

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 512

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “children” in line 4 and substitute “establishing that there is a presumption that a child is not receiving ordinary and proper care and attention within the definition of “child in need of assistance” if the child is”; in line 14, strike “refused” and substitute “refuses”; in the same line, strike “failed” and substitute “fails”; in line 22, after “circumstances;” insert “making this Act subject to a certain contingency;”; and in line 23, strike “in need of assistance” and substitute “born addicted to, dependent on, or with a significant presence in the child’s blood of certain controlled dangerous substances”.

On page 2, after line 11, insert:

“BY adding to

Article - Courts and Judicial Proceedings

Section 3-801.1

Annotated Code of Maryland

(1995 Replacement Volume and 1996 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 3, strike beginning with “:” in line 36 on page 2 through “AND” in line 7 on page 3, and substitute “IS MENTALLY HANDICAPPED OR IS NOT RECEIVING ORDINARY AND PROPER CARE AND ATTENTION, AND”.

AMENDMENT NO. 3

On page 3, after line 29, insert:

“3-801.1.

(Over)

THERE IS A PRESUMPTION THAT A CHILD IS NOT RECEIVING ORDINARY AND PROPER CARE AND ATTENTION UNDER § 3-801(E)(1) OF THIS SUBTITLE IF THE CHILD:
(1) WAS BORN ADDICTED TO OR DEPENDENT ON COCAINE, HEROIN, OR A DERIVATIVE THEREOF; OR

(2) WAS BORN WITH A SIGNIFICANT PRESENCE OF COCAINE, HEROIN, OR A DERIVATIVE THEREOF IN THE CHILD'S BLOOD AS EVIDENCED BY TOXICOLOGY OR OTHER APPROPRIATE TESTS."

AMENDMENT NO. 4

On page 5, strike beginning with "THE" in line 30 down through "HEROIN" in line 31 and substitute "HEROIN, OR A DERIVATIVE THEREOF"; strike beginning with "THE" in line 32 down through "HEROIN" in line 33 and substitute "HEROIN, OR A DERIVATIVE THEREOF"; and in line 35, strike "REFUSED" and substitute "REFUSES".

On page 7, in line 32, after "(C)" insert "SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A) AND (B) OF THIS SECTION,".

On page 8, in line 5, after "CARE" insert "FOR THE CHILD".

AMENDMENT NO. 5

On page 8, after line 32, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act is contingent upon the inclusion in the operating budget of \$1,700,000 for drug abuse treatment for mothers of children born drug exposed."

in line 33, strike "2." and substitute "3."; and in the same line, after "That" insert ", subject to the provisions of Section 2 above,".