

TITLE 5. CHILDREN.

SUBTITLE 1. DEFINITIONS.

5-101. "DEPARTMENT" DEFINED.

IN THIS TITLE, "DEPARTMENT" MEANS THE DEPARTMENT OF HUMAN RESOURCES.

REVISOR'S NOTE: This section formerly appeared as Article 88A, § 32E(a)(2).

As revised, this section is made applicable to this entire title, to avoid repetition throughout this title of the full name "Department of Human Resources".

The only other changes are in style.

SUBTITLE 2. PARENT AND CHILD.

5-201. SCOPE OF SUBTITLE.

THIS SUBTITLE DOES NOT AFFECT ANY LAW THAT RELATES TO THE APPOINTMENT OF A THIRD PERSON AS GUARDIAN OF THE PERSON OF A MINOR CHILD BECAUSE:

(1) THE CHILD'S PARENTS ARE UNSUITABLE; OR

(2) THE CHILD'S INTEREST WOULD BE AFFECTED ADVERSELY IF THE CHILD REMAINS UNDER THE NATURAL GUARDIANSHIP OF EITHER OF THE CHILD'S PARENTS.

REVISOR'S NOTE: This section is new language derived without substantive change from the fifth sentence of former Article 72A, § 1.

In the introductory language and item (1) of this section, the term "child" is new language added to conform to the language used throughout this title.

5-202. CHILD OF VOID MARRIAGE.

WHEN A CRIMINAL OR EQUITY COURT OF THIS STATE ANNULS A MARRIAGE, OR WHEN AN EQUITY COURT OF THIS STATE DECREES AN ABSOLUTE DIVORCE FOR A REASON THAT MAKES THE MARRIAGE VOID AB INITIO, THE COURT IN THE DECREE SHALL DECLARE EACH CHILD OF THE MARRIAGE TO BE A LEGITIMATE CHILD OF THE PARTIES TO THE MARRIAGE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 16, § 27.

The clause "the court in the decree shall declare" is substituted for the former phrase "shall be ... declared to be", for clarity.