a report with the intake officer stating:

8             (1)     The date of the initial meeting with the child and the child's
9 parents or guardians required under this section; and

10             (2)     That all attempts to provide assessment, intervention, and referral
11 services have failed.

12        SECTION 2. AND BE IT FURTHER ENACTED, That the Governor shall
13 include a General Fund appropriation of $250,000 for the Department of Juvenile
14 Services in each budget bill for fiscal year 2013, and fiscal year 2014 for the purpose of
15 implementing the provisions of Section 1 of this Act. Of the $250,000, $100,000 shall
16 be provided as a grant to Prince George's County, $100,000 shall be provided as a
17 grant to Montgomery County, and $50,000 shall be provided as a grant to Cecil County
18 for the purpose of implementing the provisions of Section 1 of this Act.

19        SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall
20 take effect July 1, 2012.

21        SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in
22 Section 3 of this Act, this Act shall take effect October 1, 2011.