

HOUSE BILL 1221

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EMERGENCY BILL

71r3045

By: **Delegate Gutierrez**

Introduced and read first time: February 21, 2007

Assigned to: Rules and Executive Nominations

Re-referred to: Judiciary, March 5, 2007

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 19, 2007

CHAPTER _____

1 AN ACT concerning

2 **Delinquency Prevention and Diversion Services Task Force – Extension of**
3 **Sunset**

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

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

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

14 **Chapter 466 of the Acts of 2006**

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

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

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

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

5 (2) the Secretary of Juvenile Services, or the Secretary's designee;

6 (3) the State Superintendent of Schools, or the State Superintendent's
7 designee;

8 (4) the Secretary of Health and Mental Hygiene, or the Secretary's
9 designee;

10 (5) the Secretary of Human Resources, or the Secretary's designee;

11 (6) the Director of the Office of Group Home Licensing and
12 Monitoring, or the Director's designee;

13 (7) the Director of the Governor's Office of Crime Control and
14 Prevention, or the Director's designee;

15 (8) the Public Defender, or the Public Defender's designee;

16 (9) the following members, appointed by the Governor, from school
17 districts or local education agencies with student populations greater than 70,000:

18 (i) two local education agency board members;

19 (ii) two school superintendents, or the superintendents'
20 designees;

21 (iii) two representatives of local social services agencies;

22 (iv) two representatives of youth service bureaus;

23 (v) two representatives of correctional facilities for youths;

24 (vi) two representatives of licensed health or mental health
25 service providers;

1 (vii) two principals of local middle or secondary schools, or the
2 principals' designees;

3 (viii) three youth representatives who were formerly referred to
4 intake as juveniles; and

5 (ix) three parents of youths referred to intake as juveniles; and

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

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

9 (ii) two school superintendents, or the superintendents'
10 designees;

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

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

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

16 (d) A member of the Task Force:

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

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

20 (e) The Task Force shall:

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

25 (i) behavior management and counseling;

26 (ii) drug and alcohol treatment;

27 (iii) monitoring;

- 1 (iv) relocation;
- 2 (v) community service options;
- 3 (vi) family and parental counseling services;
- 4 (vii) mental health services;
- 5 (viii) job, career, and skills training;
- 6 (ix) work opportunities;
- 7 (x) tattoo removal;
- 8 (xi) mentoring;
- 9 (xii) social and health services;
- 10 (xiii) after-school programs;
- 11 (xiv) youth bureau services;
- 12 (xv) truancy prevention, stay-in-school, and dropout prevention
13 policies and programs;
- 14 (xvi) GED, vocational, and alternative high school programs;
- 15 (xvii) school re-entry options; and
- 16 (xviii) community conferencing programs;
- 17 (2) review delinquency prevention and diversion services that target
18 the estimated 55,000 youths referred to intake described in the Department of
19 Juvenile Services Gap Analysis Report submitted to the General Assembly on
20 December 31, 2004, who:
- 21 (i) are processed by the Department at intake; and
- 22 (ii) are not adjudicated delinquent or committed to a juvenile
23 detention or correctional facility;

1 (3) conduct hearings and gather information and suggestions from
2 targeted juveniles, schools, the Department of Juvenile Services, local management
3 boards, and other service providers throughout the State;

4 (4) identify and document the current availability of delinquency
5 prevention and diversion services in the State, including:

6 (i) types of court-ordered and support programs;

7 (ii) where services are provided;

8 (iii) who provides services;

9 (iv) the demographic characteristics and number of youths who
10 receive the services; and

11 (v) the total and individual costs of services;

12 (5) identify best practices and successful models for delinquency
13 prevention and diversion programs in the State and in other states;

14 (6) assess and evaluate the adequacy of current juvenile services in
15 terms of:

16 (i) effectiveness of outcomes;

17 (ii) sufficiency of quantity and quality of services;

18 (iii) availability and accessibility; and

19 (iv) cost-effectiveness and cost-avoidance measures;

20 (7) identify the impact and consequences of gaps in juvenile services;

21 (8) report findings and recommend delinquency prevention and
22 diversion services improvements;

23 (9) develop criteria for requests for proposals to establish juvenile
24 delinquency prevention and diversion programs; and

25 (10) develop criteria for the award of grants to establish juvenile
26 delinquency prevention and diversion programs.

1 (f) On or before July 1, [2007] **2008**, the Task Force shall report its findings
 2 and recommendations to the Governor, the Governor's Office for Children, and the
 3 Advisory Council for Children and, in accordance with § 2-1246 of the State
 4 Government Article, the General Assembly and the Joint Committee on Children,
 5 Youth, and Families.

6 (g) The Children's Cabinet shall consider the findings and recommendations
 7 of the Task Force in the development of the plans and programs of the Children's
 8 Cabinet.

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

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.