1   H.170

2   Representative Donahue of Northfield moves that the bill be amended as

3   follows:

4   First: In Sec. 9. 18 V.S.A. § 4230g(b) after "consume marijuana" by adding

5   "and shall include consumption by second-hand smoke"

6   Second: Sec. 9a. be added to amend 33 V.S.A. 5102 to read:

7   § 5102. DEFINITIONS AND PROVISIONS OF GENERAL APPLICATION

8   As used in the juvenile judicial proceedings chapters, unless the context

9   otherwise requires:

10   * * *

11   (3) "Child in need of care or supervision (CHINS)" means a child who:

12   (A) has been abandoned or abused by the child's parent, guardian, or

13   custodian. A person is considered to have abandoned a child if the person is:

14   unwilling to have physical custody of the child; unable, unwilling, or has failed

15   to make appropriate arrangements for the child's care; unable to have physical

16   custody of the child and has not arranged or cannot arrange for the safe and

17   appropriate care of the child; or has left the child with a care provider and the

18   care provider is unwilling or unable to provide care or support for the child, the

19   whereabouts of the person are unknown, and reasonable efforts to locate the

20   person have been unsuccessful.

1   (B) is without proper parental care or subsistence, education, medical,

2   or other care necessary for his or her well-being;

3   (C) is without or beyond the control of his or her parent, guardian, or

4   custodian; or

5   (D) is habitually and without justification truant from compulsory

6   school attendance.; or

7   (E) is under the age of 16 and who has been furnished marijuana or

8   enabled to consume marijuana by a parent or guardian.

9   * * *