

125C, 258(d), 264(c), 297(b)(4)(ii), 585,
and 639A(a)(5)

Annotated Code of Maryland
(1971 Replacement Volume and 1974 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 35A(b)(8), 35A(h)(3), 35A(h)(4), 36(c), 125C, 258(d), 264(c), 297(b)(4)(ii), 585, and 639A(a)(5), of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1974 Supplement) be and they are hereby repealed and re-enacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

35A.

(b) Wherever used in this section, unless the context clearly indicates otherwise:

8. "Sexual abuse" shall mean any act or acts involving sexual molestation or exploitation, including but not limited to incest, rape, carnal knowledge, sodomy or unnatural or perverted sexual practices on [of] A child by any parent, adoptive parent or other person who has the permanent or temporary care or custody or responsibility for supervision of a minor child.

(h) (3) Any physician licensed to practice medicine in Maryland who shall be presented with a child pursuant to an order of a court of competent jurisdiction, or by a law-enforcement officer or by a representative of a local department of social services who states he has the child in his custody as a child whom he has reason to believe is an abused child, who shall have examined any child pursuant to the provisions of [section (i) (1)] SUBSECTION (H) (2) who shall determine that immediate medical treatment is indicated may provide such treatment to said child with or without the consent of a parent, guardian or custodian of said child. Any such physician or health care institution and those persons working under the control or supervision of said physician or health care institution so treating said child shall be immune from civil liability and/or criminal penalty that might result from the failure to obtain the consent from the parent, guardian or custodian for the treatment of the child.

(4) Whenever any child is examined or treated pursuant to [section] SUBSECTION (h) (2) and [section] SUBSECTION (h) (3) the local department of health and mental hygiene shall be responsible for the payment of