

(B) THIS SECTION DOES NOT APPLY TO:

(1) A STATE OR LOCAL LAW ENFORCEMENT AGENCY THAT IS CONDUCTING AN OFFICIAL INVESTIGATION OR COMMUNICATING AN EMERGENCY CONDITION;

(2) A STATE OR LOCAL EMERGENCY MANAGEMENT AGENCY THAT IS COMMUNICATING AN EMERGENCY CONDITION; OR

(3) A PERSON THAT IS SPECIFICALLY DESIGNATED BY AN AGENCY DESCRIBED IN ITEM (1) OR (2) OF THIS SUBSECTION TO PARTICIPATE IN AN OFFICIAL INVESTIGATION OR COMMUNICATE AN EMERGENCY CONDITION.

~~(b)~~ (C) A person who violates this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$50 for each violation.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

Approved May 2, 2006.

CHAPTER 387

(House Bill 1257)

AN ACT concerning

Juvenile Law - Competency - Services

FOR the purpose of authorizing the juvenile court to order the Department of Health and Mental Hygiene or a qualified expert to conduct an evaluation of a child's competency to proceed in certain juvenile delinquency hearings; repealing certain provisions relating to a finding of incompetency to proceed; specifying the procedures for a finding of incompetency to proceed; requiring the Department of Health and Mental Hygiene to file a certain report under certain circumstances; requiring the court to hold a certain competency hearing and take certain actions under certain circumstances; authorizing the court to take certain actions at a certain competency hearing; requiring the court to dismiss a delinquency petition or violation of probation petition under certain circumstances; prohibiting the admission in evidence of certain statements and information elicited while certain services are being provided; establishing a certain presumption; altering a certain provision relating to the adoption of regulations; altering a certain definition; and generally relating to juvenile competency.

BY repealing and reenacting, without amendments,
Article - Courts and Judicial Proceedings
Section 3-8A-01(a), 3-8A-17.4, and 3-8A-17.5
Annotated Code of Maryland