## **SENATE BILL 116**

E3 4lr0083 (PRE-FILED)

By: Chair, Judicial Proceedings Committee (By Request - Departmental - Juvenile Services)

Requested: November 8, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judicial Proceedings

## A BILL ENTITLED

1	AN ACT concerning			
2	Juvenile Law - Committed Facilities - Repeal of Termination			
3	FOR the purpose of repealing the termination of certain provisions of law authorizing			
4	the Department of Juvenile Services to transfer a child committed to residentia			
5	placement from a certain facility to another facility under certain			
6	circumstances; and generally relating to juvenile law.			
7	BY repealing and reenacting, without amendments,			
8	Article – Courts and Judicial Proceedings			
9	Section 3–8A–19(l)			
10	Annotated Code of Maryland			
11	(2013 Replacement Volume and 2013 Supplement)			
12	BY repealing and reenacting, with amendments,			
13	Chapter 198 of the Acts of the General Assembly of 2012			
14	Section 3			
15	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF			
16	MARYLAND, That the Laws of Maryland read as follows:			
17	Article - Courts and Judicial Proceedings			
18	3–8A–19.			
19	(l) (1) When necessary to appropriately administer the commitment of			
20	the child, the Department of Juvenile Services, on approval of the Director of			
21	Behavioral Health, may transfer a child committed for residential placement from one			
22	facility to another facility that is operated, licensed, or contracted by the Department.			



$\frac{1}{2}$	(2) A facility to which a child is transferred under paragraph (1) of this subsection shall be:			
$\frac{3}{4}$	under subsection (	(i) d)(1)(i	Consistent with the type of facility designated by the court i) of this section; or	
5 6	(ii) More secure than the type of facility designated by the court under subsection (d)(1)(ii) of this section.			
7	(3)	Prior	to transfer, the Department shall notify:	
8		(i)	The court;	
9		(ii)	The counsel for the child;	
10		(iii)	The State's Attorney; and	
11		(iv)	The parent or guardian of the child.	
12 13	(4) The court may conduct a hearing at any time for the purpose of reviewing the commitment order and the transfer of a child under this subsection.			
14	Chapter 198 of the Acts of 2012			
15 16 17 18	SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2012. [It shall remain effective for a period of 2 years and 1 month and, at the end of June 30, 2014, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.]			
19 20	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2014.			