

more than 1 year, or both, for either offense. The reference in former Article 27, § 104 to the House of Correction is deleted as obsolete. This revision is called to the attention of the General Assembly.

Defined terms: "Destitute adult child" § 13-101
 "Destitute parent" § 13-101

13-103. COMPLAINT BY DESTITUTE PARENT OR DESTITUTE ADULT CHILD.

(A) IN GENERAL.

A COMPLAINT UNDER THIS SECTION SHALL BE MADE UNDER OATH IN WRITING TO A STATE'S ATTORNEY.

(B) DESTITUTE PARENT.

AN INDIVIDUAL MAY MAKE A COMPLAINT THAT STATES THAT:

(1) THE INDIVIDUAL IS A DESTITUTE PARENT;

(2) AN ADULT CHILD OF THE DESTITUTE PARENT HAS OR IS ABLE TO EARN MEANS SUFFICIENT TO PROVIDE THE DESTITUTE PARENT WITH NECESSARY FOOD, SHELTER, CARE, AND CLOTHING; AND

(3) THE ADULT CHILD HAS NEGLECTED OR REFUSED TO PROVIDE THE DESTITUTE PARENT WITH NECESSARY FOOD, SHELTER, CARE, AND CLOTHING.

(C) DESTITUTE ADULT CHILD.

AN INDIVIDUAL MAY MAKE A COMPLAINT THAT STATES THAT:

(1) THE INDIVIDUAL IS A DESTITUTE ADULT CHILD;

(2) A PARENT OF THE DESTITUTE ADULT CHILD HAS OR IS ABLE TO EARN MEANS SUFFICIENT TO PROVIDE THE DESTITUTE ADULT CHILD WITH NECESSARY FOOD, SHELTER, CARE, AND CLOTHING; AND

(3) THE PARENT HAS NEGLECTED OR REFUSED TO PROVIDE THE DESTITUTE ADULT CHILD WITH NECESSARY FOOD, SHELTER, CARE, AND CLOTHING.

REVISOR'S NOTE: This section is new language derived without substantive change from the first sentence of former Article 27, §§ 98(a) and 105(a), respectively, except the parenthetical phrases and the last clause of each of those sentences.

The Commission to Revise the Annotated Code calls to the attention of the General Assembly the requirement of this section that a complaint be filed in person by a destitute parent or destitute adult child. In light of the fact that these individuals are by definition mentally or physically infirm, the General Assembly may wish to revise the complaint procedure.