

AN ACT

RELATING TO CHILD-CARE FACILITIES; REQUIRING A BACKGROUND
CHECK ON INDIVIDUALS WHO WORK AT CHILD-CARE FACILITIES;
AMENDING A SECTION OF THE CHILDREN'S CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 32A-15-3 NMSA 1978 (being Laws
1985, Chapter 103, Section 3 and also Laws 1985, Chapter 140,
Section 3) is amended to read:

"32A-15-3. CRIMINAL RECORDS CHECK--BACKGROUND CHECKS.-

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A. Nationwide criminal record checks shall be
conducted of all operators, staff and employees and
prospective operators, staff and employees of child-care
facilities, including every facility or program having
primary custody of children for twenty hours or more per
week, juvenile detention, correction or treatment facilities,
with the objective of protecting the children involved and
promoting the children's safety and welfare while receiving
service through such facilities or program.

B. The department shall conduct a background
check of all operators, staff and employees and prospective
operators, staff and employees of child-care facilities by
submitting a fingerprint card for those individuals to the
department of public safety and the federal bureau of

