

**Action**

**MEMORANDUM**

April 27, 2012

TO: County Council

FROM: Amanda Mihill, Legislative Attorney *A. Mihill*

SUBJECT: **Action:** Bill 9-12, Commission on Juvenile Justice - Membership

**Public Safety Committee recommendation (3-0): enact Bill 9-12.**

Bill 9-12, Commission on Juvenile Justice - Membership, sponsored by the Council President at the request of the County Executive was introduced on March 6, 2012. A public hearing was held on March 27, in which a representative of the Executive testified in support of the bill (©9). A Public Safety Committee worksession was held on April 17.

Bill 9-12 would add a representative of the Montgomery County Collaboration Council for Children, Youth and Families, a quasi-public, nonprofit organization designated as the County's Local Management Board, as a voting member of the Commission on Juvenile Justice. The Executive has requested this legislation because the Collaboration Council provides ongoing support to the Commission and plays an important role in both policy development and service delivery to the youth of Montgomery County.

**Public Safety Committee recommendation (3-0): enact Bill 9-12.**

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Bill No. 9-12  
Concerning: Commission on Juvenile Justice – Membership  
Revised: 3/1/2012 Draft No. 1  
Introduced: March 6, 2012  
Expires: September 6, 2013  
Enacted: \_\_\_\_\_  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Council President at the Request of the County Executive

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**AN ACT** to:

- (1) alter the membership of the Commission on Juvenile Justice; and
- (2) generally amend the law regarding the Commission on Juvenile Justice.

By amending

Montgomery County Code  
Chapter 12, Courts  
Section 12-36

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

1           **Sec. 1. Section 12-36 is amended as follows:**

2   **12-36. Commission on juvenile justice; composition; appointment; terms;**  
3   **vacancy.**

4           (a)   The Commission on Juvenile Justice consists of the following [4] 3  
5               classes of members:

6               (1)   [23] 22 voting members appointed by the County Executive,  
7                         subject to confirmation by the County Council;

8               (2)   [11] 12 voting members, representing each of the following: the  
9                         Council, the Executive, the State's Attorney, the Family Division  
10                        of the Circuit Court, the Police Department, the state Department  
11                        of Juvenile Justice, the County Office of the Public Defender, the  
12                        Court Appointed Special Advocate, the Department of Health  
13                        and Human Services (2 members, one representing child welfare  
14                        services and one representing community-based services for at-  
15                        risk youth), [and] the Board of Education, and the Montgomery  
16                        County Collaboration Council for Children, Youth and Families,  
17                        in each case appointed by the Executive, subject to confirmation  
18                        by the Council, after receiving a recommendation from the  
19                        person or office to be represented; and

20              (3)   nonvoting members emeritus, who are past members who have  
21                         given outstanding service and possess special expertise in  
22                         juvenile matters. Members emeritus may be appointed by the  
23                         Executive, subject to confirmation by the Council

24                         \*       \*       \*

## LEGISLATIVE REQUEST REPORT

Bill 9-12

### *Commission on Juvenile Justice - Membership*

**DESCRIPTION:** Adds a voting member to the Commission on Juvenile Justice from the Montgomery County Collaboration Council for Children, Youth and Families.

**PROBLEM:** The Commission currently relies on input from the Montgomery County Collaboration Council for Children, Youth, and Families on an informal basis in the following areas:

- information and statistics for the Commission's work/research;
- routine updates on the success of the Detention Risk Assessment Instrument;
- information helpful in writing the Commission's budget; and
- sharing research regarding needed services for Montgomery County.

**GOALS AND OBJECTIVES:** Establish a more formal working relationship between the Commission on Juvenile Justice and the Montgomery County Collaboration Council for Children, Youth, and Families. The presence of a voting member from the Collaboration Council on the Commission will ensure the Council's ongoing participation in the Commission's work.

**COORDINATION:** Commission on Juvenile Justice and the Montgomery County Collaboration Council for Children, Youth and Families.

