

# FISCAL NOTE

Requested by Legislative Council  
05/01/2009

Amendment to: Engrossed  
SB 2162

**1A. State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2007-2009 Biennium		2009-2011 Biennium		2011-2013 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>	\$0	\$0	\$0	\$82,904	\$0	\$82,904
<b>Expenditures</b>	\$0	\$0	\$127,953	\$82,904	\$129,392	\$82,904
<b>Appropriations</b>	\$0	\$0	\$127,953	\$82,904	\$129,392	\$82,904

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2007-2009 Biennium			2009-2011 Biennium			2011-2013 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

**2A. Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill relates to criminal history record checks for individuals who provide early childhood services, Department of Human Services employees and service providers.

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 2 of the bill approves the addition of the following criminal history checks: Department of Human Services (DHS) employees, DHS providers and their employees, and providers and applicants for early childhood services licensure, nonlicensed holders of self-declaration and in-home providers, as well as staff members of early childhood services programs.

Section 28 includes 2 FTE's for the Office of Attorney General, which should be changed to 1 FTE.

Section 29 reflects a \$210,856 general fund appropriation to the Office of Attorney General, which should be changed to \$127,953. The \$82,904 special fund appropriation is to accept and pay the FBI fingerprint check costs from the Department of Human Services.

**3. State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

The Department of Human Services will pay this office for the \$17.25 FBI fingerprint check cost for each record check requested.

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Expenditures include 1 FTE in the Office of Attorney General to process the criminal record checks. It is anticipated Office of Attorney General staff will process an additional 4,800 record checks during the 2009-11 biennium.

Also included are two .5 FTE's and 1 full-time temporary staff at the Department of Human Services to handle the child abuse and neglect checks and review the applications prior to sending them to the Office of Attorney General for the criminal history record checks. The Department of Human Service's appropriation bill includes \$308,496 from

the general fund for these staff and to pay the FBI fingerprint check costs.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

The Executive Recommendation included funding for the Department of Human Services expenditures in its appropriation bill, which has remained in that bill. The Executive Recommendation included funding for the Office of Attorney General in its appropriation bill. The funding and 5.5 FTE positions for the Office of Attorney General were removed in the House.

Section 28 includes 2 FTE's for the Office of Attorney General, which should be changed to 1 FTE.

Section 29 reflects a \$210,856 general fund appropriation to the Office of Attorney General, which should be changed to \$127,953. The \$82,904 special fund appropriation is to accept and pay the FBI fingerprint check costs from the Department of Human Services, which is consistent with the process followed for other requested record checks.

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