

SENATE BILL 264

D4

3lr1480
CF 3lr1479

By: **Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

Introduced and read first time: January 18, 2013

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Children in Need of Assistance – Review Hearings**

3 FOR the purpose of requiring the juvenile court to conduct certain hearings within
4 certain periods of time to review the status of certain children under its
5 jurisdiction; requiring the juvenile court to take certain actions at a review
6 hearing under this Act; establishing that a certain hearing to review a child's
7 permanency plan satisfies the requirements for a review hearing under this Act;
8 and generally relating to children in need of assistance.

9 BY adding to

10 Article – Courts and Judicial Proceedings
11 Section 3–816.2
12 Annotated Code of Maryland
13 (2006 Replacement Volume and 2012 Supplement)

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

16 **Article – Courts and Judicial Proceedings**

17 **3–816.2.**

18 **(A) (1) THE COURT SHALL CONDUCT A HEARING TO REVIEW THE**
19 **STATUS OF EACH CHILD UNDER ITS JURISDICTION WITHIN 6 MONTHS AFTER**
20 **THE FILING OF THE FIRST PETITION UNDER THIS SUBTITLE AND AT LEAST**
21 **EVERY 6 MONTHS THEREAFTER.**

22 **(2) AT A REVIEW HEARING UNDER THIS SECTION, THE COURT**
23 **SHALL:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(I) EVALUATE THE SAFETY OF THE CHILD;**

2 **(II) DETERMINE THE CONTINUING NECESSITY FOR AND**
3 **APPROPRIATENESS OF ANY OUT-OF-HOME PLACEMENT;**

4 **(III) DETERMINE THE EXTENT OF COMPLIANCE WITH THE**
5 **CASE PLAN FOR THE CHILD;**

6 **(IV) DETERMINE THE EXTENT OF PROGRESS THAT HAS BEEN**
7 **MADE TOWARD ALLEVIATING OR MITIGATING THE CAUSES NECESSITATING THE**
8 **COURT’S JURISDICTION; AND**

9 **(V) PROJECT A REASONABLE DATE BY WHICH THE CHILD**
10 **MAY BE RETURNED TO AND SAFELY MAINTAINED IN THE HOME OR PLACED FOR**
11 **ADOPTION OR UNDER A LEGAL GUARDIANSHIP.**

12 **(B) IF A PERMANENCY PLAN FOR THE CHILD HAS BEEN DETERMINED**
13 **UNDER § 3-823 OF THIS SUBTITLE, A REVIEW HEARING CONDUCTED BY THE**
14 **COURT UNDER § 3-823(H) OF THIS SUBTITLE SHALL SATISFY THE**
15 **REQUIREMENTS OF THIS SECTION.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2013.