

**§8606. Prohibited employment based on disqualifying offenses**

**1. Prohibited employment based on disqualifying offenses.** An adult day care program 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, but not limited to, a certified nursing assistant or a direct care worker.

- A. [PL 2015, c. 196, §15 (RP); PL 2015, c. 299, §23 (RP).]
- B. [PL 2015, c. 196, §15 (RP); PL 2015, c. 299, §23 (RP).]
- C. [PL 2015, c. 196, §15 (RP); PL 2015, c. 299, §23 (RP).]

The department may adopt rules necessary to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. [PL 2015, c. 196, §15 (AMD); PL 2015, c. 299, §23 (RPR).]

**SECTION HISTORY**

PL 2003, c. 634, §10 (NEW). PL 2011, c. 257, §18 (AMD). PL 2015, c. 196, §15 (AMD). PL 2015, c. 299, §23 (RPR).

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