

HOUSE BILL 764

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2lr2033

By: **Delegates Valentino-Smith, Carr, Chang, Charles, Foley, Fraser-Hidalgo, Guyton, Henson, Howell, Landis, Love, Patterson, Pena-Melnyk, Qi, and Solomon**

Introduced and read first time: February 3, 2022

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 2, 2022

CHAPTER _____

1 AN ACT concerning

2 **Department of Human Services – Missing ~~Individuals~~ Children in Out-of-Home**
3 **Placements – Reporting**

4 FOR the purpose of requiring the Department of Human Services and local departments of
5 social services to report to local law enforcement agencies certain information about
6 missing ~~individuals who are under a guardianship administered by the Department~~
7 children who are in an out-of-home placement; and generally relating to missing
8 ~~individuals under a guardianship administered by the Department of Human~~
9 ~~Services~~ children in out-of-home placements.

10 BY adding to

11 Article – Human Services

12 Section 3–603

13 Annotated Code of Maryland

14 (2019 Replacement Volume and 2021 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

16 That the Laws of Maryland read as follows:

17 **Article – Human Services**

18 **3–603.**

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 **(A) THIS SECTION APPLIES ONLY TO CHILDREN WHO ARE IN AN**
 2 **OUT-OF-HOME PLACEMENT AS DEFINED IN § 5-501 OF THE FAMILY LAW ARTICLE.**

3 ~~**(A) (B) WITHIN 24 HOURS IMMEDIATELY**~~ AFTER A DISCOVERY THAT ~~**AN**~~
 4 ~~**INDIVIDUAL UNDER A GUARDIANSHIP ADMINISTERED BY THE DEPARTMENT A**~~
 5 **CHILD** IS MISSING, THE DEPARTMENT ~~**AND**~~ **OR** THE APPROPRIATE LOCAL
 6 DEPARTMENT OF SOCIAL SERVICES SHALL SUBMIT A REPORT TO THE LOCAL LAW
 7 ENFORCEMENT AGENCY CONTAINING ANY INFORMATION THE DEPARTMENT **OR**
 8 **LOCAL DEPARTMENT OF SOCIAL SERVICES** HAS OR REASONABLY COULD OBTAIN
 9 THAT WOULD ASSIST IN LOCATING THE ~~**INDIVIDUAL**~~ **CHILD**, INCLUDING:

10 (1) THE ~~**INDIVIDUAL'S**~~ **CHILD'S** NAME AND BIRTHDATE;

11 (2) A PHOTOGRAPH OF THE ~~**INDIVIDUAL**~~ **CHILD**;

12 (3) IDENTIFYING PHYSICAL CHARACTERISTICS OF THE ~~**INDIVIDUAL**~~
 13 **CHILD**;

14 (4) THE LAST KNOWN LOCATION OF THE ~~**INDIVIDUAL**~~ **CHILD**;

15 (5) THE AMOUNT OF TIME THE ~~**INDIVIDUAL**~~ **CHILD** HAS BEEN MISSING;

16 (6) THE NAME AND CONTACT INFORMATION OF THE INDIVIDUAL
 17 MAKING THE REPORT AND THAT INDIVIDUAL'S RELATIONSHIP TO THE MISSING
 18 ~~**INDIVIDUAL**~~ **CHILD**;

19 (7) THE NAME AND CONTACT INFORMATION OF THE EMPLOYEE OF
 20 THE DEPARTMENT OR THE EMPLOYEE'S DESIGNEE WHO SHOULD BE CONTACTED
 21 WHEN THE ~~**INDIVIDUAL**~~ **CHILD** IS LOCATED; AND

22 (8) THE ADDRESS OF THE ~~**INDIVIDUAL**~~ **CHILD**.

23 ~~**(B) (C)**~~ **THE DEPARTMENT OR THE APPROPRIATE LOCAL DEPARTMENT**
 24 **OF SOCIAL SERVICES** SHALL ENSURE THAT IT KEEPS A RECORD OF THE REPORT
 25 NUMBER PROVIDED BY THE LOCAL LAW ENFORCEMENT AGENCY FOR EACH REPORT
 26 SUBMITTED UNDER THIS SECTION.

27 **(D) THE DEPARTMENT MAY ADOPT REGULATIONS TO IMPLEMENT THE**
 28 **PROVISIONS OF THIS SECTION.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 30 October 1, 2022.