

**From The Desk Of  
Representative Vic Gilliam**



A handwritten signature in blue ink, appearing to read "Vic Gilliam", is located in the upper right corner of the page.

**PLEASE SUPPORT HB 2228A**

HB 2228A is a bipartisan bill from the Elder Abuse Task Force which makes a small but significant change to the state-mandated, criminal background check process for individuals working with vulnerable populations - seniors, children, people with disabilities.

HB 2228A implements a voluntary "Rap Back" program that permits workers to *voluntarily* provide public safety agencies (OSP and FBI) permission to retain their fingerprints to forgo regular and repeated criminal background checks as a condition of their employment.

The "Rap Back" program strengthens protections for vulnerable populations by providing employers with real time updates of an employee's criminal record, while making the background check process less costly, time-consuming and burdensome on the employee.

HB 2228A incorporates suggestions from stakeholders to protect privacy rights, including:

- **Individuals must opt-in to be included in the Rap Back program.** Oregon is the only state that is creating a voluntary, not compulsory, program.
- **Employees will receive information about the program before being given the opportunity to opt-in.** This disclosure statement must provide information on the voluntary nature of the program, the procedure for opting out and the results of participating or not participating in the program.
- **Individuals can opt-out at any time of the Rap Back program.** Upon opting out, individuals would return to receiving regular and repeated background checks.
- **The State Police must destroy the fingerprints if the individual opts-out of the program or is no longer employed with vulnerable populations.**
- **The State Police will notify the FBI when an individual leaves the program and direct them to destroy any retained fingerprints.**
- **Participation in the Rap Back program cannot be a condition of employment.**
- **Fingerprints retained through Rap Back *cannot* be publicly disclosed or used for purposes other than employment-related background checks.**

Thank you for your support of HB 2228A.