

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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| <b>Action:</b>        | Do Pass the A-Engrossed Measure        |
| <b>Vote:</b>          | 4 - 0 - 1                              |
| <b>Yeas:</b>          | Kruse, Monnes Anderson, Telfer, Verger |
| <b>Nays:</b>          | 0                                      |
| <b>Exc.:</b>          | Morrisette                             |
| <b>Prepared By:</b>   | Jennifer Kellar, Administrator         |
| <b>Meeting Dates:</b> | 5/18                                   |

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**WHAT THE MEASURE DOES:** Changes the name of the Criminal History Registry to the Central Background Registry. Permits a metropolitan service district to enter into a relationship with the Child Care Division of the Employment Department for the purpose of requiring district employees to be enrolled in the Criminal History Registry. Provides for the full recovery of the cost of participation in the agreement by the Child Care Division from the metropolitan service agreement. Authorizes disclosure of child abuse reports and records to the Child Care Division. Sunsets provisions, other than the name change, on January 1, 2014.

**ISSUES DISCUSSED:**

- Reasons for proposed name change, including negative connotation in use of word “criminal”
- Cost recovery for services by Portland metropolitan area through intergovernmental agreement
- Improved protection alternatives for children
- Screening and background checks on zoo employees and volunteers

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Individuals who must be enrolled in the Child Care Division’s (CCD) Criminal History Registry include:

- Operators and employees of regulated child care programs;
- Operators or employees of Oregon pre-kindergarten or parent as teacher programs;
- Operators or employees of federal Head Start programs;
- Individuals in child care facilities who may have unsupervised contact with children; and
- Contractors or employees of contractors who provide early childhood special education or early intervention services

To be subject to inclusion in CCD’s Criminal History Registry, individuals who have been convicted of certain crimes or have a founded case of child abuse are subject to a suitability determination. The purpose of this requirement is to ensure that an individual’s criminal history and child protective services records are checked prior to the individual assuming a job in the above settings. An employer who wants to hire an individual to work at, live in or frequently visit one of these types of businesses must verify with CCD that the potential employee, resident or visitor is enrolled in the registry. Enrollment in the registry requires completion of an application for enrollment, payment of processing fees and a determination of suitability for the registry.

Metropolitan service districts utilizing enrollment in the Criminal History Registry will do so by entering into contracts that allow CCD and other state agencies to recoup the cost of the application process, administration and any litigation costs created by the agency’s determination of suitability.

The proposed name change to the Central Background Registry is the Child Care Division’s response to eliminate confusion and negative connotations associated with the term “criminal” in the Criminal History Registry.

5/18/2009 4:45:00 PM

***This summary has not been adopted or officially endorsed by action of the committee.***