

# SENATE BILL 473

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CF HB 588

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By: **Senator Jones–Rodwell (By Request – Baltimore City Administration)**

Introduced and read first time: January 30, 2013

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 12, 2013

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

1 AN ACT concerning

2 **Baltimore City – Children – Records Access**

3 FOR the purpose of authorizing access to certain court records and police records by  
4 the Office of Youth Violence Prevention in the Baltimore City Health  
5 Department and the Baltimore City Mayor’s Office on Criminal Justice under  
6 certain circumstances; requiring that certain records concerning child abuse  
7 and neglect be disclosed to the Office of Youth Violence Prevention in the  
8 Baltimore City Health Department under certain circumstances; requiring the  
9 Department of Juvenile Services to disclose to the Office of Youth Violence  
10 Prevention in the Baltimore City Health Department certain records concerning  
11 certain children under certain circumstances; requiring the Department of State  
12 Police to provide to the Office of Youth Violence Prevention in the Baltimore  
13 City Health Department and the Baltimore City Mayor’s Office on Criminal  
14 Justice certain information concerning certain children under certain  
15 circumstances; requiring the Office of Youth Violence Prevention in the  
16 Baltimore City Health Department and the Baltimore City Mayor’s Office on  
17 Criminal Justice to keep certain information confidential; authorizing the Office  
18 of Youth Violence Prevention in the Baltimore City Health Department and the  
19 Baltimore City Mayor’s Office on Criminal Justice to use certain information  
20 solely for certain purposes; providing that the Office of Youth Violence  
21 Prevention in the Baltimore City Department of Health and the Baltimore City  
22 Mayor’s Office on Criminal Justice are liable for certain unauthorized releases;  
23 providing for the termination of this Act; and generally relating to records  
24 concerning children and access by the Office of Youth Violence Prevention in the

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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 Baltimore City Health Department and the Baltimore City Mayor's Office on  
2 Criminal Justice.

3 BY repealing and reenacting, with amendments,  
4 Article – Courts and Judicial Proceedings  
5 Section 3–827(a) and 3–8A–27  
6 Annotated Code of Maryland  
7 (2006 Replacement Volume and 2012 Supplement)

8 BY repealing and reenacting, with amendments,  
9 Article – Human Services  
10 Section 1–202(b) and (c)(1)(v)  
11 Annotated Code of Maryland  
12 (2007 Volume and 2012 Supplement)

13 BY adding to  
14 Article – Human Services  
15 Section 1–202(b–1) and 9–219(f)  
16 Annotated Code of Maryland  
17 (2007 Volume and 2012 Supplement)

18 BY adding to  
19 Article – Public Safety  
20 Section 2–308(d)  
21 Annotated Code of Maryland  
22 (2011 Replacement Volume and 2012 Supplement)

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

25 **Article – Courts and Judicial Proceedings**

26 3–827.

27 (a) (1) All court records under this subtitle pertaining to a child shall be  
28 confidential and their contents may not be divulged, by subpoena or otherwise, except  
29 by order of the court on good cause shown.

30 (2) This subsection does not prohibit review of a court record by:

31 (i) Personnel of the court;

32 (ii) A party;

33 (iii) Counsel for a party;

34 (iv) A Court–Appointed Special Advocate for the child; [or]

1 (v) Authorized personnel of the Social Services Administration  
 2 and local departments in order to conduct a child abuse or neglect investigation or to  
 3 comply with requirements imposed under Title IV–E of the Social Security Act; OR

4 (VI) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
 5 BALTIMORE CITY HEALTH DEPARTMENT:

6 1. IF THE OFFICE OF YOUTH VIOLENCE  
 7 PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT IS PROVIDING  
 8 TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A  
 9 PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;

10 2. IF THE RECORD CONCERNS A CHILD CONVICTED  
 11 OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH  
 12 OR NEAR FATALITY; OR

13 3. IF THE RECORD CONCERNS A VICTIM OF, OR A  
 14 CHILD ADJUDICATED DELINQUENT FOR, A CRIME OF VIOLENCE, AS DEFINED IN  
 15 § 14–101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN  
 16 BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING APPROPRIATE  
 17 PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE AGAINST CHILDREN  
 18 IN BALTIMORE CITY; ~~OR~~

19 ~~(VII) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL~~  
 20 ~~JUSTICE IF THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL JUSTICE IS~~  
 21 ~~PROVIDING PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF THE~~  
 22 ~~RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE PROGRAMS~~  
 23 ~~AND SERVICES.~~

24 (3) Information obtained from a court record is subject to the  
 25 provisions of §§ 1–201, 1–202, 1–204, and 1–205 of the Human Services Article.

