

Fiscal Note

State of Alaska
2016 Legislative Session

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| Bill Version: | HB 270 |
| Fiscal Note Number: | 1 |
| (H) Publish Date: | 1/20/2016 |

Identifier: DHSS-RL-12-18-15
 Title: DHSS CENT. REGISTRY; LICNSE;BCKGROUND
 CHK
 Sponsor: RLS BY REQUEST OF THE GOVERNOR
 Requester: Governor

Department: Department of Health and Social Services
 Appropriation: Health Care Services
 Allocation: Residential Licensing
 OMB Component Number: 245

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

| | FY2017 | Included in | Out-Year Cost Estimates | | | | |
|-------------------------------|-------------------------|---------------------------|-------------------------|----------------|----------------|----------------|----------------|
| | Appropriation Requested | Governor's FY2017 Request | FY 2018 | FY 2019 | FY 2020 | FY 2021 | FY 2022 |
| OPERATING EXPENDITURES | FY 2017 | FY 2017 | FY 2018 | FY 2019 | FY 2020 | FY 2021 | FY 2022 |
| Personal Services | | | | | | | |
| Travel | | | | | | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capital Outlay | | | | | | | |
| Grants & Benefits | | | | | | | |
| Miscellaneous | | | | | | | |
| Total Operating | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Fund Source (Operating Only)

| | | | | | | | |
|--------------|------------|------------|------------|------------|------------|------------|------------|
| None | | | | | | | |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Positions

| | | | | | | | |
|-----------|--|--|--|--|--|--|--|
| Full-time | | | | | | | |
| Part-time | | | | | | | |
| Temporary | | | | | | | |

Change in Revenues

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| | | | | | | | |
|--|--|--|--|--|--|--|--|

Estimated SUPPLEMENTAL (FY2016) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? no
 If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable; initial version.

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|--------------|------------------------------------|--------|---------------------|
| Prepared By: | Margaret Brodie, Director | Phone: | (907)334-2520 |
| Division: | Health Care Services | Date: | 12/17/2015 03:30 PM |
| Approved By: | Sana Efird, Assistant Commissioner | Date: | 12/18/15 |
| Agency: | Health and Social Services | | |

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION**Analysis**

This bill improves consistency in the application of barring conditions for all individuals in direct contact with vulnerable individuals. Currently, the statutes provide that only certain position types are barred for certain offenses; the same standards are not applied to all applicants. The department is finding that applicants are manipulating this loophole in the application process, and the statutes have exposed vulnerable Alaskans to individuals intended to be barred from contact.

It also allows individuals to submit a background check, personally, without associating with an employer first, which should expedite the employment process for providers and ensure workforce stability for facilities and individuals caring for vulnerable individuals. This bill clarifies what type of civil findings would constitute a bar, such as those that have been subject to due process through an administrative hearing.

This legislation also allows the department to investigate an employee, contractor, or volunteer of a licensed entity and, if a substantiated finding of non-compliant conduct is established, place the employee, contractor, or volunteer on the registry. Currently, state law only allows the department to investigate and issue findings against an entity, not against individuals who work for the entity.

The Centralized Registry would be one piece of the overall comprehensive criminal history search process. It is intended to capture, after appropriate due process is afforded, negative civil information on certain individuals that may not be found elsewhere; effectively barring them from providing services to Alaska's vulnerable populations in licensed and/or certified entities or otherwise receiving monies from the department for providing services.