

# HOUSE BILL 492

E2, L2

5lr1950

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By: **Delegates Simpson, Fair, Kerr, Miller, Rose, and Tomlinson**

Introduced and read first time: January 20, 2025

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – County Employees and Volunteers – Criminal History**  
3 **Records Check**

4 FOR the purpose of authorizing the Director of Human Resources of Frederick County to  
5 request in a certain manner a State and national criminal history records check for  
6 a prospective or current county employee or county volunteer; requiring the Central  
7 Repository to forward certain information to certain persons; specifying that  
8 information obtained from the Central Repository under this Act is confidential, may  
9 not be redisseminated, and may be used only for certain purposes; authorizing the  
10 subject of a criminal history records check to contest the contents of a certain  
11 statement in a certain manner; and generally relating to criminal history records  
12 checks for current or prospective county employees and county volunteers of  
13 Frederick County.

14 BY adding to  
15 Article – Criminal Procedure  
16 Section 10–232.2  
17 Annotated Code of Maryland  
18 (2018 Replacement Volume and 2024 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
20 That the Laws of Maryland read as follows:

21 **Article – Criminal Procedure**

22 **10–232.2.**

23 (A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL  
24 JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF  
25 PUBLIC SAFETY AND CORRECTIONAL SERVICES.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(B) THE DIRECTOR OF HUMAN RESOURCES OF FREDERICK COUNTY MAY REQUEST FROM THE CENTRAL REPOSITORY A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK FOR A PROSPECTIVE OR CURRENT EMPLOYEE OR VOLUNTEER OF FREDERICK COUNTY.

(C) (1) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS CHECK, THE DIRECTOR OF HUMAN RESOURCES OF FREDERICK COUNTY SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(I) TWO COMPLETE SETS OF THE PROSPECTIVE OR CURRENT EMPLOYEE'S OR VOLUNTEER'S LEGIBLE FINGERPRINTS TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION;

(II) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THIS SUBTITLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS; AND

(III) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.

(2) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-250 OF THIS SUBTITLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE PROSPECTIVE OR CURRENT EMPLOYEE OR VOLUNTEER AND THE DIRECTOR OF HUMAN RESOURCES OF FREDERICK COUNTY THE PROSPECTIVE OR CURRENT EMPLOYEE'S OR VOLUNTEER'S CRIMINAL HISTORY RECORD INFORMATION.

(3) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SECTION:

(I) IS CONFIDENTIAL AND MAY NOT BE REDISSEMINATED; AND

(II) MAY BE USED ONLY FOR A PERSONNEL-RELATED PURPOSE CONCERNING THE PROSPECTIVE OR CURRENT EMPLOYEE OR VOLUNTEER OF THE COUNTY AS AUTHORIZED BY THIS SECTION.

(4) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF THIS SUBTITLE.

(D) THE GOVERNING BODY OF FREDERICK COUNTY SHALL ADOPT GUIDELINES TO CARRY OUT THIS SECTION.

1       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   October 1, 2025.