

Department of Legislative Services
Maryland General Assembly
2025 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 1429
Appropriations

(Delegate Holmes)

Judicial Proceedings

Youth Services Bureaus - Criminal History Records Checks - Employees,
Volunteers, and Interns

This bill authorizes a youth services bureau (YSB) to apply to the Criminal Justice Information System Central Repository (CJIS-CR) of the Department of Public Safety and Correctional Services for a State and national criminal history records check for an employee, a volunteer, or an intern of the YSB. CJIS-CR must forward the individual's criminal history record information to the individual and YSB. The subject of a criminal history records check may contest the contents of the criminal history record information issued by CJIS-CR, as specified in existing statute. If criminal history record information is reported to CJIS-CR after the date of the initial criminal history records check, CJIS-CR must provide revised criminal history record information to the individual and YSB.

Fiscal Summary

State Effect: None. The bill can be implemented with existing budgeted resources, as discussed below. Revenues are not materially affected.

Local Effect: The bill does not materially affect local government finances or operations.

Small Business Effect: None.

Analysis

Bill Summary: As part of the application for a criminal history records check, YSB must submit to CJIS-CR (1) a complete set of legible fingerprints taken in a format approved by the Director of the Federal Bureau of Investigation (FBI); (2) the mandatory processing fee required by the FBI for a federal criminal history records check; and (3) the fee authorized

under statute for access to Maryland criminal history records. Information obtained from CJIS-CR is confidential, may not be redisseminated, and must be used only for the employment and volunteering purposes authorized by the bill.

Current Law:

Youth Services Bureaus

A YSB is a community-based entity that is operated to (1) provide community-oriented delinquency prevention, youth suicide prevention, drug and alcohol abuse prevention, and youth development; (2) ameliorate conditions that contribute to delinquency, youth suicide, drug and alcohol abuse, and family disruption; and (3) function as an advocate of youth needs. There are eight YSBs currently operating in the State.

To be eligible to receive State funding, a YSB must provide, at convenient hours and free of charge or at a reasonable rate based on the client's family income:

- individual, family, or group counseling;
- referral and information services;
- crisis intervention, including intervention relating to youth suicide prevention;
- alcohol and drug abuse assessment and referral services by staff who have received specified assessment and referral training;
- informal counseling; and
- in accordance with the needs of the community and subject to the availability of funds (1) tutoring; (2) alternative leisure activities; (3) employment assistance; (4) community education, including training and information relating to youth suicide prevention; (5) aftercare services; and (6) other specialized services.

The State and local government must jointly fund an eligible YSB. The State must provide 75% of the funding, as provided in the State budget. Each eligible YSB must submit a proposed annual budget to the Department of Juvenile Services (DJS). The proposed DJS budget must list the eligible YSBs and estimate the amount of State funds to be allocated to each YSB. A local governing body that provides matching funds for a YSB may choose to have State funds paid directly to the private sponsor or to the local governing body.

Central Repository

CJIS-CR collects, manages, and disseminates Maryland criminal history records information for criminal justice and noncriminal justice (*e.g.*, employment and licensing) purposes. FBI charges a fee of \$12 for a national check. CJIS-CR collects the fee from the applicant and reimburses the FBI. CJIS-CR submits requests for national criminal records

to the FBI electronically. When State legislation includes a national check, the FBI requires that the bill contain certain language. If the FBI does not approve the language of an enacted bill, national checks will not be provided.

Each individual who uses CJIS-CR to conduct a criminal history records check is required to pay \$50 for a State and national records check, including a \$20 fingerprinting fee, a \$12 FBI fee, and an \$18 fee to CJIS-CR.

State Expenditures: CJIS-CR advises that it can implement the bill with existing resources. However, CJIS-CR also advises that (1) national background checks are only provided to State agencies and (2) in order for the FBI to agree that a YSB is eligible for a national background check, a YSB must fall under a State agency and the FBI must approve the language of the bill.

Additional Information

Recent Prior Introductions: Similar legislation has not been introduced within the last three years.

Designated Cross File: None.

Information Source(s): Department of Juvenile Services; Department of Public Safety and Correctional Services; Department of Legislative Services

Fiscal Note History: First Reader - February 28, 2025
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