

(2) the disclosure statement required under § 5-563 of this subtitle; and

(3) payment for the costs of the criminal [background investigation] HISTORY RECORDS CHECK.

(c) The requirement that a complete set of legible fingerprints taken on standard fingerprint cards be submitted as part of the application for a criminal [background investigation] HISTORY RECORDS CHECK may be waived by the Department of Human Resources if:

(1) the application is submitted by a person who has attempted to have a complete set of fingerprints taken on at least 3 occasions;

(2) the taking of a complete set of legible fingerprints is not possible because of a physical or medical condition of the person's fingers or hands;

(3) the person submits documentation satisfactory to the Department of Human Resources of the requirements of this subsection; and

(4) the person submits the other information required for a criminal [background investigation] HISTORY RECORDS CHECK.

5-563.

(a) As part of the application process for a criminal [background investigation] HISTORY RECORDS CHECK, the employee, employer, and individual identified in § 5-561(c), (d), (e), or (f) of this subtitle shall complete and sign a sworn statement or affirmation disclosing the existence of a criminal conviction, PROBATION BEFORE JUDGMENT DISPOSITION, NOT CRIMINALLY RESPONSIBLE DISPOSITION, or pending criminal charges without a final disposition.

(b) (1) The Department or its designee shall mail an acknowledged receipt of the application with a sworn statement or affirmation from an employee to the employer within 3 days of the application.

(2) The Department or its designee shall mail an acknowledged receipt of the application with a sworn statement or affirmation from an [employee] EMPLOYER to the appropriate State or local licensing, registering, approving, or certifying agency, within 3 days of the application.

(3) The Department or its designee shall mail an acknowledged receipt of the application with a sworn statement or affirmation from an individual identified in § 5-561(c), (d), (e), or (f) of this subtitle to the appropriate local department of social services, registering agency, [or] licensed child placement agency, OR FACILITY.

5-564.

(a) (1) (I) The Department shall conduct the criminal [background investigation] HISTORY RECORDS CHECK and issue the printed statement provided for under this Part VI of this subtitle.

(II) It shall update an initial [investigation] CRIMINAL HISTORY RECORDS CHECK FOR AN EMPLOYEE, EMPLOYER, OR INDIVIDUAL IDENTIFIED IN §