

(C) (1) IN ALL JUDICIAL PROCEEDINGS CONDUCTED IN ACCORDANCE WITH THIS SUBTITLE OR § 5-319 OF THE FAMILY LAW ARTICLE, THE COURT MAY DIRECT THE LOCAL DEPARTMENT TO PROVIDE SERVICES TO A CHILD, THE CHILD'S FAMILY, OR THE CHILD'S CAREGIVER TO THE EXTENT THAT THE LOCAL DEPARTMENT IS AUTHORIZED UNDER STATE LAW.

(2) THE COURT SHALL EXERCISE THE AUTHORITY DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION TO PROTECT AND ADVANCE A CHILD'S BEST INTERESTS.

3-815.

(a) In accordance with regulations adopted by the Department of Human Resources, a local department may authorize shelter care for a child who may be in need of assistance and has been taken into custody under this subtitle.

(b) A local department may place a child in emergency shelter care before a hearing if:

(1) Placement is required to protect the child from serious immediate danger;

(2) There is no parent, guardian, custodian, or other person able to provide supervision; and

(3) (i) 1. The child's continued placement in the child's home is contrary to the welfare of the child; and

2. Because of an alleged emergency situation, removal from the home is reasonable under the circumstances to provide for the safety of the child; or

(ii) 1. Reasonable [but unsuccessful] efforts have been made [to prevent or eliminate] BUT HAVE BEEN UNSUCCESSFUL IN PREVENTING OR ELIMINATING the need for removal from the child's home; and

2. As appropriate, reasonable efforts are being made to return the child to the child's home.

(d) A court may continue shelter care beyond emergency shelter care only if the court finds that:

(1) Return of the child to the child's home is contrary to the safety and welfare of the child; and

(2) (i) Removal of the child from the child's home is necessary due to an alleged emergency situation and in order to provide for the safety of the child; or

(ii) Reasonable [but unsuccessful] efforts were made [to prevent or eliminate] BUT WERE UNSUCCESSFUL IN PREVENTING OR ELIMINATING the need for removal of the child from the home.