

Juveniles - Shelter Care

FOR the purpose of excluding State mental health facilities from the definition of facilities used for shelter care; prohibiting State mental health facilities from being used for shelter care purposes; and making a stylistic correction.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 3-801(q) and 3-815(e)
Annotated Code of Maryland
(1980 Replacement Volume and 1980 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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

3-801.

(q) (1) "Shelter care" means the temporary care of children in physically unrestricting facilities.

(2) "SHELTER CARE" DOES NOT MEAN CARE IN A STATE MENTAL HEALTH FACILITY.

3-815.

(e) A child alleged to be in need of supervision or in need of assistance may not be placed in detention AND MAY NOT BE PLACED IN A STATE MENTAL HEALTH FACILITY. If the child is alleged to be in need of assistance by reason of a mental handicap, [he] THE CHILD may be placed in shelter care facilities maintained or licensed by the Department of Health and Mental Hygiene or if these facilities are not available, then in a private home or SHELTER CARE facility approved by the court. If the child is alleged to be in need of assistance for any other reason, or in need of supervision, he may be placed in shelter care facilities maintained or approved by the Social Services Administration, or the Juvenile Services Administration, or in a private home or shelter care facility approved by the court.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1981.

Approved May 12, 1981.
