

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 88A, § 20.

In subsection (a) of this section, the defined term "Administration" is substituted for the former, obsolete reference to the "State Department of Employment and Social Services". In practice, the Administration is the agency within the Department to which the licensing authority is delegated.

Also in subsection (a) of this section, the word "individuals" is substituted for the former word "persons" to conform to similar language in the definition of "child placement agency" in § 5-301 of this title.

In subsection (b)(1) of this section, "or affinity" is new language added for consistency with the antecedent reference to "marriage".

In subsection (b)(2) of this section, the former phrase "with a person not so related to the child" is deleted as potentially misleading. The individuals with whom a parent or grandparent may directly place a child include those individuals who are related to the child within 4 degrees of consanguinity or affinity, since, under subsection (b)(1) of this section, any person may place a child with an individual so related to the child.

Defined terms: "Administration" § 5-501
"License" § 5-501

5-508. LICENSE FOR CHILD CARE HOME.

(A) LICENSE REQUIRED.

EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON SHALL BE LICENSED BY THE ADMINISTRATION AS A CHILD CARE HOME BEFORE THE PERSON MAY EXERCISE CARE, CUSTODY, OR CONTROL OF A MINOR CHILD.

(B) EXCEPTIONS.

THIS SECTION DOES NOT APPLY:

- (1) TO A PARENT OF THE CHILD;
- (2) TO AN INDIVIDUAL RELATED TO THE CHILD BY BLOOD OR MARRIAGE WITHIN 4 DEGREES OF CONSANGUINITY OR AFFINITY UNDER THE CIVIL LAW RULE;
- (3) TO A GUARDIAN OF THE CHILD;