

HOUSE BILL 893

E3

7lr2782
CF SB 583

By: **Delegates Valentino–Smith, McComas, McCray, Sanchez, Sydnor, Walker, and
A. Washington**

Introduced and read first time: February 6, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Law – Probation**

3 FOR the purpose of requiring the juvenile court to consider, when determining a term of
4 probation for a juvenile, the purposes set forth in a certain provision of law;
5 specifying that a term of probation may not exceed a certain period of time;
6 authorizing the juvenile court to require an additional term of probation, not to
7 exceed a certain period of time, under certain circumstances; and generally relating
8 to juvenile probation.

9 BY repealing and reenacting, with amendments,
10 Article – Courts and Judicial Proceedings
11 Section 3–8A–19(d)(1)
12 Annotated Code of Maryland
13 (2013 Replacement Volume and 2016 Supplement)

14 BY adding to
15 Article – Courts and Judicial Proceedings
16 Section 3–8A–19(d)(7)
17 Annotated Code of Maryland
18 (2013 Replacement Volume and 2016 Supplement)

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

21 **Article – Courts and Judicial Proceedings**

22 3–8A–19.

23 (d) (1) In making a disposition on a petition under this subtitle, the court may:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(i) [Place] **SUBJECT TO THE PROVISIONS OF PARAGRAPH (7) OF THIS SUBSECTION, PLACE** the child on probation or under supervision in his own home or in the custody or under the guardianship of a relative or other fit person, upon terms the court deems appropriate, including community detention;

(ii) Subject to the provisions of paragraphs (2) and (3) of this subsection, commit the child to the custody or under the guardianship of the Department of Juvenile Services, the Department of Health and Mental Hygiene, or a public or licensed private agency on terms that the court considers appropriate to meet the priorities set forth in § 3–8A–02 of this subtitle, including designation of the type of facility where the child is to be accommodated, until custody or guardianship is terminated with approval of the court or as required under § 3–8A–24 of this subtitle; or

(iii) Order the child, parents, guardian, or custodian of the child to participate in rehabilitative services that are in the best interest of the child and the family.

(7) (I) WHEN DETERMINING A TERM OF PROBATION UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION, THE COURT SHALL CONSIDER THE PURPOSES SET FORTH IN § 3–8A–02 OF THIS SUBTITLE.

(II) 1. A TERM OF PROBATION MAY NOT EXCEED 1 YEAR.

2. AT THE END OF A TERM OF PROBATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COURT MAY, FOR GOOD CAUSE, REQUIRE AN ADDITIONAL TERM OF PROBATION, NOT TO EXCEED 1 YEAR.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.