

SENATE BILL 674

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CF HB 721

By: **Senators Kelley, Bates, Benson, Brochin, Conway, Currie, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, McFadden, Muse, Nathan-Pulliam, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Smith, Zirkin, and Zucker**
Introduced and read first time: February 3, 2017
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Services – Services and Programs for Females**

3 FOR the purpose of requiring the Department of Juvenile Services to serve children in the
4 juvenile services system with programming that provides females with certain
5 services and programs; and generally relating to juvenile services.

6 BY repealing and reenacting, with amendments,
7 Article – Human Services
8 Section 9–238.1
9 Annotated Code of Maryland
10 (2007 Volume and 2016 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 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;

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 (5) (i) ensures that each committed facility owned by the Department
4 serves no more than 48 children at one time; and

5 (ii) ensures that each committed facility licensed by the Department
6 serves no more than 48 children at one time, unless the Secretary finds good cause for a
7 committed facility licensed by the Department to serve more than 48 children at one time;
8 [and]

9 (6) uses detention and committed facilities that are operationally separate
10 from each other and that do not share common program space, including dining halls and
11 educational or recreational facilities; AND

12 **(7) PROVIDES FEMALES WITH A RANGE AND QUALITY OF SERVICES**
13 **AND PROGRAMS SUBSTANTIALLY EQUIVALENT TO THOSE OFFERED TO MALES.**

14 (b) A region shall:

15 (1) include at least one secure facility used solely for children pending court
16 disposition and children awaiting placement after disposition;

17 (2) except for specialized services as provided in subsection (c) of this
18 section, include a number of committed facilities estimated to be necessary to diagnose,
19 care for, train, educate, and properly rehabilitate every child from the region in the custody
20 of the Department; and

21 (3) include a nonpublic facility only if the Department determines that the
22 facility:

23 (i) has provided or will efficiently and effectively provide adequate
24 care for the children placed in the facility; and

25 (ii) has demonstrated or will demonstrate a record of success based
26 on standards promulgated by the Department.

27 (c) The Department may place a child into a committed facility outside the child's
28 region if a determination is made by the Department that specialized services for the child
29 require the placement in the best interests of the child.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2017.