26 (4) (I) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
 27 BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY  
 28 INFORMATION PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

29 (II) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
 30 BALTIMORE CITY HEALTH DEPARTMENT SHALL BE LIABLE FOR THE  
 31 UNAUTHORIZED RELEASE OF A COURT RECORD REVIEWED UNDER PARAGRAPH  
 32 (2) OF THIS SUBSECTION.

33 3–8A–27.

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

5 (2) This subsection does not prohibit:

6 (i) Access to and confidential use of the record by the  
7 Department of Juvenile Services or in the investigation and prosecution of the child by  
8 any law enforcement agency;

9 (II) **ACCESS TO AND CONFIDENTIAL USE OF THE RECORD BY**  
10 **THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY**  
11 **HEALTH DEPARTMENT:**

12 1. **IF THE OFFICE OF YOUTH VIOLENCE**  
13 **PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT IS PROVIDING**  
14 **TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A**  
15 **PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;**

16 2. **IF THE RECORD CONCERNS A CHILD CONVICTED**  
17 **OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH**  
18 **OR NEAR FATALITY; OR**

19 3. **IF THE RECORD CONCERNS A VICTIM OF, OR A**  
20 **CHILD ADJUDICATED DELINQUENT FOR, A CRIME OF VIOLENCE, AS DEFINED IN**  
21 **§ 14–101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN**  
22 **BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING APPROPRIATE**  
23 **PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE AGAINST CHILDREN**  
24 **IN BALTIMORE CITY;**

25 (III) **ACCESS TO AND CONFIDENTIAL USE OF THE RECORD BY**  
26 **THE BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL JUSTICE IF THE**  
27 **BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL JUSTICE IS PROVIDING**  
28 **PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF THE RECORD,**  
29 **FOR A PURPOSE RELEVANT TO THE PROVISION OF THE PROGRAMS AND**  
30 **SERVICES AND THE DEVELOPMENT OF A COMPREHENSIVE TREATMENT PLAN;**

31 [(ii)] (IV) A law enforcement agency of the State or of a political  
32 subdivision of the State, the Department of Juvenile Services, or the criminal justice  
33 information system from including in the law enforcement computer information  
34 system information about an outstanding juvenile court ordered writ of attachment,  
35 for the sole purpose of apprehending a child named in the writ; or

1                    [(iii)] (V)    A law enforcement agency of the State or of a political  
2 subdivision of the State from releasing to the public photographs and identifying  
3 information of a child who has escaped from a detention center for juveniles or a  
4 secure residential facility for juveniles, for the purposes of facilitating apprehension of  
5 the child and ensuring public safety.

6            (b)    (1)    A court record pertaining to a child is confidential and its contents  
7 may not be divulged, by subpoena or otherwise, except by order of the court upon good  
8 cause shown or as provided in §§ 7–303 and 22–309 of the Education Article.

9            (2)    This subsection does not prohibit access to and the use of the court  
10 record or fingerprints of a child described under Title 10, Subtitle 2 of the Criminal  
11 Procedure Article in a proceeding in the court involving the child, by personnel of the  
12 court, the State’s Attorney, counsel for the child, a court–appointed special advocate  
13 for the child, or authorized personnel of the Department of Juvenile Services.

14            (3)    (i)    Except as provided in subparagraph (ii) of this paragraph,  
15 this subsection does not prohibit access to and confidential use of the court record or  
16 fingerprints of a child described under Title 10, Subtitle 2 of the Criminal Procedure  
17 Article by the Department of Juvenile Services or in an investigation and prosecution  
18 by a law enforcement agency.

19            (ii)    The court record or fingerprints of a child described under §§  
20 10–215(a)(20) and (21), 10–216, and 10–220 of the Criminal Procedure Article may not  
21 be disclosed to:

22                    1.    A federal criminal justice agency or information  
23 center; or

24                    2.    Any law enforcement agency other than a law  
25 enforcement agency of the State or a political subdivision of the State.

26            (4)    (i)    The Department of Juvenile Services may provide access to  
27 and the confidential use of a treatment plan of a child described under Title 10,  
28 Subtitle 2 of the Criminal Procedure Article by an agency in the District of Columbia  
29 or a state agency in Virginia, if the agency:

30                    1.    Performs the same functions in the jurisdiction of the  
31 agency as described in § 9–216(a) of the Human Services Article;

32                    2.    Has a reciprocal agreement with the State that  
33 provides that the specific information to be shared by the State is the same type of  
34 information that will be shared by the agency; and

35                    3.    Has custody of the child.

