

(I) MAY NOT BE ENJOINED BY THE DEPARTMENT AS LONG AS INFORMATION IS NOT MADE KNOWN TO THE DEPARTMENT THAT THE HEALTH, SAFETY, OR WELFARE OF ANY CHILD IN THE CARE OF THE UNREGISTERED FAMILY DAY CARE PROVIDER IS ENDANGERED, INCLUDING ANY INFORMATION OR EVIDENCE PROVIDED BY A STATE OR LOCAL CODE ENFORCEMENT AUTHORITY OR PROTECTIVE SERVICES OR LAW ENFORCEMENT AGENCY.

(II) IS NOT SUBJECT TO THE PENALTY PROVIDED FOR IN § 5-557 OF THIS PART V; AND

(III) IS SUBJECT TO THE GROUP SIZE REQUIREMENTS PROVIDED BY § 5-553 OF THIS PART V.

(E) FOR THE PURPOSES OF THIS SECTION, AN UNREGISTERED FAMILY DAY CARE PROVIDER IS PARTICIPATING IN THE AMNESTY PROGRAM IF:

(1) THE UNREGISTERED FAMILY DAY CARE PROVIDER:

(I) BETWEEN OCTOBER 1, 1994 AND SEPTEMBER 30, 1997, FILES AN APPLICATION WITH THE DEPARTMENT IN ACCORDANCE WITH THE GUIDELINES PROVIDED REGULATIONS ADOPTED BY THE DEPARTMENT; AND

(II) MAKES A GOOD FAITH EFFORT, AS DETERMINED BY THE DEPARTMENT, TO COMPLETE THE REGISTRATION PROCESS WITHIN 1 YEAR OF THE DATE OF ENTERING THE AMNESTY; AND

(2) INFORMATION IS NOT MADE KNOWN TO THE DEPARTMENT THAT THE HEALTH, SAFETY, OR WELFARE OF ANY CHILD IN THE CARE OF THE UNREGISTERED FAMILY DAY CARE PROVIDER IS ENDANGERED, INCLUDING ANY INFORMATION OR EVIDENCE PROVIDED BY A STATE OR LOCAL CODE ENFORCEMENT AUTHORITY, OR PROTECTIVE SERVICES OR LAW ENFORCEMENT AGENCY.

(F) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, EXCEPT FOR ANY WILLFUL OR GROSSLY NEGLIGENT ACT, A STATE OR LOCAL CODE ENFORCEMENT AUTHORITY, PROTECTIVE SERVICES OR LAW ENFORCEMENT AGENCY, THE DEPARTMENT OF HUMAN RESOURCES, AND THE PERSONNEL OF A STATE OR LOCAL CODE ENFORCEMENT AUTHORITY, PROTECTIVE SERVICES OR LAW ENFORCEMENT AGENCY OR THE MARYLAND DEPARTMENT OF HUMAN RESOURCES SHALL BE IMMUNE FROM CIVIL LIABILITY FOR ANY ACT OR INJURY TO ANY CHILD ATTRIBUTABLE TO OR RESULTING FROM THE AMNESTY PERIOD PROVIDED FOR IN THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, ~~1995~~ 1997, the Child Care Administration of the Department of Human Resources shall evaluate the amnesty program established by Section 1 of this Act and make a recommendation to the Secretary of Human Resources that the amnesty program be placed in the law on a permanent basis.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.