

(2) THE CUSTODY ORDER IS MODIFIED BY AN ORDER OF ANY OTHER COURT WITH JURISDICTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved May 14, 1991.

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**CHAPTER 399**

**(House Bill 765)**

AN ACT concerning

**Child In Need of Assistance (CINA) Proceedings – Out of Court Statements**

FOR the purpose of altering the law governing the admissibility of an out of court statement by a child victim so as to authorize a court to admit into evidence at a child in need of assistance (CINA) proceeding certain out of court statements by certain child victims under specific circumstances; describing the circumstances under which a child's out of court statement may come into evidence; requiring the court to make a certain finding and to determine admissibility of a certain statement in accordance with certain procedures; clarifying that this Act does not limit the admissibility of a statement under other hearsay exceptions or rules of evidence; providing for the applicability of this Act; and generally relating to the admissibility into evidence of certain out of court statements in a CINA proceeding.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 9-103.1

Annotated Code of Maryland

(1989 Replacement Volume and 1990 Supplement)

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

**Article – Courts and Judicial Proceedings**

9-103.1.

(a) In this section "statement" means:

(1) An oral or written assertion; or

(2) Nonverbal conduct, if it is intended as an assertion, including sounds, gestures, demonstrations, drawings, or similar actions.