1 (ii) A record that is shared under this paragraph may only  
2 provide information that is relevant to the supervision, care, and treatment of the  
3 child.

4 (iii) The Department of Juvenile Services shall be liable for an  
5 unauthorized release of a court record under this paragraph.

6 (iv) The Department of Juvenile Services shall adopt regulations  
7 to implement this paragraph.

8 (5) (i) This subsection does not prohibit access to and use of a court  
9 record by a judicial officer who is authorized under the Maryland Rules to determine a  
10 defendant's eligibility for pretrial release, counsel for the defendant, the State's  
11 Attorney, or the Maryland Division of Pretrial Detention and Services if:

12 1. The individual who is the subject of the court record is  
13 charged as an adult with an offense;

14 2. The access to and use of the court record is strictly  
15 limited for the purpose of determining the defendant's eligibility for pretrial release;  
16 and

17 3. The court record concerns an adjudication of  
18 delinquency that occurred within 3 years of the date the individual is charged as an  
19 adult.

20 (ii) The Court of Appeals may adopt rules to implement the  
21 provisions of this paragraph.

22 (6) (i) This subsection does not prohibit access to and confidential  
23 use of a court record by the Department of Human Resources for the purpose of  
24 claiming federal Title IV-E funds.

25 (ii) The Department of Human Resources shall be liable for the  
26 unauthorized release of a court record under this paragraph.

27 **(7) THIS SUBSECTION DOES NOT PROHIBIT ACCESS TO AND**  
28 **CONFIDENTIAL USE OF A COURT RECORD BY THE OFFICE OF YOUTH VIOLENCE**  
29 **PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT:**

30 **(I) IF THE OFFICE OF YOUTH VIOLENCE PREVENTION IN**  
31 **THE BALTIMORE CITY HEALTH DEPARTMENT IS PROVIDING TREATMENT OR**  
32 **CARE TO A CHILD WHO IS THE SUBJECT OF THE RECORD, FOR A PURPOSE**  
33 **RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;**

1                   **(II) IF THE RECORD CONCERNS A CHILD CONVICTED OF A**  
2 **CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT CAUSED A DEATH OR**  
3 **NEAR FATALITY; OR**

4                   **(III) IF THE RECORD CONCERNS A VICTIM OF A CRIME OF**  
5 **VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE, WHO IS A**  
6 **CHILD RESIDING IN BALTIMORE CITY, FOR THE PURPOSE OF DEVELOPING**  
7 **APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE**  
8 **AGAINST CHILDREN IN BALTIMORE CITY.**

9                   **(8) THIS SUBSECTION DOES NOT PROHIBIT ACCESS TO AND**  
10 **CONFIDENTIAL USE OF A COURT RECORD BY THE BALTIMORE CITY MAYOR'S**  
11 **OFFICE ON CRIMINAL JUSTICE IF THE BALTIMORE CITY MAYOR'S OFFICE ON**  
12 **CRIMINAL JUSTICE IS PROVIDING PROGRAMS AND SERVICES IN CONJUNCTION**  
13 **WITH THE BALTIMORE POLICE DEPARTMENT TO A CHILD WHO IS THE SUBJECT**  
14 **OF THE RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE**  
15 **PROGRAMS AND SERVICES AND THE DEVELOPMENT OF A COMPREHENSIVE**  
16 **TREATMENT PLAN.**

17                   **(9) (i) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE**  
18 **BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY**  
19 **INFORMATION PROVIDED UNDER PARAGRAPH (7) OF THIS SUBSECTION.**

20                   **(ii) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE**  
21 **BALTIMORE CITY HEALTH DEPARTMENT SHALL BE LIABLE FOR THE**  
22 **UNAUTHORIZED RELEASE OF A COURT RECORD PROVIDED UNDER PARAGRAPH**  
23 **(7) OF THIS SUBSECTION.**

24                   **(10) (i) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL**  
25 **JUSTICE SHALL KEEP CONFIDENTIAL ANY INFORMATION PROVIDED UNDER**  
26 **PARAGRAPH (8) OF THIS SUBSECTION.**

27                   **(ii) THE BALTIMORE CITY MAYOR'S OFFICE ON CRIMINAL**  
28 **JUSTICE SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF A COURT**  
29 **RECORD PROVIDED UNDER PARAGRAPH (8) OF THIS SUBSECTION.**

30                   (c) The court, on its own motion or on petition, and for good cause shown,  
31 may order the court records of a child sealed, and, upon petition or on its own motion,  
32 shall order them sealed after the child has reached 21 years of age. If sealed, the court  
33 records of a child may not be opened, for any purpose, except by order of the court  
34 upon good cause shown.

