

(III) AFTER DESIGNATION OF A GUARDIAN UNDER THIS PARAGRAPH, A JUVENILE COURT MAY ORDER ANY FURTHER REVIEW THAT THE JUVENILE COURT FINDS TO BE IN THE CHILD'S BEST INTERESTS.

(B) EMERGENCY REVIEW HEARING.

(1) WHENEVER A JUVENILE COURT ORDERS A SPECIFIC PLACEMENT FOR A CHILD, A LOCAL DEPARTMENT MAY REMOVE THE CHILD FROM THE PLACEMENT BEFORE A HEARING ONLY IF:

(I) REMOVAL IS NEEDED TO PROTECT THE CHILD FROM SERIOUS IMMEDIATE DANGER;

(II) CONTINUATION OF THE PLACEMENT IS CONTRARY TO THE CHILD'S BEST INTERESTS; OR

(III) THE CHILD'S CAREGIVER ASKS FOR THE CHILD'S IMMEDIATE REMOVAL.

(2) (I) ON THE NEXT DAY ON WHICH THE CIRCUIT COURT SITS AFTER A LOCAL DEPARTMENT CHANGES A PLACEMENT UNDER THIS SUBSECTION, THE JUVENILE COURT SHALL HOLD AN EMERGENCY REVIEW HEARING ON THE CHANGE.

(II) A JUVENILE COURT SHALL GIVE REASONABLE NOTICE OF AN EMERGENCY REVIEW HEARING TO:

1. THE CHILD'S ATTORNEY;
2. EACH OF THE CHILD'S LIVING PARENTS WHO HAS NOT WAIVED THE RIGHT TO NOTICE AND THAT PARENT'S ATTORNEY; AND
3. EACH OTHER PARTY'S ATTORNEY.

(III) AT AN EMERGENCY REVIEW HEARING, THE STANDARD OF REVIEW AS TO A CHANGE SHALL BE THE STANDARD FOR CONTINUED SHELTER CARE IN A HEARING UNDER § 3-815 OF THE COURTS ARTICLE.

(IV) UNLESS ALL OF THE PARTIES AGREE TO A JUVENILE COURT'S ORDER ENTERED AT AN EMERGENCY REVIEW HEARING, THE JUVENILE COURT SHALL HOLD A FULL REVIEW HEARING ON THE CHANGE WITHIN 30 DAYS AFTER THE DATE OF REMOVAL OR, IF AGREED TO BY THE PARTIES, A LATER DATE.

COMMITTEE NOTE: Subsection (a)(1), (2), and (8)(viii) of this section is derived from former FL § 5-319(a), (b), and (d) through (f) and revised to require review hearings at set intervals, rather than only on notice of a disrupted placement.

Subsection (a)(3)(i) of this section is substituted for former FL § 5-319(c), which imposed the notice requirement on a petitioner.

Subsection (a)(3)(ii) and (iii) and (4) of this section is new and added to define the rights and status of parents and ~~caretakers~~ caregivers. Although subsection (a)(3)(iii) of this section states that a parent is not a