

(2) An inquiry need not include an interview of the child who is the subject of the complaint if the complaint alleges the commission of [a delinquent] AN act that would be a felony if committed by an adult or alleges a violation of Article 27, § 36B of the Code.

(3) In accordance with this section, the intake officer may, after such inquiry and within 25 days of receiving the complaint:

(i) Authorize the filing of a petition OR A PEACE ORDER REQUEST OR BOTH;

(ii) Propose an informal adjustment of the matter; or

(iii) Refuse authorization to file a petition OR A PEACE ORDER REQUEST OR BOTH.

(4) (i) If a complaint is filed that alleges the commission of [a delinquent act] AN ACT which would be a felony if committed by an adult or alleges a violation of Article 27, § 36B of the Code, and if the intake officer denies authorization to file a petition or proposes an informal adjustment, 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.

(ii) 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, within 30 days of the receipt of the complaint by the State's Attorney, unless the court extends the time:

1. File a petition OR A PEACE ORDER REQUEST OR BOTH;

2. Refer the complaint to the Department of Juvenile Justice for informal disposition; or

3. Dismiss the complaint.

(iii) This subsection may not be construed or interpreted to limit the authority of the State's Attorney to seek a waiver under § 3-817 of this subtitle.

(c-1) (1) In this subsection, "seriously emotionally disturbed" has the meaning stated in § 15-130 of the Health - General Article.

(2) (i) As soon as possible and in no event later than 25 days after receipt of a complaint, the intake officer shall discuss with the child who is the subject of a complaint and the child's parent or guardian information regarding a referral for a mental health and substance abuse screening of the child.