**FISCAL IMPACT:** To be requested.

**ECONOMIC IMPACT:** To be requested.

**EVALUATION:** To be requested.

**EXPERIENCE ELSEWHERE:** To be researched.

**SOURCE OF INFORMATION:** Beth Gochrach, Office of the County Executive  
Mary Poulin, Chair, Commission on Juvenile Justice  
Carol Walsh, Montgomery County Collaboration Council for Children, Youth and Families

**APPLICATION WITHIN MUNICIPALITIES:** To be researched.

**PENALTIES:** Not applicable.



OFFICES OF THE COUNTY EXECUTIVE


Isiah Leggett  
County Executive

Timothy L. Firestine  
Chief Administrative Officer

MEMORANDUM

January 31, 2012

TO: Roger Berliner, President  
County Council

FROM: Isiah Leggett, County Executive 

SUBJECT: Legislation regarding the Commission on Juvenile Justice

I am submitting for the Council's consideration a bill to add a representative from the Collaboration Council for Children, Youth and Families to the Commission on Juvenile Justice. The bill offsets this additional member by reducing the number of general voting members from 23 to 22. As a result, the total number of voting members on the Commission remains unchanged

Since the creation of the Collaboration Council, the Commission has relied informally on Collaboration Council staff for research and statistical data, routine updates on the Detention Risk Assessment Instrument, expertise in policy matters, and support in preparing the Commission's budget. Given the Collaboration Council's ongoing support to the Commission and the key role the Council plays in both policy development and service delivery to the youth of Montgomery County, it is appropriate that the Collaboration Council have a voting member on the Commission on Juvenile Justice.

Thank you for your consideration of this legislation.

Attachments

c: Uma S. Ahluwalia, Director, Department of Health and Human Services  
Connie Latham, Special Assistant to County Executive  
Diane Lininger, Program Manager, Commission on Juvenile Justice  
Mary Poulin, Chair, Commission on Juvenile Justice  
Carol Walsh, Collaboration Council for Children, Youth, and Families

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ROCKVILLE, MARYLAND

MEMORANDUM

March 20, 2012

TO: Roger Berliner, President, County Council

FROM: Jennifer A. Hughes, Director, Office of Management and Budget *JAH*  
Joseph F. Beach, Director, Department of Finance *JFB*

SUBJECT: Council Bill 9-12 - Commission on Juvenile Justice - Membership

Attached please find the fiscal and economic impact statements for the above-referenced legislation.

JAH:ps

c: Kathleen Boucher, Assistant Chief Administrative Officer  
Lisa Austin, Offices of the County Executive  
Joy Nurmi, Special Assistant to the County Executive  
Patrick Lacefield, Director, Public Information Office  
Alex Espinosa, Office of Management and Budget  
Beryl Feinberg, Office of Management and Budget  
Ed Piesen, Office of Management and Budget  
Pofen Salem, Office of Management and Budget  
Naeem Mia, Office of Management and Budget

**Fiscal Impact Statement**  
**Council Bill 9-12 - Commission on Juvenile Justice - Membership**

**1. Legislative Summary.**

This legislation proposes to add one (1) voting member to the Commission on Juvenile Justice from the Montgomery County Collaboration Council for Children, Youth, and Families in order to establish a more formal working relationship between the Commission and the Collaboration Council.

**2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.**

There are no County revenues or expenditures associated with the Commission on Juvenile Justice.

**3. Revenue and expenditure estimates covering at least the next 6 fiscal years.**

There are no County revenues or expenditures associated with the Commission on Juvenile Justice. It is expected that there will be no change in revenues or expenditures over the next 6 fiscal years.

**4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.**

Not applicable. There are no personnel costs associated with this bill.

**5. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.**

Not applicable. This bill does not authorize future spending by the County.

**6. An estimate of the staff time needed to implement the bill.**

Not applicable.

**7. An explanation of how the addition of new staff responsibilities would affect other duties.**

Not applicable. This bill will not affect staff responsibilities.

**8. An estimate of costs when an additional appropriation is needed.**

Not applicable.

**9. A description of any variable that could affect revenue and cost estimates.**

Not applicable.

