1	State of Arkansas	*As Engrossed: H3/21/11 H3/28/11*
2	88th General Assembly	A Bill
3	Regular Session, 2011	HOUSE BILL 1975
4		
5	By: Representative Harris	

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For An Act To Be Entitled

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8   AN ACT TO REQUIRE A CRIMINAL BACKGROUND CHECK BY A

9   PRIVATE BUSINESS THAT PROVIDES SHORT-TERM CHILD CARE

10   FACILITIES FOR ITS PATRONS; AND FOR OTHER PURPOSES.

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13   **Subtitle**

14   TO REQUIRE A CRIMINAL BACKGROUND CHECK BY

15   A PRIVATE BUSINESS THAT PROVIDES SHORT-

16   TERM CHILD CARE FACILITIES FOR ITS

17   PATRONS.

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

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22   SECTION 1. Arkansas Code Title 20, Chapter 78, Subchapter 1 is amended

23 to add a new section to read as follows:

24   20-78-107. Criminal background checks for employees of private

25 businesses that provide short-term child care for patrons.

26   (a) A private business that provides short-term child care for its

27 patrons shall perform a criminal history check with the Department of

28 Arkansas State *Police and a Child Maltreatment Central Registry check with*

29 *the Department of Human Services* for every employee that is employed in a

30 capacity that directly or indirectly relates to providing care or supervision

31 of any child.

32   (b) Employees who have pleaded guilty or nolo contendere to or have

33 been found guilty of an offense for which registration under the Sex Offender

34 Registration Act of 1997, § 12-12-901 et seq., is required shall be

35 prohibited from having any direct or indirect contact with or performing

36 duties that directly or indirectly relate to providing care or supervision of

1   a child who is in short-term child care provided by the private business for

2   its patrons.

3   (c) As used in this section, "short-term child care" means that:

4   (1) The child does not receive care for more than:

5   (A) Five (5) hours per day; or

6   (B) Ten (10) hours per week.

7   (2) A parent or guardian is on the premises or is otherwise

8   easily accessible; and

9   (3) The facility cares for five (5) children or less at one (1)

10   time.

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12   /s/Harris

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15   APPROVED: 04/04/2011

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