

2/15/95 Human Resource

FILED FEB 14 1995

SENATE FILE 151  
BY MCKEAN

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act requiring the department of human services to obtain a  
2 national criminal records check of personnel of registered or  
3 licensed child day care providers.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 151

1 Section 1. Section 237A.5, subsection 2, paragraph a, Code  
2 1995, is amended to read as follows:

3 a. If a person is being considered for licensure or  
4 registration under this chapter, or for employment involving  
5 direct responsibility for a child or with access to a child  
6 when the child is alone, by a child day care facility subject  
7 to licensure or registration under this chapter, or if a  
8 person will reside in a facility, and if the person has been  
9 convicted of a crime or has a record of founded child abuse,  
10 the department and the licensee or registrant for an employee  
11 of the licensee or registrant shall perform an evaluation to  
12 determine whether the crime or founded child abuse warrants  
13 prohibition of licensure, registration, employment, or  
14 residence in the facility. The department shall conduct  
15 criminal and child abuse record records checks in this state  
16 and may conduct these checks in other states. In addition the  
17 department shall comply with federal requirements, including  
18 but not limited to obtaining fingerprints, as necessary to  
19 conduct a federal bureau of investigation national criminal  
20 records check. Any federal charges for the cost of performing  
21 the national criminal records check shall be paid by the  
22 individual who is the subject of the check. The evaluation  
23 shall be performed in accordance with procedures adopted for  
24 this purpose by the department.

25 EXPLANATION

26 This bill requires the department of human services to  
27 conduct a federal bureau of investigation national criminal  
28 records check of personnel of registered or licensed child day  
29 care providers. The department is directed to comply with  
30 federal requirements as necessary to conduct the records  
31 checks, including obtaining fingerprints. Any federal charges  
32 for the cost of the check are to be paid by the individual who  
33 is the subject of the check.

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