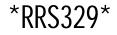
Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1	State of Arkansas	As Engrossed: H3/3/99 S4/7/99	
2	82nd General Assembly	A Bill	Act 1467 of 1999
3	Regular Session, 1999		HOUSE BILL 1623
4			
5	By: Representative Vess		
6			
7			
8	For An Act To Be Entitled		
9	"AN ACT TO AMEND VARIOUS SECTIONS OF THE LAW REQUIRING		
10	CRIMINAL RECORDS CHECKS FOR PERSONS CARING FOR THE		
11	ELDERLY;	AND FOR OTHER PURPOSES."	
12			
13		Subtitle	
14	''AN	ACT TO AMEND VARIOUS SECTIONS OF THE	
15	LAW REQUIRING CRIMINAL RECORDS CHECKS		
16 17 18	FOR	PERSONS CARING FOR THE ELDERLY."	
19			
20			
21	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKA	ANSAS:
22			
23	SECTION 1. Ark	ansas Code 20-33-201(5) is amended to) read as follows:
24	"(5) 'Employee	' means any person who provides care	to the elderly or to
25	individuals with disa	bilities or both on behalf of, under	the supervision of,
26	or by arrangement wit	h a qualified entity or any person en	nployed by a
27	qualified entity, <u>inc</u>	luding persons provided by or pursuar	<u>nt to contract with a</u>
28	private placement age	ncy or contract staffing agency, unle	ess the person is a
29	family member, a volu	nteer or works in an administrative o	apacity."
30			
31	SECTION 2. Ark	ansas Code 20-33-203(b) is amended to	o add an additional
32	subdivision to read a	s follows:	
33	" <u>(</u> 3) When the	qualified entity determines the need	to utilize temporary
34	employees as provided	by a private placement agency or oth	<u>ner contract staffing</u>
35	<u>company, it shall be</u>	the responsibility of the private pla	acement agency or
36	<u>contract staffing age</u>	ncy to initiate the criminal backgrou	und check as provided



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1	by this act, prior to the placement of the person in the qualified entity's			
2	facility, and at all times the private placement agency or contract staffing			
3	agency must be able to document the pending background check or the final			
4	determination if requested by the Office of Long Term Care."			
5				
6	SECTION 3. All provisions of this act of a general and permanent nature			
7	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code			
8	Revision Commission shall incorporate the same in the Code.			
9				
10	SECTION 4. If any provision of this act or the application thereof to			
11	any person or circumstance is held invalid, such invalidity shall not affect			
12	other provisions or applications of the act which can be given effect without			
13	the invalid provision or application, and to this end the provisions of this			
14	act are declared to be severable.			
15				
16	SECTION 5. All laws and parts of laws in conflict with this act are			
17	hereby repealed.			
18	/s/ Vess			
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21	APPROVED: 4/15/1999			
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