

(a) As part of the application process for a criminal background investigation, the employee, employer, and individual identified in § 5-561(c) OR (E) of this subtitle shall complete and sign a sworn statement or affirmation disclosing the existence of a conviction or pending charges without a final disposition for the commission of, attempt to commit, or assault with intent to commit any of the following criminal offenses or a criminal offense which is equivalent to any of the following:

- (1) murder;
- (2) child abuse;
- (3) rape;
- (4) a sexual offense involving a minor, nonconsenting adult, or a person who is mentally defective, mentally incapacitated, or physically helpless;
- (5) child pornography;
- (6) kidnapping of a child; or
- (7) child abduction.

(b) (1) The Department or its designee shall mail a copy of an employee's disclosure statement to the employer within 3 days of the application.

(2) The Department or its designee shall mail a copy of an employer's disclosure statement 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 a copy of a disclosure form of an individual identified in § 5-561(c) OR (E) of this subtitle to the appropriate local department of social services, registering agency, or licensed child placement agency.

5-564.

(a) The Department shall conduct the criminal background investigation and issue the printed statement provided for under this Part VI of this subtitle. It shall update an initial investigation and issue a revised printed statement, listing any of the convictions, pending charges, or offenses described in subsection (b) of this section occurring after the date of the initial criminal background investigation statement.

(b) Subject to the provisions of subsection (c) of this section, the Department shall record on the printed statement the existence of a conviction or pending charges for any of the following crimes, attempted crimes, or a criminal offense that is equivalent to any of the following:

- (1) murder;
- (2) child abuse;
- (3) rape;
- (4) a sexual offense, as defined under Article 27, §§ 464, 464A, 464B, and