

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 72A, § 4(f).

In this section, the term "county" is substituted for the former term "subdivision" to reflect practice.

Defined terms: "County" § 1-101
"Neglected child" § 5-701

(G) NEGLECTED CHILD.

"NEGLECTED CHILD" MEANS A MINOR CHILD WHO HAS SUFFERED OR IS SUFFERING SIGNIFICANT PHYSICAL OR MENTAL HARM OR INJURY FROM:

(1) THE ABSENCE OF THE CHILD'S PARENTS, GUARDIAN, OR CUSTODIAN; OR

(2) THE FAILURE OF THE CHILD'S PARENTS, GUARDIAN, OR CUSTODIAN TO GIVE PROPER CARE AND ATTENTION TO THE CHILD AND THE CHILD'S PROBLEMS UNDER CIRCUMSTANCES THAT INDICATE THAT THE CHILD'S HEALTH AND OR WELFARE IS HARMED OR THREATENED THEREBY, UNLESS THE FAILURE CONSISTS ONLY OF PROVIDING THE CHILD WITH NONMEDICAL REMEDIAL CARE AND TREATMENT RECOGNIZED BY STATE LAW INSTEAD OF MEDICAL TREATMENT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 72A, § 4(b) and (d).

In item (2) of this subsection, the clause "unless the failure consists only of providing the child with" is substituted for the former provision that "a child may not be considered to be neglected solely because he is receiving", for clarity.

(H) POLICE OFFICER.

"POLICE OFFICER" MEANS ANY STATE OR LOCAL OFFICER WHO IS AUTHORIZED TO MAKE ARRESTS AS PART OF THE OFFICER'S OFFICIAL DUTY.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 72A, § 4(h).

In this subsection, the term "police officer" is substituted for the former term "law enforcement officer" to avoid confusion with the defined term "law enforcement agency".

5-702. LEGISLATIVE POLICY.

THE PURPOSE OF THIS SUBTITLE IS TO PROTECT NEGLECTED CHILDREN BY: