

~~(C) THE RECORDING OF THE EXISTENCE OF A CONVICTION OR PENDING CHARGE CONTAINED IN THE CRIMINAL HISTORY RECORD INFORMATION RECEIVED FROM THE FEDERAL BUREAU OF INVESTIGATION IDENTIFICATION DIVISION:~~

~~(1) MAY NOT IDENTIFY OR DISCLOSE TO A PRIVATE ENTITY THE SPECIFIC CRIME OR ATTEMPTED CRIME IN THE APPLICANT'S CRIMINAL HISTORY RECORD; AND~~

~~(2) SHALL DISCLOSE TO A PRIVATE ENTITY THE EXISTENCE OF A CONVICTION OR PENDING CHARGES FOR ANY OF THE CRIMES, ATTEMPTED CRIMES, OR A CRIMINAL OFFENSE THAT IS EQUIVALENT TO THOSE ENUMERATED IN THE REGULATIONS ADOPTED BY THE DEPARTMENT.~~

~~(D) ON COMPLETION OF THE CRIMINAL BACKGROUND INVESTIGATION OF AN EMPLOYEE, THE DEPARTMENT SHALL SUBMIT THE PRINTED STATEMENT TO:~~

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

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

~~(3) THE EMPLOYEE.~~

~~(E) (C) INFORMATION OBTAINED FROM THE DEPARTMENT OR A PRIVATE AGENCY UNDER THIS SUBTITLE SHALL BE CONFIDENTIAL AND MAY BE DISSEMINATED ONLY TO THE APPLICANT POTENTIAL ELIGIBLE EMPLOYEE WHO IS THE SUBJECT OF THE CRIMINAL BACKGROUND INVESTIGATION HISTORY RECORDS CHECK OR PRIVATE AGENCY BACKGROUND CHECK AND TO THE PARTICIPANTS IN THE HIRING OR APPROVAL PROCESS AN ADULT DEPENDENT CARE PROGRAM SEEKING TO HIRE THE POTENTIAL ELIGIBLE EMPLOYEE.~~

~~(F) (D) INFORMATION OBTAINED FROM THE DEPARTMENT OR A PRIVATE AGENCY UNDER THIS SUBTITLE MAY NOT:~~

~~(1) BE USED FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT WAS DISSEMINATED; OR~~

~~(2) BE REDISSEMINATED.~~

~~(G) (E) INFORMATION OBTAINED FROM THE DEPARTMENT OR A PRIVATE AGENCY UNDER THIS SUBTITLE SHALL BE MAINTAINED IN A MANNER TO INSURE THE SECURITY OF THE INFORMATION.~~

~~19-1806. 19-1808.~~

~~(A) AN APPLICANT A POTENTIAL AN ELIGIBLE EMPLOYEE MAY CONTEST THE FINDING OF A CRIMINAL CONVICTION OR PENDING CHARGE REPORTED IN A PRINTED STATEMENT ISSUED BY THE DEPARTMENT AS PROVIDED IN THIS SECTION.~~

~~(B) (1) IN CONTESTING THE FINDING OF A CONVICTION OR A PENDING CHARGE, THE APPLICANT POTENTIAL ELIGIBLE EMPLOYEE SHALL CONTACT THE OFFICE OF THE SECRETARY, OR A DESIGNEE OF THE SECRETARY, AND A HEARING~~