**10. Ranges of revenue or expenditures that are uncertain or difficult to project.**

Not applicable.

**11. If a bill is likely to have no fiscal impact, why that is the case.**


This bill does not propose or authorize future spending. Increasing the size of the Commission for Juvenile Justice by one member will not result in any fiscal impact.


12. It is estimated that there will be no impact to either the revenue or expenditures associated with this legislation. Other fiscal impacts or comments.

None.

13. The following contributed to and concurred with this analysis:

Michael Subin, Criminal Justice Coordinating Commission  
Patricia Stromberg, Department of Health and Human Services  
Luis Cardona, Department of Health and Human Services  
Pofen Salem, Office of Management and Budget  
Beryl Feinberg, Office of Management and Budget  
Ed Piesen, Office of Management and Budget  
Naeem Mia, Office of Management and Budget

  
\_\_\_\_\_  
Jennifer A. Hughes, Director  
Office of Management and Budget

  
\_\_\_\_\_  
Date



**Economic Impact Statement**  
**Bill 9-12 – Commission on Juvenile Justice -Membership**

Background:

Bill 9-12 changes the composition of the Commission on Juvenile Justice

1. The sources of information, assumptions, and methodologies used.

Not applicable—legislation is administrative.

2. A description of any variable that could affect the economic impact estimates.

Not applicable—legislation is administrative.

3. The Bill's positive or negative effect, if any on employment, spending, saving, investment, incomes, and property values in the County.

Not applicable—legislation is administrative.

4. If a Bill is likely to have no economic impact, why is that the case?

Not applicable—legislation is administrative.

5. The following contributed to and concurred with this analysis: David Platt and Mike Coveyou, Finance

  
\_\_\_\_\_  
Joseph F. Beach, Director  
Department of Finance

3/14/12  
\_\_\_\_\_  
Date

Testimony of Michael Subin  
On Behalf Of  
County Executive Isiah Leggett

Re: Bill 9-12, Commission on Juvenile Justice-Membership

March 27, 2012

President Berliner, Members of the Council:

I am Michael Subin, testifying today on behalf of County Executive Isiah Leggett in support of Bill 9-12, Commission on Juvenile Justice, Membership.

While the Bill does not add to the membership of the Commission, it changes the status of one voting member from that of a citizen-at-large to an agency member. That member would represent the Disproportionate Minority Contact (DMC) coordinator of the Collaboration Council, the Local Management Board. The DMC coordinator is responsible for finding ways to decrease the proportion of minority youth who have contact with the juvenile justice system and are detained. It is also the responsibility of the DMC Coordinator to identify and address the overrepresentation of minority youth at key points in the juvenile justice system. Of particular concern are that all youth receive equal and fair treatment in the juvenile justice system; that all youth are provided alternatives to secure detention; and that all County youth have access to diversion services.

The DMC Coordinator also chairs the DMC Reduction Committee. That Committee works in conjunction with the Department of Juvenile Services, Commission on Juvenile Justice (CJJ), the Criminal Justice Coordinating Committee (CJCC), the Montgomery County Police Department, and various service providers to ensure fair and just treatment for all youth, regardless of race or ethnicity.

In its close working relationship with the CJJ, the DMC Coordinator: provides the Commission with pertinent information and statistics necessary to its work; provides routine updates on the success of the Detention Risk Assessment Instrument (DRAI); and, does a great deal of research to provide the most needed services for Montgomery County juveniles. One example of the research provided by the DMC is its latest work aimed at the establishment of an Evening Reporting Center (ERC) in Montgomery County as a potential point of diversion. The CJJ has often supported the work of the Collaboration Council in their budget recommendations and has found the consistent flow of information to be helpful when writing its own budget recommendations.

The work of the DMC Coordinator is critical to the work of the CJJ and its ability to make recommendations to the State, the County Council, and the Executive. Passage of this bill will formalize a relationship that, while existing, should be formalized.

Finally, the Fiscal Impact Statement for this bill indicates that it will have no impact on revenues or expenditures.

Thank you for your attention to this bill.