

Colorado Legislative Council Staff

**STATE
REVISED FISCAL IMPACT**

(replaces fiscal impact dated April 3, 2001)

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| Drafting Number: LLS 01-0524 | Date: April 25, 2001 |
| Prime Sponsor(s): Sen. Linkhart Rep. Alexander | Bill Status: House Criminal Justice |
| | Fiscal Analyst: Janis Baron (303-866-3523) |

TITLE: CONCERNING CRIMINAL BACKGROUND CHECKS.

| Fiscal Impact Summary | FY 2001/2002 | FY 2002/2003 |
|---|--------------|--------------|
| State Revenues General Fund | | |
| State Expenditures Federal Funds — Child Care Development Fund | \$ 76,526 | \$ 71,966 |
| FTE Position Change | 2.0 FTE | 2.0 FTE |
| Other State Impact: None | | |
| Effective Date: Upon Signature of the Governor | | |
| Appropriation Summary for FY 2001/2002: Department of Human Services \$76,526 FF and 2.0 FTE | | |
| Local Government Impact: None | | |

Summary of Legislation

The reengrossed bill includes the following provisions:

- declares that it is critical that the Judicial Department continue working with other law enforcement entities to complete the Colorado Integrated Criminal Justice Information System (CICJIS) in a timely manner, and consider the integration of municipal records, including county court records of the City and County of Denver;
- requires the use of uniform identifiers in information sent to the Colorado Bureau of Investigation (CBI) in order to facilitate the matching of criminal records in the bureau's databases and in the ICON system and provides that such uniform identifiers may be any existing on or after the effective date of this act;
- requires the forwarding of information both to and from the CBI within specified time frames;
- repeals the pilot program, established by SB 99-152, used to study the effectiveness of such a dual check;

- requires the state department to check the ICON system at the state Judicial Department for information leading to identifying convictions of certain offenses for individuals applying or reapplying for child care licenses;
- based on such information, directs the state department to investigate whether a person should be prohibited from providing child care pursuant to state law; and
- provides that costs for performing such criminal background checks on all facilities providing less than 24-hour care shall be reimbursed from federal moneys in the Child Care Development Fund.

State Expenditures

The total fiscal impact of the bill is assessed at \$76,526 in FY 2001-02 and \$71,966 in FY 2002-03. The DHS will require 2.0 FTE in both fiscal years. The bill requires the DHS to perform dual background checks through the CBI and the ICON system for information leading to identifying convictions of certain offenses for individuals applying or reapplying for child care licenses at facilities providing less than 24-hour care. It is assumed that the CICJIS will not be finalized and implemented during the two-year period covered by the fiscal note. Thus, the DHS will implement this requirement as performed in the pilot program. Pilot program data indicates it takes 11.4 minutes to perform this check. DHS data indicates that 19,083 criminal background checks related to licensing are done over the course of a year. Of these, 15,266 (80%) are related to those facilities providing less than 24-hour care.

State Appropriations

The fiscal note indicates that the Department of Human Services should receive an appropriation for \$76,526 and 2.0 FTE in FY 2001-02. The source of the federal funds is moneys in the Child Care Development Fund. The General Assembly has appropriation authority over these moneys.

Departments Contacted

Human Services Judicial Public Safety