

§2138. Prohibited employment based on disqualifying offenses

A temporary nurse agency shall conduct a comprehensive background check for direct access personnel, as defined in section 1717, subsection 1, paragraph A-2, in accordance with state law and rules adopted by the department and is subject to the employment restrictions set out in section 1812-G and other applicable federal and state laws when hiring, employing or placing direct access personnel, including a certified nursing assistant or a direct care worker. [PL 2015, c. 494, Pt. A, §19 (RPR).]

The department may adopt rules necessary to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. [PL 2015, c. 299, §19 (NEW).]

1. Subject of notation.

[PL 2015, c. 196, §11 (RP); PL 2015, c. 299, §19 (RP).]

2. Convicted of crime involving abuse, neglect or misappropriation.

[PL 2015, c. 196, §11 (RP); PL 2015, c. 299, §19 (RP).]

3. Other prior conviction.

[PL 2015, c. 196, §11 (RP); PL 2015, c. 299, §19 (RP).]

SECTION HISTORY

PL 2009, c. 621, §5 (NEW). PL 2011, c. 257, §16 (AMD). PL 2015, c. 196, §11 (RPR). PL 2015, c. 299, §19 (RPR). PL 2015, c. 494, Pt. A, §19 (AMD).

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