

(House Bill 1976)

AN ACT concerning

Juvenile Causes - Form for Providing Notice and Right
to Appeal Intake Officer's Decision

FOR the purpose of prescribing a form to be used to advise persons of certain decisions of juvenile intake officers; clarifying the procedure of appealing certain decisions of intake officers; changing the time for filing a juvenile petition; and generally relating to appeals from certain decisions of juvenile intake officers.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 3-810(g) and (h)
Annotated Code of Maryland
(1974 Volume and 1979 Supplement)

BY adding to

Article - Courts and Judicial Proceedings
Section 3-810.1
Annotated Code of Maryland
(1974 Volume and 1979 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Courts and Judicial Proceedings

3-810.

(g) If based upon the complaint, his preliminary inquiry, and such further investigation as he may make, the intake officer concludes that the court has no jurisdiction, or that neither an informal adjustment nor judicial action is appropriate, he may deny authorization to file a petition. He shall, in that event, inform the complainant, [in writing] THROUGH USE OF THE FORM PRESCRIBED BY § 3-810.1 OF THIS ARTICLE, of his decision, the reasons for it, and the complainant's right of review provided in this section.

(h) If the complaint alleges the commission of a delinquent act and the intake officer denies authorization to file a petition, the complainant[, within 15 days of personal notice to him, or the mailing to his last known address of the denial,] may appeal the denial to the State's attorney. IN ORDER FOR AN APPEAL TO BE MADE, IT MUST BE RECEIVED BY THE STATE'S ATTORNEY'S OFFICE WITHIN 15 DAYS AFTER THE FORM PRESCRIBED BY § 3-810.1 IS MAILED BY THE