

HOUSE BILL 1221

E3

EMERGENCY BILL

71r3045

By: **Delegate Gutierrez**

Introduced and read first time: February 21, 2007

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Delinquency Prevention and Diversion Services Task Force**

3 FOR the purpose of altering a date by which the Delinquency Prevention and
4 Diversion Services Task Force is required to make a certain report; providing
5 for an alternate date for the termination of the Task Force; making this Act a
6 emergency measure; and generally relating to the Delinquency Prevention and
7 Diversion Services Task Force.

8 BY repealing and reenacting, with amendments,
9 Chapter 466 of the Acts of the General Assembly of 2006
10 Section 1 and 2

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

13 **Chapter 466 of the Acts of 2006**

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

16 (a) There is a Delinquency Prevention and Diversion Services Task Force.

17 (b) The Task Force consists of the following members:

18 (1) two members of the House of Delegates, one to serve as chair,
19 appointed by the Speaker of the House;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (2) the Secretary of Juvenile Services, or the Secretary's designee;
- 2 (3) the State Superintendent of Schools, or the State Superintendent's
3 designee;
- 4 (4) the Secretary of Health and Mental Hygiene, or the Secretary's
5 designee;
- 6 (5) the Secretary of Human Resources, or the Secretary's designee;
- 7 (6) the Director of the Office of Group Home Licensing and
8 Monitoring, or the Director's designee;
- 9 (7) the Director of the Governor's Office of Crime Control and
10 Prevention, or the Director's designee;
- 11 (8) the Public Defender, or the Public Defender's designee;
- 12 (9) the following members, appointed by the Governor, from school
13 districts or local education agencies with student populations greater than 70,000:
- 14 (i) two local education agency board members;
- 15 (ii) two school superintendents, or the superintendents'
16 designees;
- 17 (iii) two representatives of local social services agencies;
- 18 (iv) two representatives of youth service bureaus;
- 19 (v) two representatives of correctional facilities for youths;
- 20 (vi) two representatives of licensed health or mental health
21 service providers;
- 22 (vii) two principals of local middle or secondary schools, or the
23 principals' designees;
- 24 (viii) three youth representatives who were formerly referred to
25 intake as juveniles; and
- 26 (ix) three parents of youths referred to intake as juveniles; and

1 (10) the following members, appointed by the Governor, from school
2 districts or local education agencies with student populations of less than 70,000:

3 (i) one local education agency school board member;

4 (ii) two school superintendents, or the superintendents'
5 designees;

6 (iii) one representative of a local social services agency; and

7 (iv) one principal of a local middle or secondary school, or the
8 principal's designee.

9 (c) The Department of Juvenile Services shall provide staff for the Task
10 Force.

11 (d) A member of the Task Force:

12 (1) may not receive compensation as a member of the Task Force; but

13 (2) is entitled to reimbursement for expenses under the Standard
14 State Travel Regulations, as provided in the State budget.

15 (e) The Task Force shall:

16 (1) study, survey, and assess the adequacy, quality, and quantity of
17 delinquency prevention and diversion services currently being provided to the juvenile
18 offenders of this State, as defined in paragraph (2) of this subsection, by public and
19 private agencies, including mandated and wraparound services, such as:

20 (i) behavior management and counseling;

21 (ii) drug and alcohol treatment;

22 (iii) monitoring;

23 (iv) relocation;

24 (v) community service options;

25 (vi) family and parental counseling services;

- 1 (vii) mental health services;
- 2 (viii) job, career, and skills training;
- 3 (ix) work opportunities;
- 4 (x) tattoo removal;
- 5 (xi) mentoring;
- 6 (xii) social and health services;
- 7 (xiii) after-school programs;
- 8 (xiv) youth bureau services;
- 9 (xv) truancy prevention, stay-in-school, and dropout prevention
10 policies and programs;
- 11 (xvi) GED, vocational, and alternative high school programs;
- 12 (xvii) school re-entry options; and
- 13 (xviii) community conferencing programs;
- 14 (2) review delinquency prevention and diversion services that target
15 the estimated 55,000 youths referred to intake described in the Department of
16 Juvenile Services Gap Analysis Report submitted to the General Assembly on
17 December 31, 2004, who:
- 18 (i) are processed by the Department at intake; and
- 19 (ii) are not adjudicated delinquent or committed to a juvenile
20 detention or correctional facility;
- 21 (3) conduct hearings and gather information and suggestions from
22 targeted juveniles, schools, the Department of Juvenile Services, local management
23 boards, and other service providers throughout the State;
- 24 (4) identify and document the current availability of delinquency
25 prevention and diversion services in the State, including:
- 26 (i) types of court-ordered and support programs;

- 1 (ii) where services are provided;
- 2 (iii) who provides services;
- 3 (iv) the demographic characteristics and number of youths who
4 receive the services; and
- 5 (v) the total and individual costs of services;
- 6 (5) identify best practices and successful models for delinquency
7 prevention and diversion programs in the State and in other states;
- 8 (6) assess and evaluate the adequacy of current juvenile services in
9 terms of:
- 10 (i) effectiveness of outcomes;
- 11 (ii) sufficiency of quantity and quality of services;
- 12 (iii) availability and accessibility; and
- 13 (iv) cost-effectiveness and cost-avoidance measures;
- 14 (7) identify the impact and consequences of gaps in juvenile services;
- 15 (8) report findings and recommend delinquency prevention and
16 diversion services improvements;
- 17 (9) develop criteria for requests for proposals to establish juvenile
18 delinquency prevention and diversion programs; and
- 19 (10) develop criteria for the award of grants to establish juvenile
20 delinquency prevention and diversion programs.
- 21 (f) On or before July 1, [2007] **2008**, the Task Force shall report its findings
22 and recommendations to the Governor, the Governor's Office for Children, and the
23 Advisory Council for Children and, in accordance with § 2-1246 of the State
24 Government Article, the General Assembly and the Joint Committee on Children,
25 Youth, and Families.

1 (g) The Children’s Cabinet shall consider the findings and recommendations
2 of the Task Force in the development of the plans and programs of the Children’s
3 Cabinet.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 July 1, 2006. It shall remain effective for a period of [1 year] **2 YEARS** and 3 months
6 and, at the end of September 30, [2007] **2008**, with no further action required by the
7 General Assembly, this Act shall be abrogated and of no further force and effect.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
9 measure, is necessary for the immediate preservation of the public health or safety,
10 has been passed by a yea and nay vote supported by three-fifths of all the members
11 elected to each of the two Houses of the General Assembly, and shall take effect from
12 the date it is enacted.