

The provisions of §70-11(c) are proposed for repeal because they are covered by Rule 907. Subsection (a) contains provisions which presently appear in §70-11(d). This subsection reflects the recent change made by the legislature in Ch. 737, Acts of 1973. It provides that only a child alleged or adjudicated to be delinquent may be placed in detention. The provisions dealing with detention of a child alleged to be in need of supervision were repealed.

The provisions of subsections (b) and (c) presently appear in §§ 70-11(a) and 70-12(a). In subsection (c) (3) the phrase "child alleged to be delinquent" is substituted for "child" to avoid ambiguity.

The provisions of subsection (d) presently appear in §70-12(d). This subsection also includes all recent changes made by the legislature. It provides for placement of a child alleged to be neglected, dependent, or in need of supervision. Detention of these children is not permitted.

The provisions of subsection (e) presently appear in §70-12(e).

For definitions of mental disorder, illness or retardation, see Art. 59, §3.

SEC. 3-824. AUTHORIZATION FOR DETENTION OR SHELTER CARE; NOTICE.

(A) AUTHORIZATION.

ONLY THE COURT OR A PERSON OR AGENCY AUTHORIZED BY THE COURT MAY AUTHORIZE DETENTION OR SHELTER CARE.

(B) NOTICE.

THE PERSON OR AGENCY AUTHORIZING DETENTION SHALL IMMEDIATELY GIVE WRITTEN NOTICE OF THE AUTHORIZATION TO A PARENT, GUARDIAN, OR CUSTODIAN, AND TO THE COURT. THE NOTICE SHALL BE ACCOMPANIED BY A STATEMENT OF THE REASONS FOR TAKING THE CHILD INTO CUSTODY.

REVISOR'S NOTE: This section presently appears as Art. 26, §70-11(b). The provisions of former subsection (b) are separated from