

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: H4/8/21
A Bill

HOUSE BILL 1366

By: Representative Penzo

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