

Hall of the House of Representatives
90th General Assembly - Regular Session, 2015
Amendment Form

Subtitle of House Bill No. 1293

TO AMEND VARIOUS SECTIONS OF THE LAW REGARDING LICENSURE OF SOCIAL WORKERS.

Amendment No. 2 to House Bill No. 1293

Amend House Bill No. 1293 as engrossed, H3/11/15 (version: 03/11/2015 10:40:00 AM):

Page 14, delete lines 6 through 9 and substitute the following:

"(b) The board shall refuse to issue or shall revoke the license of any a person who is found guilty of or pleads guilty or nolo contendere to any offense listed in § 17-103-307(f) has been found guilty of a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable unless the person requests and the board grants a waiver ~~pursuant to~~ under § 17-103-307~~(h)~~(f)."

AND

Page 14, delete lines 27 through 29 and substitute the following:

~~"(3)(C) Has applied for a criminal background check and has not been found guilty of or pleaded guilty or nolo contendere to any of the offenses listed in~~ meets the qualifications for issuance of a license under § 17-103-307(f);"

AND

Page 14, line 32, delete ", as determined by the board"

AND

Page 15, delete line 1 and substitute the following:

"found guilty of a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable;"

AND

Page 15, delete lines 22 through 24 and substitute the following"

~~"(3)(C) Has applied for a criminal background check and has not been found guilty of or pleaded guilty or nolo contendere to any of the offenses listed in~~ meets the qualifications for issuance of a license



under § 17-103-307(f);"

AND

Page 15, line 25, delete ", as determined by the board"

AND

Page 15, line 28, delete "afflicted with" and substitute "affected by"

AND

Page 15, delete line 32 and substitute the following:

"found guilty of a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable;"

AND

Page 16, delete lines 28 through 30 and substitute the following:

"(4)(D) Has applied for a criminal background check and has not been found guilty of or pleaded guilty or nolo contendere to any of the offenses listed in meets the qualifications for issuance of a license under § 17-103-307(f);"

AND

Page 16, line 31, delete ", determined by the board"

AND

Page 17, delete line 2 and substitute the following:

"found guilty of a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable;"

AND

Page 18, delete lines 1 through 36 and substitute the following:

"or been found guilty of any of the following offenses by any court in the State of Arkansas or of any similar offense by a court in another state or of any similar offense by a federal court: a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable, including without limitation:

- (1) Capital murder as prohibited in § 5-10-101;
- (2) Murder in the first degree as prohibited in § 5-10-102 and murder in the second degree as prohibited in § 5-10-103;
- (3) Manslaughter as prohibited in § 5-10-104;
- (4) Negligent homicide as prohibited in § 5-10-105;
- (5) Kidnapping as prohibited in § 5-11-102;
- (6) False imprisonment in the first degree as prohibited in § 5-

11-103;
106;

- (7) Permanent detention or restraint as prohibited in § 5-11-106;
- (8) Robbery as prohibited in § 5-12-102;
- (9) Aggravated robbery as prohibited in § 5-12-103;
- (10) Battery in the first degree as prohibited in § 5-13-201;
- (11) Aggravated assault as prohibited in § 5-13-204;
- (12) Introduction of a controlled substance into the body of another person as prohibited in § 5-13-210;
- (13) Terroristic threatening in the first degree as prohibited in § 5-13-301;
- (14) Rape as prohibited in § 5-14-103;
- (15) Sexual indecency with a child as prohibited in § 5-14-110;
- (16) Sexual assault in the first degree, second degree, third degree, and fourth degree as prohibited in §§ 5-14-124 – 5-14-127;
- (17) Incest as prohibited in § 5-26-202;
- (18) Offenses against the family as prohibited in §§ 5-26-303 – 5-26-306;
- (19) Endangering the welfare of an incompetent person in the first degree as prohibited in § 5-27-201;
- (20) Endangering the welfare of a minor in the first degree as prohibited in § 5-27-205;
- (21) Permitting abuse of a minor as prohibited in § 5-27-221(a);
- (22) Engaging children in sexually explicit conduct for use in visual or print media, transportation of minors for prohibited sexual conduct, pandering or possessing visual or print medium depicting sexually explicit conduct involving a child, or use of a child or consent to use of a child in a sexual performance by producing, directing, or promoting a sexual performance by a child as prohibited in §§ 5-27-303 – 5-27-305, 5-27-402, and 5-27-403;
- (23) Felony adult abuse as prohibited in § 5-28-103;
- (24) Theft of property as prohibited in § 5-36-103;
- (25) Theft by receiving as prohibited in § 5-36-106;
- (26) Arson as prohibited in § 5-38-301;
- (27) Burglary as prohibited in § 5-39-201;
- (28) Felony violation of the Uniform Controlled Substances Act, §§ 5-64-101 – 5-64-510, as prohibited in the former § 5-64-401 and §§ 5-64-419 – 5-64-442;
- (29) Promotion of prostitution in the first degree as prohibited in § 5-70-104;
- (30) Stalking as prohibited in § 5-71-229;
- (31) Criminal attempt, criminal complicity, criminal solicitation, or criminal conspiracy as prohibited in §§ 5-3-201, 5-3-202, 5-3-301, and 5-3-401, to commit any of the offenses listed in this subsection;
- (32) Computer child pornography as prohibited in § 5-27-603; and
- (33) Computer exploitation of a child in the first degree as prohibited in § 5-27-605."

AND

Page 19, delete lines 1 through 22

AND

Page 20, line delete, delete "~~an offense listed in~~" and substitute "an offense listed in"

AND

Page 20, delete lines 29 and 30 and substitute the following:
"subsection (f) of this section shall not be a felony, any crime involving moral turpitude, or criminal offense involving violence, dishonesty, fraud, deceit, breach of client trust, or abuse of the vulnerable"

AND

Page 20, line 31, delete "~~contendere plea to the offense~~" and substitute "~~contendere plea to the offense~~"

The Amendment was read _____
By: Representative Leding
JMB/JMB - 03-13-2015 08:50:38
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Chief Clerk