

Occurred: Ch. 324, Acts of 1989.

5-563.

(a) As part of the application process for a criminal background investigation, the employee, employer, and individual identified in § 5-561(c) of this [Part VI] SUBTITLE shall complete and sign a sworn statement or affirmation disclosing the existence of a conviction or pending charges without a final disposition for the commission of, attempt to commit, or assault with intent to commit any of the following criminal offenses or a criminal offense which is equivalent to any of the following:

- (1) murder;
- (2) child abuse;
- (3) rape;
- (4) a sexual offense involving a minor, nonconsenting adult, or a person who is mentally defective, mentally incapacitated, or physically helpless;
- (5) child pornography;
- (6) kidnapping of a child; or
- (7) child abduction.

(b) (3) The Department or its designee shall mail a copy of a disclosure form of an individual identified in § 5-561(c) of this [Part VI] SUBTITLE to the appropriate local department of social services, registering agency, or licensed child placement agency.

DRAFTER'S NOTE:

Error: Stylistic errors in § 5-563(a) and (b)(3) of the Family Law Article.

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(c) (1) Except for any necessary administrative or personal identification information or the date on which the criminal background investigation was conducted or completed, the printed statement shall contain the following information only, stated in the affirmative or negative:

(ii) that the employee, employer, or individual identified in § 5-561(c) of this [Part VI] SUBTITLE is or is not the subject of any pending charges without a final disposition, or has or has not been convicted of a crime or attempted crime identified in subsection (b) of this section.

(2) The printed statement may not identify or disclose the specific crime or attempted crime that is the subject of the employee's, employer's, or individual's