

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB1729

<b>House of Origin</b>	<input checked="" 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 type="checkbox"/> Enrolled

**2. Patron:** Carrico

**3. Committee:** Health, Welfare and Institutions

**4. Title:** Background checks; providers licensed by DBHDS.

**5. Summary:** Background checks; providers licensed by DBHDS. Allows a provider licensed by the Department of Behavioral Health and Developmental Services to hire for compensation a person who has been convicted of not more than one offense of assault and battery of a law-enforcement officer under § 18.2-57, or an equivalent offense in another state when the person has been pardoned for the offense in that state, if (i) more than 10 years have elapsed since the conviction and (ii) the hiring provider determines, based upon a screening assessment, that the criminal behavior was substantially related to the applicant's substance abuse and that the person has been successfully rehabilitated and is not a risk to consumers based on his criminal background check and his substance abuse history, notwithstanding the statutory prohibition on employment of a person otherwise convicted of assault and battery.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** No fiscal impact.

**8. Fiscal Implications:** None.

**9. Specific Agency or Political Subdivisions Affected:** Department of Behavioral Health and Developmental Services

**Date:** 01/18/2011

**Document:** G:\FY2011\FIS\DBHDS Finished\HB1729.Doc

Cc: Secretary of Health and Human Resources