

Article - Family Law

Section 5-561 through 5-568

Annotated Code of Maryland

(1991 Replacement Volume and 1995 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Family Law

5-560.

(a) In this Part VI of this subtitle, the following words have the meanings indicated.

(b) "Conviction" means a plea or verdict of guilty or a plea of nolo contendere.

(c) "Department" means the Department of Public Safety and Correctional Services.

(d) (1) "Employee" means a person that for compensation is employed to work in a facility identified in § 5-561 of this subtitle and who:

(i) cares for or supervises children in the facility; or

(ii) has access to children who are cared for or supervised in the facility.

(2) "Employee" does not include any person employed to work for compensation by the Department of Juvenile Justice.

(e) (1) "Employer" means an owner, operator, proprietor, or manager of a facility identified in § 5-561 of this subtitle who has frequent contact with children who are cared for or supervised in the facility.

(2) "Employer" does not include a State or local agency responsible for the temporary or permanent placement of children in a facility identified in § 5-561 of this subtitle.

(f) "Secretary" means the Secretary of Public Safety and Correctional Services.

5-561.

(a) Notwithstanding any provision of law to the contrary, an employee and employer in a facility identified in subsection (b) of this section and persons identified in subsection (c) of this section shall apply for a [federal] NATIONAL and State criminal [background investigation] HISTORY RECORDS CHECK at any designated law enforcement office in this State.

(b) The following facilities shall require employees and employers to obtain a criminal [background investigation] HISTORY RECORDS CHECK under this Part VI of this subtitle: