

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 1773 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: H3/11/05

A Bill

HOUSE BILL 2494

5 By: Representatives Pace, Petrus  
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8 **For An Act To Be Entitled**

9 AN ACT TO ALLOW FOR THE DISQUALIFICATION FROM  
10 CERTIFICATION OR RECERTIFICATION OF EMERGENCY  
11 MEDICAL TECHNICIANS GUILTY OF CERTAIN OFFENSES;  
12 AND FOR OTHER PURPOSES.  
13

14 **Subtitle**

15 AN ACT TO ALLOW FOR THE DISQUALIFICATION  
16 FROM CERTIFICATION OR RECERTIFICATION OF  
17 EMERGENCY MEDICAL TECHNICIANS GUILTY OF  
18 CERTAIN OFFENSES.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 *SECTION 1. Arkansas Code § 20-13-1106(a), concerning criminal*  
24 *background checks for emergency medical technicians, is amended to read as*  
25 *follows:*

26 *(a) The Division of EMS and Trauma Systems shall issue a determination*  
27 *that a person is disqualified from certification or recertification if the*  
28 *person has been found guilty of or has pled guilty or nolo contendere to any*  
29 *of the offenses listed in subsection (b) of this section, including offenses*  
30 *for which the record has been expunged. However, the division will forward a*  
31 *request for a waiver to the Director of the Department of Health on all*  
32 *applicants who have been convicted of the crimes listed in subsection (b) of*  
33 *this section if five (5) years have passed since the conviction, if five (5)*  
34 *years have passed since release from custodial confinement, or if the*  
35 *applicants are currently certified emergency medical technicians, prior to*



1 making the final determination on certification or recertification. These  
2 individuals will not be suspended prior to the director's making the final  
3 determination.

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5 SECTION 2. Arkansas Code § 20-13-1106(c), concerning misdemeanor  
6 offenses that subject emergency medical technicians to disqualification, is  
7 amended to read as follows:

8 (c) An applicant shall not be disqualified from certification or  
9 recertification when the applicant has been found guilty of or has pled  
10 guilty or nolo contendere to a misdemeanor if the offense ~~did~~:

11 (1) Did not involve exploitation of an adult, abuse of a person,  
12 neglect of a person, or sexual contact; or

13 (2) Was not committed while performing the duties of an  
14 emergency medical technician.

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/s/ Pace, et al

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APPROVED: 4/06/2005

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