

VETOES

AN ACT concerning

Family Law - Petitions for Adoption or Guardianship -
Procedure - Notice

FOR the purpose of providing that, if a petition for guardianship is filed after a juvenile proceeding which results in certain adjudications, a petitioner shall give certain notice to the attorney who represented a natural parent in the juvenile proceeding; providing that, if a person is notified of the filing of a petition for adoption or a petition for guardianship and fails to file a notice of objection within a certain period of time, the court shall consider the person to have consented to the adoption or guardianship and treat the petition in a certain manner; and generally relating to procedures involving notice of petitions for adoption or guardianship.

BY repealing and reenacting, with amendments,

Article - Family Law
Section 5-322
Annotated Code of Maryland
(1984 Volume and 1986 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Family Law

5-322.

(a) (1) (I) Subject to paragraph (2) of this subsection, a petitioner shall give to each person whose consent is required notice of the filing of a petition for adoption or a petition for guardianship.

(II) IN ADDITION TO THE NOTICE OF FILING REQUIRED UNDER ITEM (I) OF THIS PARAGRAPH, IF A PETITION FOR GUARDIANSHIP IS FILED AFTER A JUVENILE PROCEEDING IN WHICH THE CHILD HAS BEEN ADJUDICATED TO BE A CHILD IN NEED OF ASSISTANCE, A NEGLECTED CHILD, OR AN ABUSED CHILD, A PETITIONER SHALL GIVE NOTICE OF THE FILING OF THE PETITION FOR GUARDIANSHIP TO THE ATTORNEY WHO REPRESENTED A NATURAL PARENT IN THE JUVENILE PROCEEDING.

(2) A person whose consent is filed with the petition need not be given notice if the consent includes a waiver of the right to notice of the filing of the petition.