

(5) "PERSON" HAS THE MEANING STATED IN TITLE 15, SUBTITLE 3 OF THE ESTATES AND TRUSTS ARTICLE.

(6) "TRANSFER" HAS THE MEANING STATED IN TITLE 15, SUBTITLE 3 OF THE ESTATES AND TRUSTS ARTICLE.

(7) "TRANSFER AGENT" HAS THE MEANING STATED IN TITLE 15, SUBTITLE 3 OF THE ESTATES AND TRUSTS ARTICLE.

(B) A PERSON WHO PARTICIPATES IN THE ACQUISITION, DISPOSITION, ASSIGNMENT, OR TRANSFER OF A SECURITY BY OR TO A FIDUCIARY, INCLUDING A PERSON WHO GUARANTEES THE SIGNATURE OF THE FIDUCIARY, IS NOT LIABLE FOR PARTICIPATION IN ANY BREACH OF FIDUCIARY DUTY BY REASON OF FAILURE TO INQUIRE WHETHER THE TRANSACTION INVOLVES A BREACH UNLESS IT IS SHOWN THAT THE PERSON ACTED WITH ACTUAL KNOWLEDGE THAT THE PROCEEDS OF THE TRANSACTION WERE BEING OR WERE TO BE USED WRONGFULLY FOR THE INDIVIDUAL BENEFIT OF THE FIDUCIARY OR THAT THE TRANSACTION WAS OTHERWISE IN BREACH OF DUTY.

(C) IF A CORPORATION OR TRANSFER AGENT MAKES A TRANSFER UNDER AN ASSIGNMENT BY A FIDUCIARY, A PERSON WHO GUARANTEED THE SIGNATURE OF THE FIDUCIARY IS NOT LIABLE ON THE GUARANTEE TO ANY PERSON TO WHOM THE CORPORATION OR TRANSFER AGENT, BY REASON OF THIS SECTION OR TITLE 15, SUBTITLE 3 OF THE ESTATES AND TRUSTS ARTICLE, INCURS NO LIABILITY.

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(A) THE FOLLOWING PERSONS OR AGENCIES SHALL BE IMMUNE FROM CIVIL OR CRIMINAL LIABILITY IN CONNECTION WITH THE CONDUCTING OF A CRIMINAL BACKGROUND INVESTIGATION UNDER TITLE 5, SUBTITLE 5, PART VI OF THE FAMILY LAW ARTICLE:

(1) AN EMPLOYER THAT IN GOOD FAITH RELIES ON A CRIMINAL BACKGROUND INVESTIGATION TO DENY OR TERMINATE AN INDIVIDUAL'S EMPLOYMENT OR PARTICIPATION IN A FACILITY;

(2) A STATE OR LOCAL AGENCY THAT IN GOOD FAITH RELIES ON A CRIMINAL BACKGROUND INVESTIGATION OF AN EMPLOYER TO GRANT, DENY, SUSPEND, OR REVOKE LICENSURE, REGISTRATION, APPROVAL, OR CERTIFICATION OF A FACILITY;

(3) A LOCAL DEPARTMENT OF SOCIAL SERVICES THAT IN GOOD FAITH RELIES ON A CRIMINAL BACKGROUND INVESTIGATION TO MAKE A DECISION CONCERNING THE PLACEMENT OF A CHILD COMMITTED TO IT, INCLUDING A DECISION TO REMOVE A CHILD FROM A PARTICULAR FACILITY OR HOME; AND

(4) A STATE OR LOCAL AGENCY THAT IN GOOD FAITH PARTICIPATES IN THE MAKING OF A CRIMINAL BACKGROUND