

~~(1) THE EMPLOYEE'S CURRENT OR PROSPECTIVE EMPLOYER AT THE NURSING FACILITY;~~

~~(2) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE; AND~~

~~(1) THE ADULT DEPENDENT CARE PROGRAM SEEKING TO HIRE THE POTENTIAL ELIGIBLE EMPLOYEE; AND~~

~~(3) (2) THE POTENTIAL ELIGIBLE EMPLOYEE.~~

49-1805. 19-1806.

(A) IF THE ADULT DEPENDENT CARE PROGRAM REQUESTS A PRIVATE AGENCY BACKGROUND CHECK, THE PRIVATE AGENCY SHALL ISSUE A STATEMENT OF ITS FINDINGS TO THE POTENTIAL ELIGIBLE EMPLOYEE AND THE ADULT DEPENDENT CARE PROGRAM; AND

(B) THE POTENTIAL ELIGIBLE EMPLOYEE SHALL HAVE AN OPPORTUNITY TO CONTEST THE FINDINGS.

19-1807.

(A) (1) THE DEPARTMENT SHALL CONDUCT THE CRIMINAL BACKGROUND INVESTIGATION HISTORY RECORDS CHECK AND ISSUE THE PRINTED STATEMENT PROVIDED FOR UNDER THIS SUBTITLE.

(2) THE DEPARTMENT SHALL UPDATE AN INITIAL INVESTIGATION CRIMINAL HISTORY RECORDS CHECK AND ISSUE A REVISED PRINTED STATEMENT, LISTING ANY OF THE CONVICTIONS, OR PENDING CHARGES, OR OFFENSES OCCURRING IN THE STATE DURING THE TIME OF EMPLOYMENT AFTER THE DATE OF THE INITIAL CRIMINAL BACKGROUND PRINTED STATEMENT HISTORY RECORDS CHECK.

(3) THE DEPARTMENT SHALL ADOPT REGULATIONS REQUIRING EMPLOYERS TO VERIFY PERIODICALLY THE CONTINUING EMPLOYMENT OF AN EMPLOYEE.

(B) (4) THE DEPARTMENT SHALL PROVIDE A PRINTED STATEMENT OF THE APPLICANT'S POTENTIAL ELIGIBLE EMPLOYEE'S STATE CRIMINAL RECORD TO THE RECIPIENTS OF THE ACKNOWLEDGMENTS SPECIFIED IN § 49-1804(B) § 19-1805(B) OF THIS SUBTITLE.

~~(2) THE DEPARTMENT SHALL:~~

~~(i) RECORD ON A PRINTED STATEMENT THE EXISTENCE OF A CONVICTION OR PENDING CHARGE REPORTED IN THE CRIMINAL HISTORY RECORD INFORMATION RECEIVED FROM THE FEDERAL BUREAU OF INVESTIGATION IDENTIFICATION DIVISION; AND~~

~~(ii) DISTRIBUTE THE PRINTED STATEMENT IN ACCORDANCE WITH FEDERAL LAW AND REGULATIONS ON DISSEMINATION OF FEDERAL BUREAU OF INVESTIGATION IDENTIFICATION RECORDS.~~