

SENATE BILL 531

E3

9lr1177

By: **Senators Zirkin, Frosh, Jacobs, Mooney, Muse, and Stone**

Introduced and read first time: February 5, 2009

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Services – Programming – Private Facilities**

3 FOR the purpose of requiring the Department of Juvenile Services to serve children in
4 the juvenile services system with programming that ensures that certain
5 facilities in this State serve no more than a certain number of children at one
6 time; and generally relating to the Department of Juvenile Services.

7 BY repealing and reenacting, with amendments,
8 Article – Human Services
9 Section 9–238.1(a)
10 Annotated Code of Maryland
11 (2007 Volume and 2008 Supplement)

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

14 **Article – Human Services**

15 9–238.1.

16 (a) The Department shall serve children in the juvenile services system with
17 programming that:

18 (1) ensures the safety of the community and the children served;

19 (2) holds delinquent children accountable to victims and communities;

20 (3) assists children to develop competencies to become successful
21 members 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
2 operational regions;

3 (5) ensures that:

4 (I) THE FOLLOWING FACILITIES IN THIS STATE SERVE NO
5 MORE THAN 48 CHILDREN AT ONE TIME:

6 1. [a] EACH committed facility owned by the
7 Department [serves no more than 48 children at one time]; and

8 2. EACH COMMITTED FACILITY UNDER CONTRACT
9 WITH THE DEPARTMENT CONSTRUCTED ON OR AFTER OCTOBER 1, 2009; AND

10 (II) BY 2012, EACH COMMITTED FACILITY IN THIS STATE
11 UNDER CONTRACT WITH THE DEPARTMENT CONSTRUCTED BEFORE OCTOBER
12 1, 2009, SERVES NO MORE THAN 48 CHILDREN AT ONE TIME; AND

13 (6) uses detention and committed facilities that are operationally
14 separate from each other and that do not share common program space, including
15 dining halls and educational or recreational facilities.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2009.