

## Department of Planning and Budget 2007 Fiscal Impact Statement

**1. Bill Number** SB1208

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

**2. Patron** Hanger

**3. Committee** Passed Both Houses

**4. Title** Background check required; children's residential facilities.

**5. Summary/Purpose:** Strengthens criminal background check requirements for employees, volunteers, and providers of contractual services to children's residential facilities. The change will require affected departments to obtain the results of the background check before allowing an applicant to work with children. Adds numerous statutory offenses, including abduction, carjacking, threats, stalking, use of a machine gun, child pornography, incest, and felony drug possession, to the list of crimes that preclude employment at children's residential facilities. Additional offenses parallel those identified as "barrier crimes" in § 63.2-1719. Permits a children's residential facility to hire applicants with a misdemeanor conviction for assault and battery, provided 10 years have elapsed and the offense did not occur in the context of former employment or volunteer work. The language prohibits state children's residential facilities from hiring employees or accepting volunteers who have a founded case of child abuse or neglect. The new requirements only apply to persons who were not working or volunteering at the facility prior to July 1, 2007.

**6. No Fiscal Impact**

**7. Budget amendment necessary:** No

**8. Fiscal implications:** None

**9. Specific agency or political subdivisions affected:** Department of Social Services; Department of Education; Department of Military Affairs; or Department of Mental Health, Mental Retardation and Substance Abuse Services

**10. Technical amendment necessary:** No

**Date:** 02/26/07/eee

**Document:** G:\FY2007\2007 Legislation\SB1208er.Doc Emily Ehrlichmann

cc: Secretary of Health and Human Resources  
Secretary of Education