

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

May 1, 2017
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB17-1284 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend reengrossed bill, page 4, line 14, strike "EMPLOYER" and
2 substitute "EMPLOYER, OR TO A PERSON OR ENTITY CONDUCTING
3 EMPLOYEE SCREENING ON BEHALF OF THE EMPLOYER,".
- 4 Page 6, line 19, after "NOTICE" insert "FROM THE COUNTY DEPARTMENT".
- 5 Page 9, line 14, after the second "THE" insert "PARAMETERS FOR
6 ESTABLISHING AND COLLECTING THE".
- 7 Page 9, line 22, after "(a)" insert "(I)".
- 8 Page 10, line 3, after "ADULT," insert "UNLESS THE FINDING WAS
9 EXPUNGED THROUGH A SUCCESSFUL APPEAL TO THE STATE DEPARTMENT,".
- 10 Page 10, after line 8 insert:
11 "(II) A PERSON OR ENTITY CONDUCTING EMPLOYEE SCREENING ON
12 BEHALF OF AN EMPLOYER MAY REQUEST A CAPS CHECK PURSUANT TO
13 THIS SECTION AND MAY RECEIVE THE RESULTS OF THE CAPS CHECK FROM
14 THE STATE DEPARTMENT. THE PERSON OR ENTITY CONDUCTING EMPLOYEE
15 SCREENING ON BEHALF OF THE EMPLOYER SHALL PROVIDE THE EMPLOYER
16 WITH THE RESULTS OF THE CAPS CHECK.".
- 17 Page 10, line 12, strike "EMPLOYER" and substitute "EMPLOYER, OR TO A
18 PERSON OR ENTITY CONDUCTING EMPLOYEE SCREENING ON BEHALF OF THE

1 EMPLOYER,".

2 Page 10, line 19, strike "EMPLOYER" and substitute "EMPLOYER, OR A
3 PERSON OR ENTITY CONDUCTING EMPLOYEE SCREENING ON BEHALF OF THE
4 EMPLOYER,".

5 Page 10, line 27, strike "EMPLOYER" and substitute "EMPLOYER, OR A
6 PERSON OR ENTITY CONDUCTING EMPLOYEE SCREENING ON BEHALF OF THE
7 EMPLOYER,".

8 Page 11, line 5, strike "EMPLOYER" insert "EMPLOYER, OR A PERSON OR
9 ENTITY CONDUCTING EMPLOYEE SCREENING ON BEHALF OF THE
10 EMPLOYER,".

11 Page 11, line 9, strike "EMPLOYER" and substitute "EMPLOYER, OR WHO
12 DOES NOT HAVE AN ACTIVE APPLICATION TO CONTRACT WITH THE
13 EMPLOYER,".

14 Page 11, line 14, strike "EMPLOYER" and substitute "EMPLOYER, OR A
15 PERSON OR ENTITY CONDUCTING EMPLOYEE SCREENING ON BEHALF OF THE
16 EMPLOYER,".

17 Page 11, after line 27 insert:

18 "(f) NOTHING IN THIS SECTION PROHIBITS AN EMPLOYER FROM
19 HIRING OR CONTRACTING WITH AN EMPLOYEE WHO WILL PROVIDE DIRECT
20 CARE TO AN AT-RISK ADULT PRIOR TO RECEIVING THE RESULTS OF THE
21 CAPS CHECK.".

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