

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 937

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “authorizing a local department of social services to require” and substitute “requiring”; in line 5, after “check” insert “if requested by a local department of social services”; strike beginning with “making” in line 5 down through “check” in line 7 and substitute “requiring the local department of social services to reimburse a certain individual for certain costs”; in line 8, after the second “of” insert “certain”; strike in their entirety lines 10 through 14, inclusive; in line 17, strike “(g) and” and substitute “(c) and”; strike beginning with the first comma in line 17 down through “(d)(4)” in line 18; and after line 20 insert:

“BY repealing and reenacting, without amendments,

Article - Family Law

Section 5-561(g)

Annotated Code of Maryland

(1999 Replacement Volume and 1999 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“(c) The following individuals shall obtain a criminal history records check under this Part VI of this subtitle:

(1) an individual who is seeking to adopt a child through a local department of social services or licensed child placement agency;

(2) an adult relative with whom a child, committed to a local department of social services, is placed by the local department of social services; [and]

(Over)

(3) any adult known by a local department of social services to be residing in a:  
(i) family day care home required to be registered under Title 5 of this article;

(ii) home of an adult relative of a child with whom the child, committed to a local department of social services, is placed by the local department of social services;

(iii) foster care home or child care home required to be approved under Title 5 of this article; or

(iv) home of an individual seeking to adopt a child through a local department of social services or a licensed child placement agency; AND

(4) IF REQUESTED BY A LOCAL DEPARTMENT OF SOCIAL SERVICES:

(I) A PARENT OR GUARDIAN OF A CHILD WHO IS COMMITTED TO THE LOCAL DEPARTMENT AND IS OR HAS BEEN PLACED IN AN OUT-OF-HOME PLACEMENT WITHIN THE PAST YEAR; AND

(II) ANY ADULT KNOWN BY THE LOCAL DEPARTMENT TO BE RESIDING IN THE HOME OF THE PARENT OR GUARDIAN.

(g) A person who is required to have a criminal history records check under this Part VI of this subtitle shall pay for:

(1) the mandatory processing fee required by the Federal Bureau of Investigation for a national criminal history records check;

(2) reasonable administrative costs to the Department, not to exceed 10% of the processing fee; and

(3) the fee authorized under Article 27, § 746(b)(8) of the Code for access to Maryland criminal history records.

(h) (1) An employer or other party may pay for the costs borne by the employee or other individual under subsection (g) of this section.

(2) The local department of social services shall reimburse:

(I) an adult residing in a foster care home for the costs borne by the individual under subsection (g) of this section; AND

(II) AN INDIVIDUAL DESCRIBED IN SUBSECTION (C)(4)(II) OF THIS SECTION FOR THE COSTS BORNE BY THE INDIVIDUAL UNDER SUBSECTION (G) OF THIS SECTION."

On pages 1 through 3, strike in their entirety the lines beginning with line 25 on page 1 through line 18 on page 3, inclusive.