For An Act To Be Entitled

AN ACT TO CREATE A RAPBACK PROGRAM UNDER THE DIVISION
OF ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES.

Subtitle

TO CREATE A RAPBACK PROGRAM UNDER THE
DIVISION OF ARKANSAS STATE POLICE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 20, Chapter 38, Subchapter 1, is
amended to add an additional section to read as follows:

20-38-114. Rapback Program.
(a) The Division of Arkansas State Police shall develop and implement
a Rapback Program.
(b) The purpose of the program is to identify employees who have
committed disqualifying offenses after obtaining a favorable fitness
determination under this subchapter and to reduce duplication of
fingerprinting.
(c)(1) The division shall require all service providers to
periodically verify the eligibility of employees for continued employment
with the service provider through a fingerprint-based criminal history
records check performed by the Federal Bureau of Investigation.
(2) The division may retain the fingerprints and use the
fingerprints retained for cascaded searches of all files including latent
files.
(d) If the program finds that an employee has committed a disqualifying offense, the program shall send a written notice to the service provider of the employee within five (5) business days after obtaining the information.

(e) The division shall adopt rules to implement this section.

/s/Penzo

Referred requested by the Arkansas House of Representatives
Prepared by: MBM/KFW