

~~(A) ANY PERSON, NOT HAVING A RIGHT OF CUSTODY, WHO TAKES, OR DETAINS OR CONCEALS ANY MINOR CHILD WITH INTENT TO WILFULLY TAKE, DETAIN OR CONCEAL THAT CHILD FROM A PARENT, GUARDIAN, OR OTHER PERSON HAVING THE LAWFUL CHARGE OF THE CHILD SHALL BE SUBJECT TO IMPRISONMENT FOR A PERIOD NOT TO EXCEED ONE YEAR, A FINE OF NOT MORE THAN \$1,000, OR BOTH.~~

~~(B) EVERY PERSON WHO IN VIOLATION OF A CUSTODY DECREE TAKES, RETAINS AFTER THE EXPIRATION OF A VISITATION PERIOD, OR CONCEALS THE CHILD FROM HIS LEGAL CUSTODIAN, AND EVERY PERSON WHO HAS CUSTODY OF A CHILD PURSUANT TO AN ORDER, JUDGMENT OR DECREE OF ANY COURT WHICH GRANTS ANOTHER PERSON RIGHTS TO CUSTODY OR VISITATION OF SUCH CHILD, AND WHO DETAINS OR CONCEALS THE CHILD WITH THE INTENT TO DEPRIVE THE OTHER PERSON OF THEIR RIGHT TO CUSTODY OR VISITATION SHALL BE SUBJECT TO IMPRISONMENT FOR A PERIOD NOT TO EXCEED ONE YEAR, A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000), OR BOTH.~~

~~(C) A CHILD WHO HAS BEEN TAKEN OR DETAINED IN VIOLATION OF THIS SECTION SHALL BE RETURNED TO THE PERSON HAVING LAWFUL CHARGE OF THE CHILD. ANY EXPENSES INCURRED IN RETURNING THE CHILD SHALL BE ASSESSED AGAINST ANY PERSON CONVICTED OF TAKING THAT CHILD.~~

~~SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1978.~~

FOR the purpose of prohibiting a relative, including a parent, from abducting, detaining, or secreting a child under a certain age from its lawful custodian; providing a definition and certain criteria to determine who is the "lawful custodian"; prohibiting a person from being an accessory to these acts; providing for a defense; and specifying certain penalties for violating this Act.

BY adding to

Article 27 - Crimes and Punishments
Section 2A
Annotated Code of Maryland
(1976 Replacement Volume and 1977 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 27 - Crimes and Punishments

2A.

(A) AS USED IN THIS SECTION, "LAWFUL CUSTODIAN" MEANS A PERSON AUTHORIZED, EITHER ALONE OR TOGETHER WITH ANOTHER PERSON OR PERSONS, TO HAVE CUSTODY AND EXERCISE CONTROL OVER