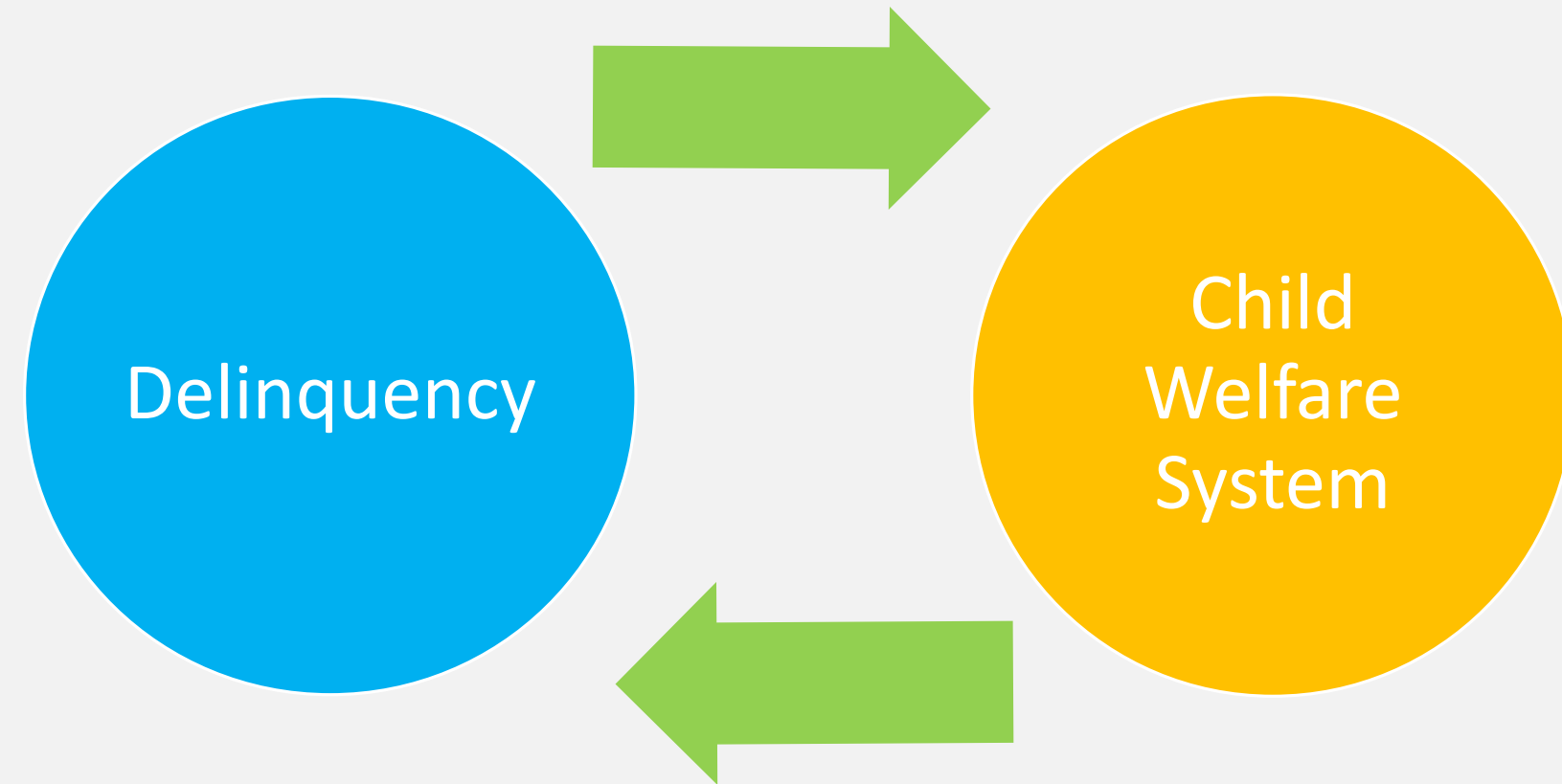




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MAY 19, 2020

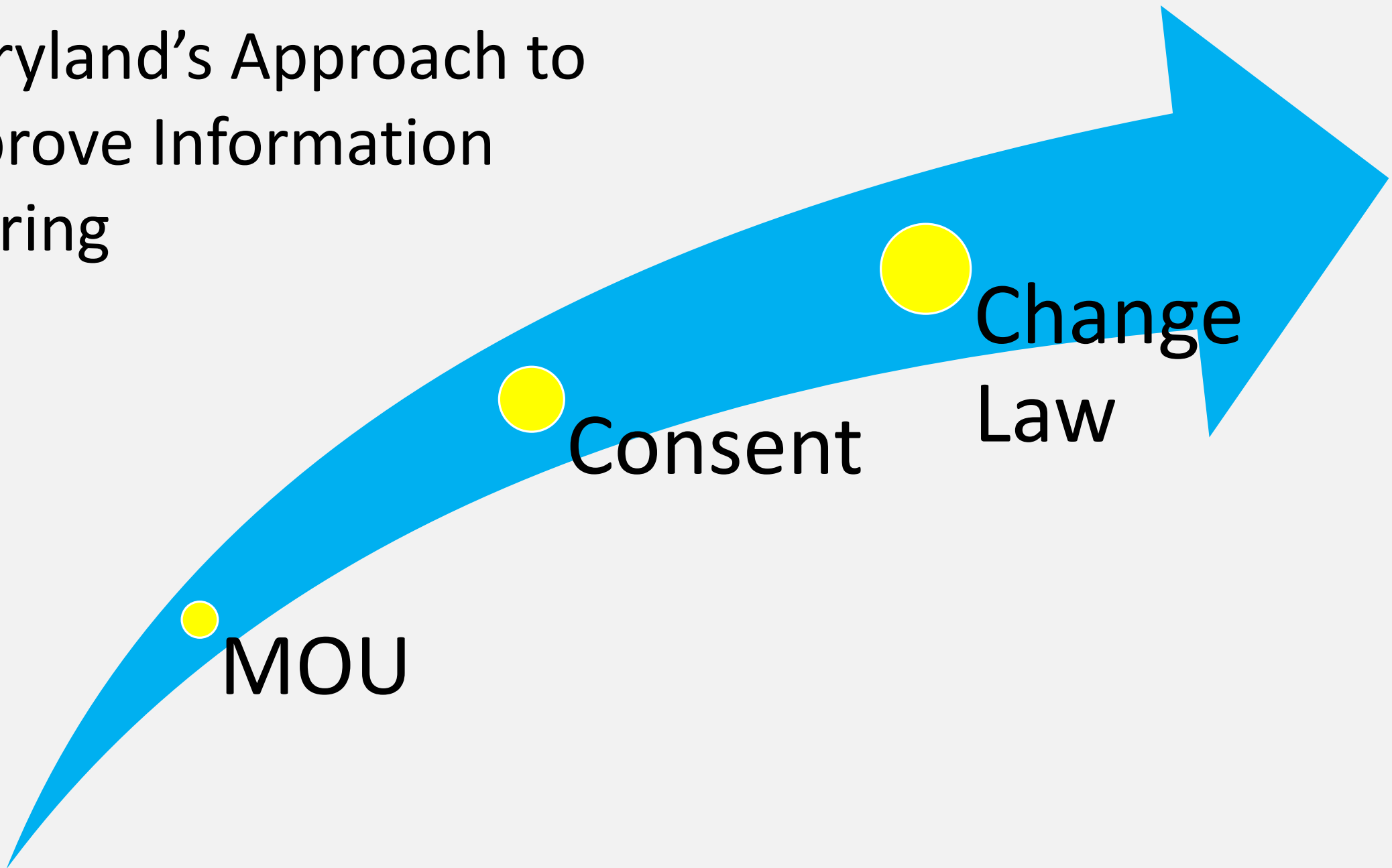
Information Sharing to Support Crossover Youth



Types of Information Sharing

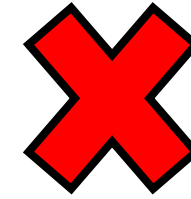
- Individual case planning and decision making
- Data collection to inform law, policy and/or program development
- Data (qualitative and quantitative) to evaluate program or process

Maryland's Approach to Improve Information Sharing

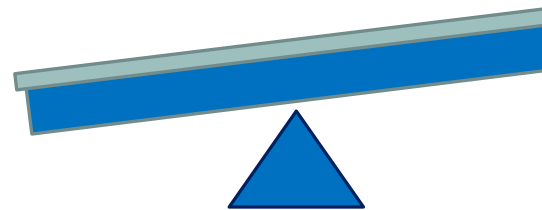




Information Sharing Benefits v. Concerns



- Improve coordination
- Increase diversion
- Improve access to services
- Promote a system of care
- Promote Equity



- Privacy
- Self-Incrimination
- Disparate Treatment
- Violate Laws
- Increase Stigma

Improving Maryland Law

Engaging Stakeholders

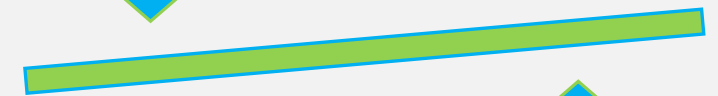
Establishing Clear Purpose

Developing Process

Identifying Safeguards



Child Welfare
"Best Interest"



Delinquency
"Confidentiality"



Purpose

Providing Treatment, Services or Care

Providing Services/Program with Another Agency

Developing Multi-Agency Treatment Plans

Safeguards

Must Maintain Records Pursuant to Current Agency Rules

Create Liability for Unauthorized Release

Sunset Provisions

Leveraging Other Rules – No information from an intake may be used in a delinquency petition

PROCESS – Identifying Youth; When are Records Shared; How are Records Shared; Who Shares/Receives; How do you Measure Success

Maryland Law - *Md. Code, Courts and Judicial Proceedings, 3-8A-27 (6)(i)*

