

## Courts and Judicial Proceedings Article.

3-810.

(b) (4) The State's Attorney shall make a preliminary 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 review the State's Attorney [shall] 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;

(ii) Seek a waiver under § 3-817 of this article;

(iii) Refer the complaint to the Juvenile Services Agency for informal disposition; or

(iv) Dismiss the complaint.

(h) (1) If the complaint alleges the commission of a delinquent act and the intake officer denies authorization to file a petition, the following persons[,] may appeal the denial to the State's Attorney:

(i) The victim;

(ii) The arresting police officer; and

(iii) The person or agency that filed the complaint or caused it to be filed. In order for an appeal to be made, it must be received by the State's Attorney's office within 30 days after the form prescribed by § 3-810.1 is mailed by the juvenile intake officer to the person being informed of the intake officer's decision.

## DRAFTER'S NOTE:

Error: In § 3-810 of the Courts and Judicial Proceedings Article, punctuation omitted in subsection (b)(4) and extraneous punctuation in subsection (h)(1) of that same section.

Occurred: The error in subsection (b)(4) occurred in Ch. 469, Acts of 1982 and the error in subsection (h)(1) occurred in the concurrent codification of Ch. 552 and Ch. 685 of 1980.

3-820.