

House File 2588 - Enrolled

PAG LIN

HOUSE FILE 2588

AN ACT

RELATING TO THE CRIMINAL AND ABUSE REGISTRY CHECKS
REQUIRED OF A PERSON EMPLOYED BY A LICENSED HEALTH
CARE FACILITY.

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

Section 1. Section 135C.33, subsection 4, Code 2005, is
amended to read as follows:

4. a. ~~Except as provided in paragraph "b", a person who~~
~~has committed a crime or has a record of founded child or~~
~~dependent adult abuse shall not be employed in a facility~~
licensed under this chapter unless an evaluation has been
performed by the department of human services. If the
department of human services determines from the evaluation
that the person has committed a crime or has a record of
founded child or dependent adult abuse which warrants
prohibition of employment, the person shall not be employed in
a facility licensed under this chapter.

b. ~~A person with a criminal or abuse record who is~~
~~employed by a facility licensed under this chapter and is~~
~~hired by another licensee without a lapse in employment shall~~
~~be subject to the criminal history and abuse record checks~~
~~required pursuant to subsection 1. If an evaluation was~~
~~previously performed by the department of human services~~
~~concerning the person's criminal or abuse record and it was~~
~~determined that the record did not warrant prohibition of the~~
~~person's employment and the latest record checks do not~~
~~indicate a crime was committed or founded abuse record was~~
~~entered subsequent to that evaluation, the person may commence~~
~~employment with the other licensee while the department of~~
~~human services' evaluation of the latest record checks is~~
~~pending. Otherwise, the requirements of paragraph "a" remain~~
applicable to the person's employment.

CHRISTOPHER C. RANTS
Speaker of the House

JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 2588, Eighty-first General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2006

THOMAS J. VILSACK
Governor