

HOUSE BILL 1338

E3

3lr0505

By: **Prince George's County Delegation**

Introduced and read first time: February 8, 2013

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County Juvenile Court and School Safety Workgroup**

3 **PG 306-13**

4 FOR the purpose of establishing the Prince George's County Juvenile Court and
5 School Safety Workgroup; providing for the composition, chair, and staffing of
6 the Workgroup; prohibiting a member of the Workgroup from receiving certain
7 compensation, but authorizing the reimbursement of certain expenses;
8 requiring the Workgroup to develop certain policies and protocols, create a
9 certain process, develop criteria for certain programs, hold certain meetings,
10 and convene certain groups annually; requiring the Workgroup to report its
11 findings and recommendations to the Prince George's County Delegation on or
12 before a certain date; requiring the Workgroup to report annually under certain
13 circumstances; and generally relating to the Prince George's County Juvenile
14 Court and School Safety Workgroup.

15 BY adding to

16 Article – Education

17 Section 22-401 to be under the new subtitle “Subtitle 4. Prince George's County
18 Juvenile Court and School Safety Workgroup”

19 Annotated Code of Maryland

20 (2008 Replacement Volume and 2012 Supplement)

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

23 **Article – Education**

24 **SUBTITLE 4. PRINCE GEORGE'S COUNTY JUVENILE COURT AND SCHOOL**
25 **SAFETY WORKGROUP.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **22-401.**

2 (A) **THERE IS A PRINCE GEORGE'S COUNTY JUVENILE COURT AND**
3 **SCHOOL SAFETY WORKGROUP.**

4 (B) **THE WORKGROUP CONSISTS OF THE FOLLOWING MEMBERS:**

5 (1) **THE CHAIR OF THE PRINCE GEORGE'S COUNTY DELEGATION**
6 **TO THE HOUSE OF DELEGATES, OR THE CHAIR'S DESIGNEE;**

7 (2) **THE CHAIR OF THE PRINCE GEORGE'S COUNTY DELEGATION**
8 **TO THE SENATE, OR THE CHAIR'S DESIGNEE;**

9 (3) **THE JUVENILE COURT JUDGE OF THE PRINCE GEORGE'S**
10 **COUNTY CIRCUIT COURT, JUVENILE DIVISION, APPOINTED BY THE CIRCUIT**
11 **ADMINISTRATIVE JUDGE OF THE SEVENTH CIRCUIT;**

12 (4) **THE CHAIR OF THE PRINCE GEORGE'S COUNTY COUNCIL, OR**
13 **THE CHAIR'S DESIGNEE;**

14 (5) **A REPRESENTATIVE FROM THE PRINCE GEORGE'S COUNTY**
15 **POLICE DEPARTMENT, APPOINTED BY THE PRINCE GEORGE'S COUNTY CHIEF**
16 **OF POLICE;**

17 (6) **A REPRESENTATIVE FROM PRINCE GEORGE'S COUNTY**
18 **PUBLIC SCHOOLS, APPOINTED BY THE SUPERINTENDENT OF PRINCE**
19 **GEORGE'S COUNTY PUBLIC SCHOOLS;**

20 (7) **A REPRESENTATIVE FROM THE PRINCE GEORGE'S COUNTY**
21 **OFFICE OF THE SHERIFF, APPOINTED BY THE SHERIFF OF PRINCE GEORGE'S**
22 **COUNTY;**

23 (8) **A REPRESENTATIVE FROM THE DEPARTMENT OF JUVENILE**
24 **SERVICES APPOINTED TO THE PRINCE GEORGE'S COUNTY REGION, APPOINTED**
25 **BY THE SECRETARY OF JUVENILE SERVICES;**

26 (9) **A REPRESENTATIVE FROM THE OFFICE OF THE PUBLIC**
27 **DEFENDER SERVING DISTRICT 5 WHO WORKS IN THE JUVENILE PROTECTION**
28 **DIVISION, APPOINTED BY THE DISTRICT PUBLIC DEFENDER;**

29 (10) **A REPRESENTATIVE FROM THE OFFICE OF THE STATE'S**
30 **ATTORNEY FOR PRINCE GEORGE'S COUNTY WHO WORKS IN THE JUVENILE**

1 DIVISION, APPOINTED BY THE PRINCE GEORGE'S COUNTY STATE'S ATTORNEY;
2 AND

3 (11) THE FOLLOWING MEMBERS APPOINTED BY THE CHAIR OF
4 THE PRINCE GEORGE'S COUNTY DELEGATION TO THE HOUSE OF DELEGATES:

5 (I) A REPRESENTATIVE FROM THE COMMISSION FOR
6 CHILDREN, YOUTH AND FAMILIES (LOCAL MANAGEMENT BOARD); AND

7 (II) A MEMBER OF THE PRINCE GEORGE'S COUNTY
8 SCHOOL BOARD.

