

~~10-219(C) OF THE FAMILY LAW ARTICLE, INCLUDING CARE AND MEDICAL TREATMENT OF THE NEWBORN, UNLESS INJURY TO THE NEWBORN WAS CAUSED BY WILLFUL OR WANTON MISCONDUCT OR GROSS NEGLIGENCE.~~

~~(2) A CLAIM AGAINST A LAW ENFORCEMENT AGENCY OR LOCAL DEPARTMENT OF SOCIAL SERVICES OR AN EMPLOYEE OF A LAW ENFORCEMENT AGENCY OR LOCAL DEPARTMENT OF SOCIAL SERVICES FOR AN ACTION TAKEN RELATED TO THE ABANDONMENT OF A NEWBORN UNDER § 3-828(C) OF THIS ARTICLE OR § 10-219(C) OF THE FAMILY LAW ARTICLE, INCLUDING CARE AND MEDICAL TREATMENT OF THE NEWBORN, SHALL BE GOVERNED BY THE MARYLAND TORT CLAIMS ACT UNDER TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE OR THE LOCAL GOVERNMENT TORT CLAIMS ACT UNDER TITLE 5, SUBTITLE 3 OF THIS ARTICLE.~~

~~(3) A FIRE OR RESCUE COMPANY OR AN EMPLOYEE OF A FIRE OR RESCUE COMPANY SHALL HAVE THE IMMUNITY FROM CIVIL LIABILITY DESCRIBED IN § 5-604 OF THIS SUBTITLE FOR ANY ACTION TAKEN RELATED TO THE ABANDONMENT OF A NEWBORN UNDER § 3-828(C) OF THIS ARTICLE OR § 10-219(C) OF THE FAMILY LAW ARTICLE, INCLUDING CARE AND MEDICAL TREATMENT OF THE NEWBORN.~~

~~(4) THE MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS SHALL DEVELOP AND ESTABLISH APPROPRIATE PROTOCOL PROCEDURES FOR FIRE AND RESCUE EMPLOYEES WHO TAKE ANY ACTION RELATED TO THE ABANDONMENT OF A NEWBORN UNDER § 3-828(C) OF THIS ARTICLE, INCLUDING CARE AND MEDICAL TREATMENT OF THE NEWBORN.~~

~~(C) (1) THIS SECTION DOES NOT CREATE, AND MAY NOT BE CONSTRUED AS CREATING, A NEW CAUSE OF ACTION OR SUBSTANTIVE LEGAL RIGHT AGAINST THE STATE, A LOCAL GOVERNMENT, OR ANY PERSON OR ENTITY SPECIFIED IN THIS SECTION.~~

~~(2) THIS SECTION DOES NOT AFFECT, AND MAY NOT BE CONSTRUED AS AFFECTING, ANY IMMUNITIES FROM CIVIL LIABILITY OR CRIMINAL PROSECUTION OR DEFENSES ESTABLISHED BY ANY OTHER PROVISION OF THE CODE OR AT COMMON LAW, TO WHICH THE STATE, A LOCAL GOVERNMENT, OR ANY PERSON OR ENTITY SPECIFIED IN THIS SECTION MAY BE ENTITLED.~~

Article — Family Law

~~10-219.~~

~~(a) [An] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN individual who has care, custody, or control of a minor child may not desert the child:~~

~~(1) with the intent that the child become a public charge; or~~

~~(2) without providing for the child's support for at least 3 years by a responsible individual or a licensed child care facility.~~