

"Juvenile court" § 1-101

"Local department" § 1-101

"Parent" § 5-301

"Party" § 5-301

"Person" § 1-101

5-322. GRANT OF GUARDIANSHIP - CONSENSUAL.

(A) AUTHORITY.

IF ALL CONSENTS FOR GUARDIANSHIP OF A CHILD HAVE BEEN GIVEN IN ACCORDANCE WITH THIS SUBTITLE AND THE CHILD HAS NOT OBJECTED, A JUVENILE COURT MAY ENTER AN ORDER FOR GUARDIANSHIP.

(B) NOTICE.

(1) WITHIN 5 DAYS AFTER ENTRY OF AN ORDER UNDER THIS SECTION, A JUVENILE COURT SHALL GIVE NOTICE OF THE ORDER TO EACH PARTY OR, IF REPRESENTED, COUNSEL.

(2) NOTICE UNDER THIS SUBSECTION SHALL BE BY FIRST-CLASS MAIL.

(3) NOTICE TO A PARTY UNDER THIS SUBSECTION SHALL BE SENT TO THE PARTY'S LAST ADDRESS KNOWN TO THE JUVENILE COURT.

COMMITTEE NOTE: This section is new and added to set forth the manner of resolving consensual guardianships.

Defined terms: "Child" § 5-301

"Guardianship" § 5-301

"Juvenile court" § 1-101

"Party" § 5-301

5-323. GRANT OF GUARDIANSHIP - NONCONSENSUAL.

(A) "DRUG" DEFINED.

IN THIS SECTION, "DRUG" MEANS COCAINE, HEROIN, OR A DERIVATIVE OF COCAINE OR HEROIN.

(B) AUTHORITY.

IF, AFTER CONSIDERATION OF FACTORS AS REQUIRED IN THIS SECTION, A JUVENILE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT TERMINATING THE RIGHTS OF A PARENT IS IN A CHILD'S BEST INTERESTS, THE JUVENILE COURT MAY GRANT GUARDIANSHIP OF THE CHILD WITHOUT CONSENT OTHERWISE REQUIRED UNDER THIS SUBTITLE AND OVER THE CHILD'S OBJECTION.

(C) EXEMPTION FROM CONSIDERATIONS.