9 (C) THE PRINCE GEORGE'S COUNTY EXECUTIVE SHALL DESIGNATE
10 THE CHAIR OF THE WORKGROUP.

11 (D) THE PRINCE GEORGE'S COUNTY EXECUTIVE SHALL PROVIDE
12 STAFF FOR THE WORKGROUP.

13 (E) A MEMBER OF THE WORKGROUP:

14 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
15 WORKGROUP; BUT

16 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
17 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
18 BUDGET.

19 (F) THE WORKGROUP SHALL:

20 (1) DEVELOP INTERAGENCY POLICIES TO REDUCE THE NUMBER
21 OF SCHOOL-BASED ARRESTS AND REFERRALS FOR CERTAIN MISDEMEANOR
22 OFFENSES TO THE DEPARTMENT OF JUVENILE SERVICES AND THE JUVENILE
23 COURT BY DIVERTING MORE YOUTH TO SCHOOL- AND COMMUNITY-BASED
24 PROGRAMS, WITH THE GOAL TO DECREASE THE OVERREPRESENTATION OF
25 AFRICAN AMERICAN YOUTH IN THE JUVENILE JUSTICE SYSTEM;

26 (2) DEVELOP PROTOCOL TO UTILIZE MORE FULLY CURRENT
27 RESOURCES AND EXPAND SCHOOL- AND COMMUNITY-BASED SUPPORT
28 SERVICES FOR YOUTH WHO EXHIBIT BEHAVIOR PROBLEMS IN SCHOOL;

29 (3) CREATE A CRITERIA-BASED, DECISION MAKING PROCESS FOR
30 REFERRING STUDENTS TO SCHOOL- OR COMMUNITY-BASED PROGRAMS AND
31 SERVICES INSTEAD OF TO THE JUVENILE JUSTICE SYSTEM FOR

1 MISDEMEANOR–TYPE DELINQUENT ACTS INVOLVING OFFENSES AGAINST
2 PUBLIC ORDER, INCLUDING FIGHTING, DISRUPTING PUBLIC SCHOOL,
3 DISORDERLY CONDUCT, TRUANCY IN WHICH A STUDENT FAILS TO OBEY AN
4 OFFICER’S COMMAND TO STOP OR NOT LEAVE CAMPUS, AND CRIMINAL
5 TRESPASS NOT INVOLVING DAMAGE TO PROPERTY;

6 (4) DEVELOP CRITERIA FOR DIVERSION PROGRAMS, INCLUDING
7 EDUCATIONAL PROGRAMS DEVELOPED FOR JUVENILES WHO HAVE BEEN
8 CHARGED WITH LESS SERIOUS DELINQUENT ACTS AND WHO THE JUVENILE
9 COURT BELIEVES ARE NOT DELINQUENT JUVENILES AND LIKELY DO NOT
10 REQUIRE PROBATION OR COMMITMENT TO THE DEPARTMENT OF JUVENILE
11 SERVICES;

12 (5) HOLD AT LEAST THREE PUBLIC MEETINGS BEFORE OCTOBER
13 1, 2013, DURING WHICH THE WORKGROUP ACCEPTS PUBLIC TESTIMONY; AND

14 (6) CONVENE STAKEHOLDERS ANNUALLY TO ASSESS AND REVISE,
15 IF NECESSARY, THE DECISION MAKING PROCESS AND PROCEDURES.

16 (G) (1) ON OR BEFORE OCTOBER 1, 2013, THE WORKGROUP SHALL
17 REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE PRINCE GEORGE’S
18 COUNTY DELEGATION.

19 (2) ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE WORKGROUP
20 SHALL REPORT TO THE PRINCE GEORGE’S COUNTY DELEGATION ANY
21 REVISIONS TO THE WORKGROUP’S RECOMMENDATIONS MADE AFTER ITS
22 ANNUAL STAKEHOLDER MEETING.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 June 1, 2013.