

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

No. 10
Bill Version: SCSCSHB 418 (FIN)AMS
(S) Publish Date: 4-19-00

Revision Date _____	Dept. Affected <u>Public Safety</u>
Title <u>An Act designating certain receipts as program receipts</u>	BRU <u>Statewide Support</u>
Sponsor <u>Labor and Commerce</u>	Component: <u>AK Criminal Records & ID</u>
Requester <u>Senate Finance</u>	Component No. <u>1190</u>

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual	150.0	150.0	150.0	150.0	150.0	150.0
Supplies	10.0	10.0	10.0	10.0	10.0	10.0
Equipment	40.0	40.0	40.0	40.0	40.0	40.0
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	200.0	200.0	200.0	200.0	200.0	200.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts	(524.2)	(524.2)	(524.2)	(524.2)	(524.2)	(524.2)
1037 GF/Mental Health Receipts Supported Services	724.2	724.2	724.2	724.2	724.2	724.2
TOTAL	200.0	200.0	200.0	200.0	200.0	200.0

Estimate of any current year (FY2000) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: *(Attach a separate page if necessary)*

Under AS 37.05.146, this legislation provides that all fees collected by the department pursuant to AS 44.41.025(b) for Alaska automated fingerprint and background checks would be considered non-general fund program receipts.

See attached Page 2 of 2.

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If a FY 2001 fee based increment in the amount of at least \$200.0 is not approved to perform fingerprint based criminal history checks, approximately 5000 requests will not be performed. Consequently, employers and licensing agencies who are processing applications for people who will have supervisory or disciplinary power over children or protected adults will have to make decisions without this information.

Language for Senate Finance CSHB 418 (FIN) to classify fees for criminal record checks for employment and licensing purposes as non-General Fund receipts:

() Receipts of the Department of Public Safety under AS 44.41.025 (b):

The Department of Public Safety conducts approximately 20,000 criminal history checks on behalf of employers and licensing agencies who are required by state and federal statutes to do so. AS 44.41.025 (b) authorizes the department to charge fees for providing these services which otherwise would be unable to be provided. The department has incurred a 54% increase in total fingerprint card submissions since FY 1996 with a 37% increase in applicant workload for the following purposes:

- ✓ Alaska Bar Association (AS 08.08)
- ✓ Alaska Securities Act (AS 45.55)
- ✓ Assisted Living Homes (AS 47.33)
- ✓ Certification of Teachers (AS 14.20)
- ✓ Child Care, Child Placement and Maternity Homes (AS 07.35)
- ✓ Collection agencies (AS 08.24)
- ✓ Concealed handgun permits (AS 18.65.700)
- ✓ HUD Housing Opportunity Program (PL 104-120)
- ✓ Licensing of School Bus Drivers (AS 28.17)
- ✓ National Child Protection Act (PL 18.20)
- ✓ Regulation of Hospitals (AS 18.20)
- ✓ Security Guard Licensing (AS 18.65.410)
- ✓ Any agency that employs or licenses persons to be in authority over children or vulnerable adults (AS 12.62.160)

R&I cannot maintain the criminal history database and provide criminal records checks without authorization to receive and expend all of the revenues received as payments for R&I service. The FY 2001 Governor's proposal includes \$200.0 in increment funding to meet the growth in requests for these services. Classifying these receipts as non-General Fund receipts in the Senate Finance CS for HB 418 would permit legislative approval of these increment funds without counting against General Purpose Funds.

If this increment is not approved, processing of criminal history record checks will be substantially delayed. Most significantly, criminal records checks for employment and licensing purposes (school bus drivers, school districts, child care). Unsuitable candidates may be placed in sensitive positions, potentially placing a vulnerable citizen at risk. Conversely, those without criminal history records may have hiring or licensing decisions delayed or not acted upon due to increased processing time.

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