

(4) (I) THE CHILD'S EMOTIONAL TIES WITH AND FEELINGS TOWARD THE CHILD'S PARENTS, THE CHILD'S SIBLINGS, AND OTHERS WHO MAY AFFECT THE CHILD'S BEST INTERESTS SIGNIFICANTLY;

(II) THE CHILD'S ADJUSTMENT TO:

1. COMMUNITY;
2. HOME;
3. PLACEMENT; AND
4. SCHOOL;

(III) THE CHILD'S FEELINGS ABOUT SEVERANCE OF THE PARENT-CHILD RELATIONSHIP; AND

(IV) THE LIKELY IMPACT OF TERMINATING PARENTAL RIGHTS ON THE CHILD'S WELL-BEING.

(E) WAIVER OF LOCAL DEPARTMENT'S OBLIGATION.

(1) A JUVENILE COURT SHALL CONSIDER THE EVIDENCE UNDER SUBSECTION (D)(3)(I) AND (II) OF THIS SECTION AS TO A CONTINUING OR SERIOUS ACT OR CONDITION AND MAY WAIVE A LOCAL DEPARTMENT'S OBLIGATIONS FOR SERVICES DESCRIBED IN SUBSECTION (D)(1) OF THIS SECTION IF, AFTER APPROPRIATE EVALUATION OF EFFORTS MADE AND SERVICES OFFERED, THE JUVENILE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT A WAIVER IS IN THE CHILD'S BEST INTERESTS.

(2) A JUVENILE COURT MAY WAIVE A LOCAL DEPARTMENT'S OBLIGATIONS FOR SERVICES DESCRIBED IN SUBSECTION (D)(1) OF THIS SECTION IF THE JUVENILE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT ONE OR MORE OF THE ACTS OR CIRCUMSTANCES LISTED IN SUBSECTION (D)(3)(III), (IV), OR (V) OF THIS SECTION EXISTS.

(3) IF A JUVENILE COURT WAIVES REUNIFICATION EFFORTS UNDER § 3-812(D) OF THE COURTS ARTICLE, THE JUVENILE COURT MAY NOT CONSIDER ANY FACTOR UNDER SUBSECTION (D)(1) OF THIS SECTION.

(F) SPECIFIC FINDING REQUIRED.

IF A JUVENILE COURT FINDS THAT AN ACT OR CIRCUMSTANCE LISTED IN SUBSECTION (D)(3)(III), (IV), OR (V) OF THIS SECTION EXISTS, THE JUVENILE COURT SHALL MAKE A SPECIFIC FINDING, BASED ON FACTS IN THE RECORD, WHETHER RETURN OF THE CHILD TO A PARENT'S CUSTODY POSES AN UNACCEPTABLE RISK TO THE CHILD'S FUTURE SAFETY.

(G) CONSTRUCTION AS VOLUNTARY.

IF A PARENT HAS CONSENTED TO GUARDIANSHIP IN ACCORDANCE WITH § 5-320(A)(1)(III)1 OF THIS SUBTITLE, THE LOSS OF PARENTAL RIGHTS SHALL BE CONSIDERED VOLUNTARY.