

5-715.

(a) The Secretary of Human Resources shall adopt regulations necessary to protect the rights of persons suspected of abuse or neglect.

(b) Before the name of a person who is suspected of abuse or neglect is entered in [the] A central registry, the person shall be given notice.

~~(c) (1) WITHIN 90 DAYS OF RECEIPT OF THE NOTICE REQUIRED IN SUBSECTION (B) OF THIS SECTION, A PERSON SUSPECTED OF ABUSE OR NEGLECT MAY REQUEST IN WRITING THAT THE DEPARTMENT AMEND OR EXPUNGE AN ENTRY IN A CENTRAL REGISTRY.~~

~~(2) ON RECEIPT OF A REQUEST TO AMEND OR EXPUNGE AN ENTRY IN A CENTRAL REGISTRY, THE DEPARTMENT SHALL REVIEW ALL RECORDS OR REPORTS CONCERNING THE ABUSE OR NEGLECT.~~

~~(3) WITHIN 30 DAYS OF RECEIPT OF A REQUEST TO AMEND OR EXPUNGE AN ENTRY IN A CENTRAL REGISTRY, THE DEPARTMENT SHALL NOTIFY THE PERSON SUSPECTED OF ABUSE OR NEGLECT OF ITS DECISION ON WHETHER THE ENTRY SHOULD BE AMENDED OR EXPUNGED, AND, IF THE ENTRY IS TO BE AMENDED, THE MANNER OF THE AMENDMENT.~~

~~(4) IF THE DEPARTMENT FAILS TO ACT WITHIN THE TIME REQUIRED IN PARAGRAPH (3) OF THIS SUBSECTION OR REFUSES THE REQUEST TO AMEND OR EXPUNGE, THE PERSON SUSPECTED OF ABUSE OR NEGLECT MAY REQUEST A HEARING AS PROVIDED IN SUBSECTION (D) OF THIS SECTION.~~

~~(5) A PERSON SHALL COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION BEFORE REQUESTING A HEARING UNDER SUBSECTION (D) OF THIS SECTION.~~

~~†(c)†(D)~~ (1) Except as provided in paragraph (3) of this subsection, on request by a person suspected of abuse or neglect, the Department shall hold an administrative hearing for the purpose of allowing the person to appeal the entry of the person's name in [the] A central registry.

(2) The hearing shall be held in the county in which the person suspected of abuse or neglect resides.

(3) The name of a person adjudicated a child abuser may be entered in [the] A central registry without an opportunity for a hearing under this subsection.

~~†(d)†(E)~~ The Department may not enter the name of a person in [the] A central registry unless the person has:

(1) been adjudicated a child abuser;

(2) unsuccessfully appealed the entry of the person's name in the central registry under procedures established by the Department and this section; or

(3) failed to respond within ~~THE EARLIER OF:~~