

DRAFTER'S NOTE:

Error: Function paragraph of bill being cured incorrectly indicated that Article 48A, § 244D, rather than § 244D(a) and (b), was being amended.

Occurred: Chapter 352 (House Bill 923) of the Acts of 1995.

Article – Courts and Judicial Proceedings

3-815.

(d) (1) If the child is not released, the intake officer or the official who authorized detention or shelter care shall immediately file a petition to authorize continued detention or shelter care.

(2) A hearing on the petition shall be held not later than the next court day, unless extended by the court upon good cause shown.

(3) Reasonable notice, oral or written, stating the time, place, and purpose of the hearing, shall be given to the child and, if they can be found, the child's parents, guardian, or custodian.

(4) Except as provided in paragraph (5) of this subsection, shelter care may not be ordered for a period of more than 30 days unless an adjudicatory or waiver hearing is held.

(5) For a child in need of assistance, shelter care may be extended for an additional period of not more than 30 days if the court finds after a hearing held as part of the adjudication that continued shelter care is necessary to provide for the safety of the child.

(6) For a child in need of supervision or a delinquent child, shelter care may be extended for an additional period of not more than 30 days if the court finds after a hearing held as part of the adjudication that continued shelter care is consistent with the circumstances stated in subsections (b) and (c) of this section.

(7) (i) An adjudicatory or waiver hearing shall be held no later than 30 days after the date a petition for detention is granted.

(ii) If a child is detained after an adjudicatory hearing, a disposition hearing shall be held no later than 14 days after the adjudicatory hearing.

(iii) Detention time may be extended in increments of not more than 14 days where the petition charges the child with a delinquent act and where the court finds, after a subsequent hearing, that extended detention is necessary either:

1. For the protection of the child; or
2. For the protection of the community.

DRAFTER'S NOTE:

Error: Incomplete chapter reference in function paragraph of bill being cured.