

1 person. In such instances, the employer shall provide to the office or authorized
2 agency the name and relevant information relating to the person within seventy-two
3 hours after the date the person accepts temporary employment.

4 (2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection, any
5 nurse's aide offered temporary employment prior to the receipt of the results of the
6 required ~~criminal history~~ **fingerprint based criminal background check** and
7 security check shall be under the direct supervision of a permanent employee or shall
8 be in the presence of a member of the immediate family of the patient or of a care
9 giver designated by the immediate family of the patient.

10 (b) As used in this Paragraph, "member of the immediate family" means a child,
11 parent, grandparent, sibling, uncle, aunt, nephew, or niece of the patient related by
12 blood, marriage, or adoption.

13 D. * * *

14 (2) Within thirty days of receiving notification by the employer to conduct a ~~criminal~~
15 ~~history~~ **fingerprint based criminal background check** and security check, the
16 office or authorized agency shall complete the ~~criminal history~~ **fingerprint based**
17 **criminal background check** and security check and then report the results of the
18 check to the requesting employer in writing.

19 E. An employer shall inform each applicant for employment or each prospective
20 contract provider that the employer is required to obtain a ~~criminal history record~~
21 **fingerprint based criminal background check** and perform a security check before
22 such employer makes an offer of employment to, or contracts with, a nonlicensed
23 person or any licensed ambulance personnel. The employer shall obtain written
24 permission from the applicant for the release of such information to the employer on
25 a form that clearly notifies the applicant it is a crime to provide false information
26 concerning a criminal history check to an employer.

27 §1300.53. Refusal to hire or contract; termination of employment; exemption; appeal
28 procedure; waiver

29 A. Except as otherwise provided in R.S. 40:1300.52(C), no employer shall hire any
30 licensed ambulance personnel or nonlicensed person when the results of a ~~criminal~~
31 ~~history check~~ **fingerprint based criminal background check** reveal that the
32 licensed ambulance personnel or nonlicensed person has been convicted of any of
33 the following offenses:

34 * * *

35 B. Additionally, except as otherwise provided in R.S. 40:1300.52(C), no employer
36 who provides care or services to any person under the age of twenty-one shall hire
37 any licensed ambulance personnel or nonlicensed person when the results of the
38 ~~criminal history~~ **fingerprint based criminal background** check reveal that the
39 licensed ambulance personnel or nonlicensed person has been convicted of any of
40 the following offenses:

41 * * *

42 C.(1) If the results of a ~~criminal history~~ **fingerprint based criminal background**
43 check reveal that a nonlicensed person or any licensed ambulance personnel hired
44 on a temporary basis or any other person who is an employee has been convicted of
45 any of the offenses listed in Subsection A or B of this Section, the employer shall
46 immediately terminate the person's employment.

47 * * *

48 §1300.55. Compliance

49 The department shall review the employment files of any facility or agency required
50 to obtain ~~criminal history~~ **fingerprint based criminal background check** records
51 to ensure such facilities are in compliance with the provisions of this Part.

52 * * *

53 AMENDMENT NO. 4

54 On page 1, line 9, after "**individual**" insert "**or business entity**"

55 AMENDMENT NO. 5

56 On page 1, line 11, after "**individual's**" insert "**or business entity's**"

1 AMENDMENT NO. 6

2 On page 1, line 17, after "**entity**" insert "**domiciled in the state of Louisiana and**"

3 AMENDMENT NO. 7

4 On page 2, line 7, after "**shall**" insert "**be domiciled in the state of Louisiana and shall**"

5 AMENDMENT NO. 8

6 On page 2, line 26, after "**application**" insert "**and, in the case of denial, the reasons for**
7 **such denial**"