

In subsection (b) of this section, the defined term "Department" is substituted for the former, obsolete reference to "State Department of Employment and Social Services".

Subsection (c) of this section is revised to reflect the Department's interpretation of former Article 88A, § 26(a) and the practice of the Administration. This revision is called to the attention of the General Assembly.

See also § 5-517 of this subtitle and HG § 6-125.

Defined terms: "Department" § 5-101
"License" § 5-501

5-507. LICENSE FOR CHILD PLACEMENT AGENCY.

(A) LICENSE REQUIRED.

EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON SHALL BE LICENSED BY THE ADMINISTRATION AS A CHILD PLACEMENT AGENCY BEFORE THE PERSON MAY ENGAGE IN THE PLACEMENT OF MINOR CHILDREN IN HOMES OR WITH INDIVIDUALS.

(B) EXCEPTIONS.

A LICENSE IS NOT REQUIRED:

(1) FOR A PERSON TO PLACE A CHILD WITH AN INDIVIDUAL RELATED TO THE CHILD BY BLOOD OR MARRIAGE WITHIN 4 DEGREES OF CONSANGUINITY OR AFFINITY UNDER THE CIVIL LAW RULE;

(2) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, FOR A PARENT OR GRANDPARENT OF A CHILD TO PLACE THE CHILD DIRECTLY, WITHOUT THE INTERVENTION OF ANY OTHER PERSON EXCEPT THE RECIPIENT OF THE CHILD; OR

(3) FOR A LAWYER TO PREPARE ADOPTION PLEADINGS NECESSARY TO ACCOMPLISH THE ADOPTION OF A CHILD OR TO PERFORM ANY OTHER NORMAL FUNCTION OF THE ASSOCIATED WITH THE NORMAL PRACTICE OF LAW.

(C) LIMITATION.

A PARENT OR GRANDPARENT MAY NOT PLACE A CHILD FOR ADOPTION WITHOUT A LICENSE UNLESS, BEFORE THE PLACEMENT IS MADE:

(1) A PETITION FOR ADOPTION IS FILED IN COURT; AND

(2) THE COURT, BY ORDER, SANCTIONS THE PLACEMENT PENDING FINAL ACTION ON THE PETITION.