

**SB 86 STAFF MEASURE SUMMARY**

**Carrier:** Rep. Kennemer

**House Committee On Rules**

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**Action Date:** 06/19/17

**Action:** Do Pass.

**Vote:** 9-0-0-0

**Yeas:** 9 - Barreto, Hack, Holvey, Kennemer, McLane, Nosse, Rayfield, Smith Warner, Williamson

**Fiscal:** Has minimal fiscal impact

**Revenue:** No revenue impact

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**WHAT THE MEASURE DOES:**

Expands existing authority of Oregon Department of Administrative Services (DAS) to require fingerprints of its employees and applicants, to include applicants and employees of executive branch entities receiving human resource services from it.

**ISSUES DISCUSSED:**

- State agencies with authority to perform employment-related background checks in-house
- Smaller agencies that receive human resource services from DAS
- Current law regarding employment-related background checks
- Point in hiring process when background checks occur

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

One function of the Oregon Department of Administrative Services (DAS) is to provide human resource services to smaller executive branch agencies, boards and commissions. Through contract or interagency agreement, DAS manages the hiring process (recruitment, interview, background check, etc.) for smaller agencies, as they do not have the capacity to maintain in-house human resource staff, nor do they have statutory authority to perform employment background checks. Current law permits employment-related background checks to be performed only by entities that have specific statutory authority. DAS is one of these entities; however, it is only permitted to perform checks on individuals that are directly employed or seeking direct employment with it. The authority does not extend to situations where DAS is contracted to provide human resource services on behalf of another agency.

Senate Bill 86 extends existing authority to conduct employment-related background checks to agencies receiving human resource services from DAS.