“This subsection does not prohibit access to and confidential use of a court record by the Department of Human Services or a local department of social services:

- If the Department of Human Services or a local department of social services is **providing treatment, services, or care to a child** who is the subject of the record.
- The Department of Human Services and local departments of social services shall keep a court record obtained under this paragraph **confidential in accordance with the laws and policies** applicable to the Department of Human Services and local departments of social services.”

“This subsection does not prohibit access to and confidential use of a court record by the Baltimore City Mayor's Office on Criminal Justice if the Baltimore City Mayor's Office on Criminal Justice is **providing programs and services in conjunction** with the Department of Juvenile Services to a child who is the subject of the record, **for a purpose relevant to the provisions of the programs and services and the development of a comprehensive treatment plan.**

- The Baltimore City Mayor's Office on Criminal Justice **shall be liable for the unauthorized release** of a court record it accesses under this subsection.”
- **Sunsets in 2025**

Resources

❖ **Maryland Department of Juvenile Services**

<https://djs.maryland.gov/pages/default.aspx>

❖ **Maryland General Assembly**

Juvenile Law – Disclosure of Court Records

http://mgaleg.maryland.gov/2018rs/Chapters_noln/CH_669_sb0091t.pdf

Confidentiality of Juvenile Records - Baltimore City Mayor's Office on Criminal Justice

<http://mgaleg.maryland.gov/mgawebwebsite/legislation/details/sb0985?ys=2019RS>

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