

**Hall of the House of Representatives**  
85th General Assembly - Regular Session, 2005  
**Amendment Form**

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**Subtitle of House Bill No. 1398**

"TO AUTHORIZE CRIMINAL BACKGROUND CHECKS FOR EMPLOYMENT OR  
LICENSURE BY THIRD- PARTY VENDORS."

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**Amendment No. 1 to House Bill No. 1398.**

Amend House Bill No. 1398 as originally introduced:

Delete the title and substitute:

"AN ACT TO PERMIT THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY TO REQUEST A CRIMINAL BACKGROUND CHECK ON APPLICANTS FOR EMPLOYMENT OR PROGRAMS OR ON EMPLOYEES; AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute:

"AN ACT TO PERMIT THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY TO REQUEST A CRIMINAL BACKGROUND CHECK ON APPLICANTS FOR EMPLOYMENT OR PROGRAMS OR ON EMPLOYEES."

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 15, Chapter 5, Subchapter 2 is amended to add a new section as follows:

15-5-214. Criminal background check.

(a) The Arkansas Development Finance Authority may require a criminal background check, including the taking of fingerprints, on:

(1) An applicant of a program administered by the authority, including individual members of an entity that may participate in a program administered by the authority;

(2) An applicant for employment with the authority; or

(3) An employee of the authority.

(b) The criminal background check shall be performed through the Identification Bureau of the Department of the Arkansas State Police.

(c) Prior to a criminal background check the applicant or employee shall sign a release authorizing the background check.

(d) The results of the background check shall be used by the authority to determine the fitness of:

(1) The applicant for participation in an authority program or



for employment with the authority; or

(2) An employee for continued employment with the authority.

(e) The authority shall treat the criminal background information of an applicant or employee as confidential.

(f) A criminal background check obtained under this section shall be destroyed by the authority within six (6) months of the receipt of the background check.

(g) The authority shall promulgate rules for the requesting and use of criminal background checks under this section."

The Amendment was read \_\_\_\_\_

By: Representative Bright

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Chief Clerk