

determination at a competency hearing; ~~requiring a certain service provider to file a certain report with the court~~; specifying that the court retains jurisdiction over a certain child for a certain period; requiring the court to dismiss a certain petition under certain circumstances; authorizing the court to order that certain proceedings be instituted under certain circumstances; establishing that certain hearings may be conducted without the presence of the child under certain circumstances; specifying that certain statements, information, and reports are not admissible in a proceeding except under certain circumstances; requiring the Secretary of Health and Mental Hygiene and the Secretary of Juvenile Services to jointly adopt certain regulations; defining certain terms; requiring the Department of Health and Mental Hygiene, in coordination with other appropriate State agencies, to work with the Judiciary to develop certain training for certain individuals; providing for a delayed effective date; and generally relating to the competency of a child to participate in certain proceedings.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3-8A-01

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 3-8A-17.1 through 3-8A-17.9

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)

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

Article – Courts and Judicial Proceedings

3-8A-01.

(a) In this subtitle the following words have the meanings indicated, unless the context of their use indicates otherwise.

(b) “Adjudicatory hearing” means a hearing under this subtitle to determine whether the allegations in the petition, other than allegations that the child requires treatment, guidance or rehabilitation, are true.

(c) “Adult” means an individual who is at least 18 years old.

(d) “Child” means an individual under the age of 18 years.

(e) “Child in need of supervision” is a child who requires guidance, treatment, or rehabilitation and:

(1) Is required by law to attend school and is habitually truant;