

COMMITTED BY AN ADULT, THE INTAKE OFFICER SHALL IMMEDIATELY FORWARD THE COMPLAINT TO THE STATE'S ATTORNEY.

(II) IF A COMPLAINT IS FILED THAT ALLEGES THE COMMISSION OF A DELINQUENT ACT BY A CHILD WHO IS 16 YEARS OLD OR OLDER, WHICH WOULD BE A FELONY OTHER THAN ONE ENUMERATED IN ARTICLE 27, § 441(E) OF THE CODE IF COMMITTED BY AN ADULT, AND IF THE INTAKE OFFICER HAS DENIED AUTHORIZATION TO FILE A PETITION, THE INTAKE OFFICER SHALL IMMEDIATELY:

1. FORWARD THE COMPLAINT TO THE STATE'S ATTORNEY; AND

2. FORWARD A COPY OF THE ENTIRE INTAKE CASE FILE TO THE STATE'S ATTORNEY WITH INFORMATION AS TO ANY AND ALL PRIOR INTAKE INVOLVEMENT WITH THE CHILD.

~~(I) -- THE -- CHILD -- IS -- 16 -- YEARS -- OLD -- OR -- OLDER,~~
AND

~~(II) -- THE -- CHILD -- HAS -- BEEN -- ADJUDICATED DELINQUENT -- IN -- 2 -- PREVIOUS -- CASES -- UNRELATED -- TO -- EACH -- OTHER -- AND UNRELATED -- TO -- THE -- PRESENT -- ALLEGED -- OFFENSE. THE -- ACT -- WOULD -- HAVE BEEN -- A -- FELONY -- IF -- COMMITTED -- BY -- AN -- ADULT.~~

(4) THE STATE'S ATTORNEY SHALL MAKE A PRELIMINARY ~~INQUIRY~~ WITHIN 15 DAYS REVIEW AS TO WHETHER THE COURT HAS JURISDICTION AND WHETHER JUDICIAL ACTION IS IN THE BEST INTERESTS OF THE PUBLIC OR THE CHILD. THE NEED FOR RESTITUTION MAY BE CONSIDERED AS ONE FACTOR IN THE PUBLIC INTEREST. AFTER THE PRELIMINARY ~~INQUIRY~~ REVIEW THE STATE'S ATTORNEY ~~MAY~~ SHALL WITHIN 30 DAYS OF THE RECEIPT OF THE COMPLAINT BY THE STATE'S ATTORNEY, UNLESS THE COURT EXTENDS THE TIME:

~~(I) FILE A PETITION WITHIN 30 DAYS OF THE RECEIPT OF THE COMPLAINT, UNLESS THE COURT EXTENDS THE TIME;~~

~~(II) SEEK A WAIVER UNDER § 3-817 OF THIS ARTICLE;~~

~~(III) REFER THE COMPLAINT TO THE JUVENILE SERVICES ADMINISTRATION FOR INFORMAL DISPOSITION; OR~~

~~(IV) DISMISS THE COMPLAINT.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved May 25, 1982.
