

SENATE BILL 490

O1, O4, J1

8lr1740
CF HB 454

By: **Senators Kelley, Astle, Brochin, Currie, Eckardt, Feldman, Guzzone, Kagan, Kasemeyer, Lee, Muse, Nathan-Pulliam, Oaks, Robinson, Smith, Young, and Zucker**

Introduced and read first time: January 29, 2018

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Child Abuse and Neglect – Disclosure of Identifying Information and**
3 **Investigations**

4 FOR the purpose of requiring a court to provide the Secretary of Health with identifying
5 information regarding an individual who has been convicted under certain provisions
6 of law of the murder, attempted murder, or manslaughter of a child; requiring a local
7 department to open an investigation of child abuse or neglect if the local department
8 is prevented from accessing a child born to an individual whose identifying
9 information has been provided to the Secretary under certain provisions of law while
10 providing a certain assessment; altering the period of time for which the Secretary
11 must provide certain birth record information to the Executive Director of the Social
12 Services Administration; making stylistic changes; and generally relating to child
13 abuse and neglect.

14 BY repealing and reenacting, with amendments,
15 Article – Family Law
16 Section 5–715
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2017 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Health – General
21 Section 4–222
22 Annotated Code of Maryland
23 (2015 Replacement Volume and 2017 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



Article – Family Law

2 5-715.

12 (b) If in accordance with § 4-222 of the Health – General Article, the Secretary
13 provides to the Executive Director birth record information for a child born to an individual
14 whose identifying information has been provided under subsection (a) of this section, the
15 Executive Director shall:

16 (1) verify that the parent of the child is the same individual described in
17 subsection (a) of this section; and

21 (C) A LOCAL DEPARTMENT SHALL OPEN AN INVESTIGATION IF THE LOCAL
22 DEPARTMENT IS PREVENTED FROM ACCESSING THE CHILD WHILE PROVIDING AN
23 ASSESSMENT UNDER SUBSECTION (B) OF THIS SECTION.

Article – Health – General

25 4-222.

26 The Secretary shall provide to the Executive Director of the Social Services
27 Administration in the Department of Human Services birth record information for a child
28 born to an individual whose identifying information has been provided to the Secretary
29 within the previous [5] 20 years by the Executive Director **OR A COURT** under § 5-715 of
30 the Family Law Article.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2018.