



Marc Elrich
County Executive

Raymond L. Crowel, Psy.D.
Director DHHS

COMMISSION ON JUVENILE JUSTICE

Tuesday, January 18, 2022

7:00 p.m. - 8:30 p.m.

Virtual Microsoft Teams Meeting

CITIZEN MEMBERS PRESENT: Bonnie Beavers, Carol Cichowski, Bruce Clark, Don Chisholm, Eddie Ellis, Tracey Friedlander, Gerda Gallop-Goodman, Melissa Goemann, Chris Jennison, Erynn Penn, Joshua Pestaner, Michael Pinard, Jonathan Scriven, Tom Smith, Ebony Stoutmiles, Heather Sweren, Shuaa Tajammul, and Erin Whaley.

AGENCY MEMBERS PRESENT: Amy Daum, Francha Davis, Frank Duncan, Susan Farag, Steve Miller, Steve Neff, Mary Siegfried, Nathaniel Tipton, and Carlotta Woodward.

ABSENT EMERITUS MEMBERS: Carole L Brown.

ABSENT MEMBERS: Kimberly Alfriend, Joanna Bonner, Ijeoma Okoro, Kevin Redden, Thomas Squire.

STAFF LIASON PRESENT: Diane Lininger.

GUESTS: Carmen Facciolo, Gerald McFarland, Mia Reed, Dr. Rolando Santiago, and Tia Scott.

- I. **Welcome** – Chair, Christopher Jennison, welcomed members, called meeting to order, and communicated goals of the meeting to present members and guests.
- II. **Attendance** – Diane took attendance and asked all attendees to mute microphones unless speaking.

Speakers: Captain Amy Daum, Director, Special Victims Investigations Division, Montgomery County (MD) Police and Carlotta Woodward, Chief, Juvenile Court Division, Montgomery County State's Attorney's Office to speak on Constitutional policing, juvenile arrests, and juveniles charged as adults.

- Community Engagement Officers have replaced the SROs as police serving schools from the outside.

- “Should a juvenile be arrested for a crime, we have 6 hours to determine what we’re going to do. We have run into huge issues with runaways specifically because they do not commit a crime.” When runaways come from different states, it can take longer than 6 hours to find parents and get them to the state of Maryland.
- MD law is very clear on how long a juvenile can be held. Policies discussed in this CJJ meeting can be found on the MCPD website; function code 509 & 510.
- When a juvenile is charged with an offense for which the juvenile court has jurisdiction; comes from outline from DJS in the State of MD and the county to determine what type of Juvenile Diversion that child could go to. Going to court in the county is usually the last course of action. Usually must be a multi-offender (offended multiple times) or a serious type of crime.

Carlotta Woodward

What happens when a youth goes to Juvenile Court?

- SAO often does not know of many cases because it is dealt by DJS. There does come a time when DJS says we must forward this case (to SAO/court)
- Significant felonies are required by statute to be forwarded to SAO
- Once cases are sent to SAO, SAO has 30 days to review the case to see if it will even be petitioned in Juvenile Court.
- Most juvenile cases are diverted (given classes, Victim Awareness Class, therapy, community service, etc.), or dealt with during intake.
How/When does a juvenile offender get charged as an adult?
- For youth ages 14 and up to 16: There are very specific crimes for which a juvenile can be charged as an adult (1st degree murder, 1st degree rape, 1st degree sexual offense or conspiracy to commit)
- When a youth turns 16 there’s additional crimes that are added to that list (abduction, kidnapping, 2nd degree murder/manslaughter, 2nd robbery, etc.) *For entire list go to the function code 510
- Judicial proceeding/Legislature, 38A03, has the enumerated offenses and for what age a youth can be charged as an adult (specifically 14–15-year-olds)
- Youth have the absolute right to request a hearing to be transferred to Juvenile Court.
- Most situations where youth are charged as adults are held at a juvenile facility pending the outcome of the transfer hearing.

III. Ex-Officios/Agency Members to introduce themselves and talk about how their work is related to the CJJ.

- Francha Davis, Voices for Children
- Frank Duncan, Department of Juvenile Services
- Steve Miller, Department of Health Human Services
- Amy Daum - Special Victims Investigations Division, Montgomery County (MD) Police

- Steve Neff – Montgomery County Public Schools
- Mary Siegfried – Office of the Public Defender
- Nathaniel Tipton – Child Welfare
- Carlotta Woodward – States Attorney's Office

IV. Old Business

- a. Vote to finalize November 2021 Meeting Minutes**– Motion made by Commission member Francha Davis and Motion seconded by Steve Miller. All were in favor.
- b. Vote to finalize Annual Report with edits**– Motion made by Commission member Francha Davis and Motion seconded by Steve Miller. All were in favor.

V. New Business

- a. Mary Siegfried**, Supervisor, Juvenile Division, Office of Public Defender, Montgomery County – Retiring this month. This is her last meeting with the Commission on Juvenile Justice. Has been on the Commission since 2007. Has assisted the Commission greatly with her knowledge of the Juvenile Courts and has been a huge asset to the Commission. She will be missed greatly. See Certificate
- b. February Meeting** – This meeting will be held until 9pm so that we have enough time to go over legislation, what commissioners want to support or are against and if action will be taken i.e. Letters, or testimony

VI. Subcommittee/Ad-hoc Subcommittee meetings

- **Legislative committee** – Francha Davis, Chair and Erynn Penn, Vice Chair. Committee will receive a Doodle to set up next meeting.
- **Youth Charged as adults** – Carol Cichowski, Chair – would like a co-chair if anyone would be willing to volunteer. This Subcommittee will be meeting with the Legislative committee to work on legislation regarding Youth Charged as Adults
- **Youth Panel** – Aiming to build a panel and narrowing questions for the panel . Looking to have 3-6 youth on the panel. Meeting will be held in June.

VII. Announcements –, There were no announcements made during the meeting from either Commissioners or members of the public.

VII. Meeting Adjourned

