

~~[(iii)] (v)~~ Pay to the Board an application fee set by the Board;

~~[(iv)] (vi)~~ Be of good moral character;

~~[(v)] (vii)~~ Be at least 16 years old to apply for certification as a nursing assistant; and

~~[(vi)] (viii)~~ Be at least 18 years old to apply for certification as a medication technician.

(2) SUBJECT TO PARAGRAPH (1) OF THIS SUBSECTION, AN APPLICANT FOR CERTIFICATION AS A CERTIFIED NURSING ASSISTANT SHALL SUBMIT TO THE BOARD:

(I) 1. A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303 OF THIS TITLE; OR

2. EVIDENCE OF COMPLETION OF A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303 OF THIS TITLE THROUGH ANOTHER STATE BOARD OF NURSING WITHIN THE 5 YEARS PRECEDING THE DATE OF APPLICATION; AND

(II) ON THE FORM REQUIRED BY THE BOARD, WRITTEN, VERIFIED EVIDENCE THAT THE REQUIREMENT OF ITEM (I) OF THIS PARAGRAPH IS BEING MET OR HAS BEEN MET.

[(2)] (3) An applicant for certification as a certified medicine aide, in addition to the requirements under subsection (c)(1) of this section, shall submit an additional application to that effect to the Board on the form that the Board requires.

[(3)] (4) An applicant for a certificate may not:

(i) Have committed any act or omission that would be grounds for discipline or denial of certification under this subtitle; and

(ii) Have a record of abuse, negligence, misappropriation of a resident's property, or any disciplinary action taken or pending in any other state or territory of the United States against the certification of the nursing assistant or medication technician in the state or territory.

8-6A-07.

(a) [The] SUBJECT TO SUBSECTION (G) OF THIS SECTION, THE Board shall issue a certificate to any applicant who meets the requirements of this subtitle.

(G) (1) ON RECEIPT OF THE CRIMINAL HISTORY RECORD INFORMATION OF AN APPLICANT FOR A ~~CERTIFICATE~~ CERTIFICATION AS A CERTIFIED NURSING ASSISTANT FORWARDED TO THE BOARD IN ACCORDANCE WITH § 8-303 OF THIS TITLE, IN DETERMINING WHETHER TO GRANT A CERTIFICATE, THE BOARD SHALL CONSIDER:

(I) THE AGE AT WHICH THE CRIME WAS COMMITTED;

(II) THE CIRCUMSTANCES SURROUNDING THE CRIME;