


Colorado Legislative Council Staff Fiscal Note
STATE
FISCAL IMPACT

Drafting Number: LLS 11-0235
Prime Sponsor(s): Rep. Summers
 Sen. Newell

Date: January 25, 2011
Bill Status: House Economic & Business Development
Fiscal Analyst: Bill Zepernick (303-866-4777)

TITLE: CONCERNING PORTABILITY OF FINGERPRINT-BASED CRIMINAL HISTORY RECORDS CHECKS FOR EMPLOYEES OF SEPARATELY LICENSED CHILD CARE FACILITIES OWNED BY A SINGLE PARENT ENTITY.

| Fiscal Impact Summary | FY 2011-2012 | FY 2012-2013 |
|--|--------------|--------------|
| State Revenue | | |
| Cash Funds | | |
| Colorado Bureau of Investigation Identification Unit Cash Fund | (<\$5,000) | (<\$5,000) |
| State Expenditures | | |
| Cash Funds | | |
| Colorado Bureau of Investigation Identification Unit Cash Fund | (<\$5,000) | (<\$5,000) |
| FTE Position Change | | |
| Effective Date: Upon signature of the Governor, or upon becoming law without his signature. | | |
| Appropriation Summary for FY 2011-2012: None required. | | |
| Local Government Impact: None. | | |

Summary of Legislation

The bill allows the portability of fingerprint-based criminal background checks for child care workers. Child care workers who have received a prior background check are not required to have a subsequent background check when transferring employment if the following conditions are met:

- the employee transfers to a licensed child care facility owned and operated by the same parent entity;
- the parent entity maintains a central records management system for employees in all its licensed facilities;
- the parent entity takes proper action under current law when informed of the results of background checks; and
- the parent entity informs the Department of Human Services when a licensed facility comes under or is no longer under its ownership or control.

State Revenue

Under the bill, the Department of Public Safety is expected to have a minimal decrease in revenue to the Colorado Bureau of Investigation (CBI) Identification Unit Cash Fund of less than \$5,000 per year beginning in FY 2011-12. By allowing the portability of background checks, the number of child care workers requesting background checks will decrease. However, given that only about 400 of the 9,000 licensed child care facilities in the state are part of a larger parent entity and that movement of a large number of workers between facilities is not anticipated, the number of foregone background checks is expected to be minimal. A CBI background check costs \$22.00. Persons living in the state less than two years are required to have an FBI background check, which costs \$39.50.

State Expenditures

The bill will decrease costs in the Department of Public Safety by a minimal amount of less than \$5,000 per year from the Colorado Bureau of Investigation Identification Unit Cash Fund beginning in FY 2011-12. As discussed above, the reduction is from fewer child care workers receiving background checks if portability of background checks is allowed. Because a minimal reduction in costs is anticipated, no changes in appropriations are required at this time.

Departments Contacted

Human Services Public Safety