



Marc Elrich  
*County Executive*

Dr. Raymond Crowel  
*Director, DHHS*

## COMMISSION ON JUVENILE JUSTICE

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**Tuesday, October 20, 2020**

**7:00 p.m. to 8:30 p.m.**

### **Teams Meeting**

**CITIZEN MEMBERS PRESENT:** Kimberly Alfriend, Tracey Friedlander, Chris Jennison, Erynn Penn, Kevin Redden, Melanie Rush, Vernon Scott, Ebony Stoutmiles, Thomas Squire, and Gwen Williams.

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

**EMERITUS MEMBERS PRESENT:** Carole Brown

**ABSENT MEMBERS:** Diana Barney, Bonnie DeWitt, Chris Fogleman, Dan Gaskill, Joshua Pestaner, Wendy Pulliam, and Michael Subin Angela Toliver,

**STAFF LIASON PRESENT:** Diane Lininger

**GUESTS:** Delegate David Moon, Delegate Brooke Lierman, Gerald Mcfarland, Nick Moroney, and Tom Smith.

- I. **Welcome** – Chris Jennison, Chair
- II. **Attendance** – Diane will take attendance. Please Mute your microphone unless you are speaking.
- III. **Speakers Delegate David Moon and Delegate Brooke Lierman to discuss upcoming Juvenile Justice legislation and issues at the State level.**
  1. **Can you tell us what you know about how the Legislative session will be run this year?**
    - Everything is still TBD – House and Senate may be different from each other
    - All delegates must appear in Annapolis
    - Legislators will be in session
    - Hearings will most likely be held on zoom
    - Votes will need to be cast in person
    - Senate is limiting how many bills they can sponsor – limit is approximately 20 bills
    - Bills that are not new and pandemic items will be up first (most likely) also policing (assumption)

- Must make sure that if a bill is challenged in court, that it can withstand the case
  - With the changing of rules due to the pandemic, there could be a lot of challenges in trying to push bills through
- Huge challenges that need addressing
- Trying to push bills through that have already been heard
- Things may change quickly
  - a. Do you think that bills other than bills having to do with the pandemic will be able to be heard?
  - b. Will there be an influx of bills from last year?

- There will still be a high volume of bills this year. Many bills did not get out last year and those people have more bills this year

**2. What are some of the issues that the Child Interrogation Protection Act ran into last year? (we had previously discussed this legislation more in depth with Delegate Moon)**

- Child are more likely to be wrongfully convicted than adults
- Look at due process for kids in Maryland
- This bill did two things:
  - Prohibited law enforcement from conducting custodial interrogations until the child had consulted with an attorney and law enforcement had notified the child's parent
  - Required establishing age appropriate Miranda warnings
- Strong hearing, house members are very supportive
- Concern about the breadth of the bill
- Chief's, Sheriff's, and States Attorney's least favorite bill of the session last year, but it is in a good place this year
- Who is supplying lawyers?
  - OPD said they would always have lawyers on call, and would do it with their existing resources
- Do you think the bill needs to be modified, knowing that there is some opposition?
  - May need to be modified to explain more specifically what custodial interrogation is supposed to entail, but there should be a lot of support for the bill as is
  - Human Rights for kids – ranked Maryland as one of the worst human rights states in the country
- a. Why is the bill needed?
  - a. Numerous reasons
    - a. Many juveniles do not understand the Miranda warnings as is, and having attorneys present is very important
- b. What are the statistics of this being a pervasive problem?
- c. How do you think the bill will be modified?

- d. What are the issues that need to be confronted?
- e. How can the Commission on Juvenile Justice work with you to advocate for the bill?
- Testimony is very important
- Reach out to county council and states attorney to have them support the bill
- 3. The Commission would like to be involved and assist with legislation having to do with the removal of Children from Adult detention facilities this year. Whom do you think we could work with and who would be most likely to sponsor a bill in this area?**
- Delegates will follow up to see if that is an issue in the juvenile justice reform council
  - Judiciary committee: created by HB606: data driven approach for a statewide frame
- <http://mgaleg.maryland.gov/mgaweb/Committees/Details?cmte=jjr>
  - Link for juvenile justice reform council
- 4. How is COVID-19 impacting the budget?**
- Rely on the agencies to let the delegates know about budgeting
- Agenda probably will not be impacted too much
- 5. Any specific bills coming up that you want to speak about**
- Last session juvenile justice docket link
  - <http://mgaleg.maryland.gov/mgaweb/Legislation/SubjectIndex/E3>
- New feature on the Maryland website: Witness list
  - Can find the pdfs for the witness testimony
- Teen sexting cases and one of the cases charged a teen with child pornography
  - Many bills on that from last session

Juvenile detention centers in Maryland do not have the mental health services that they need

- COVID is strongly impacting the mental health resources in juvenile detention centers
- Diagnoses and recommendations for adjudication purposes are being severely impacted due to the limited resources during the pandemic
- There are not all the resources available for telehealth
- 6. COVID policies on education**
- Blueprint for Maryland's future – bill passed last session
  - Very important for funding for Maryland's education
- Major education bills were vetoed by the governor including the HBCU, capital spending bill and the Kirwan bill
- Kirwan bill and capital spending bill were attached
- Hugely important in COVID-19, so many kids are being left behind
  - Not everyone has the resources needed for online learning
  - Need to overturn the veto
- Very important to make sure students are getting the resources they need
- Teacher pay is also very important

- COVID budgeting could impact everything

#### **IV. Old Business**

##### **a. Minutes from September 2020**

- a. No objections
- b. Minutes were approved

##### **b. Annual Report**

- a. Judges meeting article
- b. Fines and fees meeting article

#### **V. Subcommittee Reports**

##### **a. Legislative Committee – Kevin or Thomas**

- a. Touch base soon

##### **b. Youth Panel Subcommittee – Diane**

- a. Only have one member
- b. Does anyone want to join?  
No-one signed up to join
- c. Should we put aside until people volunteer to join?  
Yes, we will put this aside for now.

##### **c. Youth in Adult detention Facilities Subcommittee – Tracey**

No report

#### **V. New Business**

- a. **Announcements from Commission members or Members of the Public –**  
events or items that would be of interest to the Commission on Juvenile Justice.

##### **b. Education and Mental Health Services during COVID-19 discussion**

- a. Psychological tests are not normed to be able to be administered through telehealth during COVID-19

#### **VI. Meeting Adjourned**

Commission on Juvenile Justice

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