35                   (d) This section does not prohibit access to or use of any juvenile record by  
36 the Maryland Division of Parole and Probation or the Maryland Parole Commission  
37 when the Division or the Commission is carrying out any of their statutory duties

1 either at the direction of a court of competent jurisdiction, or when the Maryland  
2 Parole Commission is carrying out any of its statutory duties, if the record concerns a  
3 charge or adjudication of delinquency.

4 (e) This section does not prohibit access to and use of any juvenile record by  
5 the Maryland Division of Correction when the Division is carrying out any of its  
6 statutory duties if: (1) the individual to whom the record pertains is committed to the  
7 custody of the Division; and (2) the record concerns an adjudication of delinquency.

8 (f) Subject to the provisions of §§ 9–219 and 9–220 of the Human Services  
9 Article, this section does not prohibit access to or use of any juvenile record for  
10 criminal justice research purposes. A record used under this subsection may not  
11 contain the name of the individual to whom the record pertains, or any other  
12 identifying information which could reveal the individual's name.

13 (g) This section does not prohibit a victim or victim's representative who has  
14 filed a notification request form from being notified of proceedings and events  
15 involving the defendant or child as provided in this subtitle, the Criminal Procedure  
16 Article, or the Criminal Law Article.

17 (h) This section does not prohibit the Department of Public Safety and  
18 Correctional Services or a supervising authority, as defined in § 11–701 of the  
19 Criminal Procedure Article, from accessing or using the part of a juvenile record that  
20 identifies an offense committed by a juvenile for purposes of complying with Title 11,  
21 Subtitle 7 of the Criminal Procedure Article.

## 22 **Article – Human Services**

23 1–202.

24 (b) A report or record concerning child abuse or neglect shall be disclosed:

25 (1) under a court order;

26 (2) under an order of an administrative law judge, if:

27 (i) the request for disclosure concerns a case pending before the  
28 Office of Administrative Hearings; and

29 (ii) provisions are made to comply with other State or federal  
30 confidentiality laws and to protect the identity of the reporter or other person whose  
31 life or safety is likely to be endangered by the disclosure; [or]

32 (3) to the Division of Parole and Probation in the Department of Public  
33 Safety and Correctional Services if, as a result of a report or investigation of suspected  
34 child abuse or neglect, the local department of social services has reason to believe  
35 that an individual who lives in or has a regular presence in a child's home is registered



1 under Title 11, Subtitle 7 of the Criminal Procedure Article based on the commission  
2 of an offense against a child; OR

3 (4) ON A WRITTEN REQUEST, TO THE OFFICE OF YOUTH  
4 VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT:

5 (I) IF THE OFFICE OF YOUTH VIOLENCE PREVENTION IN  
6 THE BALTIMORE CITY HEALTH DEPARTMENT IS PROVIDING TREATMENT OR  
7 CARE TO A CHILD WHO IS THE SUBJECT OF A REPORT OF CHILD ABUSE OR  
8 NEGLECT, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT  
9 OR CARE;

10 (II) IF THE RECORD OR REPORT CONCERNS A CHILD  
11 CONVICTED OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT THAT  
12 CAUSED A DEATH OR NEAR FATALITY; OR

13 (III) IF THE RECORD OR REPORT CONCERNS A VICTIM OF A  
14 CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE,  
15 WHO IS A CHILD RESIDING IN BALTIMORE CITY, FOR THE PURPOSE OF  
16 DEVELOPING APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING  
17 VIOLENCE AGAINST CHILDREN IN BALTIMORE CITY.

18 (B-1) (1) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
19 BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY  
20 INFORMATION PROVIDED UNDER SUBSECTION (B)(4) OF THIS SECTION.

21 (2) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
22 BALTIMORE CITY HEALTH DEPARTMENT SHALL BE LIABLE FOR THE  
23 UNAUTHORIZED RELEASE OF A REPORT OR RECORD PROVIDED UNDER  
24 SUBSECTION (B)(4) OF THIS SECTION.

25 (c) A report or record concerning child abuse or neglect:

26 (1) may be disclosed on request to:

27 (v) SUBJECT TO THE PROVISIONS OF SUBSECTION (B)(4) OF  
28 THIS SECTION, a licensed practitioner who, or an agency, institution, or program that,  
29 is providing treatment or care to a child who is the subject of a report of child abuse or  
30 neglect for a purpose relevant to the treatment or care;

31 9-219.

