

(1995 Replacement Volume and 1996 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5-313(a) and (c) and 5-704(a)

Annotated Code of Maryland

(1991 Replacement Volume and 1996 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5-313(d) and 5-710

Annotated Code of Maryland

(1991 Replacement Volume and 1996 Supplement)

BY adding to

Article – Family Law

Section 5-706.3

Annotated Code of Maryland

(1991 Replacement Volume and 1996 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Family Law

5-701.

~~(p) (1) “Neglect” means the leaving of a child unattended or other failure to give proper care and attention to a child by any parent or other person who has permanent or temporary care or custody or responsibility for supervision of the child under circumstances that indicate:~~

~~[(1)](1) that the child’s health or welfare is harmed or placed at substantial risk of harm; or~~

~~[(2)](II) mental injury to the child or a substantial risk of mental injury.~~

~~(2) (1) EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, “NEGLECT” INCLUDES THE USE OF A CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN ARTICLE 27, § 277 OF THE CODE, BY A WOMAN RESULTING IN:~~

~~1: AN INFANT’S ADDICTION TO OR DEPENDENCE ON A CONTROLLED DANGEROUS SUBSTANCE, OR~~

~~2: THE PRESENCE OF A CONTROLLED DANGEROUS SUBSTANCE IN THE INFANT’S BLOOD AS EVIDENCED BY A TOXICOLOGY OR OTHER APPROPRIATE CHEMICAL TEST OF THE INFANT.~~