

BY: Finance Committee

AMENDMENTS TO HOUSE BILL NO. 318
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “obtained” and substitute “requested”; in the same line, after “purposes;” insert “providing certain procedures for applying for, issuing, and contesting a certain criminal history records check;”; in line 8, after “hire;” insert “defining certain terms;”; and after line 10, insert:

“BY renumbering

Article - Public Utility Companies
Section 10-101(b) through (f), respectively
to be Section 10-101(d) through (h), respectively
Annotated Code of Maryland
(1998 Volume)

BY adding to

Article - Public Utility Companies
Section 10-101(b) and (c)
Annotated Code of Maryland
(1998 Volume)”.

AMENDMENT NO. 2

On page 1, in line 17, after “That” insert “Section(s) 10-101(b) through (f), respectively, of Article - Public Utility Companies of the Annotated Code of Maryland be renumbered to be Section(s) 10-101(d) through (h), respectively.”

SECTION 2. AND BE IT FURTHER ENACTED, That”;

and after line 18, insert:

(Over)

“10-101.

(B) “CENTRAL REPOSITORY” HAS THE MEANING STATED IN ARTICLE 27, § 743 OF THE CODE.

(C) “CRIMINAL JUSTICE INFORMATION SYSTEM” HAS THE MEANING STATED IN ARTICLE 27, § 743 OF THE CODE.”.

On page 3, in lines 8 and 14, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively.

AMENDMENT NO. 3

On page 2, in line 34, after “(E)” insert “(1)”.

On pages 2 and 3, strike beginning with “OBTAIN” in line 35 on page 2 through “THROUGH” in line 1 on page 3 and substitute “APPLY TO”.

On page 3, in line 2, after “SYSTEM” insert “CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES FOR A STATE CRIMINAL HISTORY RECORDS CHECK OF A DRIVER ON OR BEFORE THE FIRST DAY OF THE DRIVER’S ACTUAL EMPLOYMENT.”

(2) AS PART OF THE APPLICATION FOR A STATE CRIMINAL HISTORY RECORDS CHECK, THE GOVERNMENTAL UNIT OR NOT-FOR-PROFIT ORGANIZATION SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(I) ONE COMPLETE SET OF THE DRIVER’S LEGIBLE FINGERPRINTS TAKEN ON A FORM APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY; AND

(II) THE FEE AUTHORIZED UNDER ARTICLE 27, § 746(B)(8) OF THE CODE FOR ACCESS TO STATE CRIMINAL HISTORY RECORDS.

(3) IN ACCORDANCE WITH ARTICLE 27, §§ 742 THROUGH 750 OF THE CODE, THE CENTRAL REPOSITORY SHALL FORWARD A PRINTED STATEMENT LISTING THE DRIVER’S CRIMINAL CONVICTIONS TO:

(I) THE GOVERNMENTAL UNIT OR NOT-FOR-PROFIT ORGANIZATION; AND

(II) THE DRIVER.

(4) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SUBSECTION:

(I) SHALL BE:

1. CONFIDENTIAL; AND

2. USED ONLY FOR THE EMPLOYMENT PURPOSE AUTHORIZED BY THIS SECTION; AND

(II) MAY NOT BE REDISSEMINATED.

(5) IN ACCORDANCE WITH ARTICLE 27, § 752 OF THE CODE, THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SUBSECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY”.