32 (F) (1) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE  
33 DEPARTMENT SHALL DISCLOSE TO THE OFFICE OF YOUTH VIOLENCE

1 PREVENTION IN THE BALTIMORE CITY HEALTH DEPARTMENT, ON A WRITTEN  
2 REQUEST:

3 (I) A CONFIDENTIAL RESEARCH RECORD CONCERNING A  
4 CHILD TO WHOM THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
5 BALTIMORE CITY HEALTH DEPARTMENT IS PROVIDING TREATMENT OR CARE,  
6 FOR A PURPOSE RELEVANT TO THE PROVISION OF THE TREATMENT OR CARE;

7 (II) A CONFIDENTIAL RESEARCH RECORD CONCERNING A  
8 CHILD CONVICTED OF A CRIME OR ADJUDICATED DELINQUENT FOR AN ACT  
9 THAT CAUSED A DEATH OR NEAR FATALITY; OR

10 (III) A CONFIDENTIAL RESEARCH RECORD CONCERNING A  
11 VICTIM OF A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL  
12 LAW ARTICLE, WHO IS A CHILD RESIDING IN BALTIMORE CITY, FOR THE  
13 PURPOSE OF DEVELOPING APPROPRIATE PROGRAMS AND POLICIES AIMED AT  
14 REDUCING VIOLENCE AGAINST CHILDREN IN BALTIMORE CITY.

15 (2) (I) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
16 BALTIMORE CITY HEALTH DEPARTMENT SHALL KEEP CONFIDENTIAL ANY  
17 INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

18 (II) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE  
19 BALTIMORE CITY HEALTH DEPARTMENT SHALL BE LIABLE FOR THE  
20 UNAUTHORIZED RELEASE OF A RECORD PROVIDED UNDER PARAGRAPH (1) OF  
21 THIS SUBSECTION.

22 Article – Public Safety

23 2-308.

24 (D) (1) THE DEPARTMENT SHALL PROVIDE TO THE OFFICE OF  
25 YOUTH VIOLENCE PREVENTION IN THE BALTIMORE CITY HEALTH  
26 DEPARTMENT AND THE BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL  
27 JUSTICE, ON A WRITTEN REQUEST, INFORMATION CONCERNING:

28 (I) A VICTIM OF A CRIME OF VIOLENCE, AS DEFINED IN §  
29 14-101 OF THE CRIMINAL LAW ARTICLE, WHO IS A CHILD RESIDING IN  
30 BALTIMORE CITY; AND

31 (II) A CHILD CONVICTED OF A CRIME OR ADJUDICATED  
32 DELINQUENT FOR AN ACT THAT CAUSED A DEATH OR NEAR FATALITY.

1                   **(2) THE OFFICE OF YOUTH VIOLENCE PREVENTION IN THE**  
2 **BALTIMORE CITY HEALTH DEPARTMENT:**

3                   **(I) SHALL KEEP CONFIDENTIAL ANY INFORMATION**  
4 **PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION; ~~AND~~**

5                   **(II) MAY USE THE INFORMATION SOLELY TO DEVELOP**  
6 **APPROPRIATE PROGRAMS AND POLICIES AIMED AT REDUCING VIOLENCE**  
7 **AGAINST CHILDREN IN BALTIMORE CITY; AND**

8                   **(III) SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF**  
9 **A RECORD PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

10                   **(3) THE BALTIMORE CITY MAYOR’S OFFICE ON CRIMINAL**  
11 **JUSTICE:**

12                   **(I) SHALL KEEP CONFIDENTIAL ANY INFORMATION**  
13 **PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION; ~~AND~~**

14                   **(II) MAY USE THE INFORMATION SOLELY TO DEVELOP**  
15 **APPROPRIATE PROGRAMS AND SERVICES TO A CHILD WHO IS THE SUBJECT OF**  
16 **THE RECORD, FOR A PURPOSE RELEVANT TO THE PROVISION OF THE**  
17 **PROGRAMS AND SERVICES; AND**

18                   **(III) SHALL BE LIABLE FOR THE UNAUTHORIZED RELEASE OF**  
19 **A RECORD PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

20                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2013. It shall remain effective for a period of 6 years and, at the end of  
22 September 30, 2019, with no further action required by the General Assembly, this Act  
23 shall be abrogated and of no further force and effect.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
President of the Senate.

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Speaker of the House of Delegates.