

Department of Planning and Budget

2017 Fiscal Impact Statement

1. Bill Number: HB1914

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

2. Patron: Head

3. Committee: Education

4. Title: Elected and appointed school board members; criminal history record information.

5. Summary: Requires each individual who is elected or appointed to a school board to (i) submit to fingerprinting and provide personal descriptive information to be forwarded along with his fingerprints by the school board through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the purpose of obtaining criminal history record information and (ii) provide written consent and the necessary personal information for the school board to obtain a search of the registry of founded complaints of child abuse and neglect maintained by the Department of Social Services and to take reasonable steps to obtain information from each state in which the individual has resided within the prior five years to determine whether such individual is the subject of a founded complaint of child abuse and neglect in any such state. The bill precludes any individual who is found to have been (a) convicted of a felony or any offense involving the sexual molestation, physical or sexual abuse, or rape of a child in the Commonwealth or an equivalent offense in another state or (b) the subject of a founded complaint of child abuse and neglect in the Commonwealth or another state from serving on any school board. The bill requires each entity that administers the school board election or appointment process for each local school division to notify each prospective school board member of the foregoing requirements.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary. See Item 8.

8. Fiscal Implications: This bill requires each individual who is elected or appointed to a school board to submit to background checks through the Central Criminal Records Exchange and the registry of founded complaints of child abuse and neglect maintained by the Department of Social Services. The bill also requires the entity administering school board elections to notify each prospective school board candidate of the criminal background check requirements.

HB 1500, 2017 General Assembly Session, includes additional positions for the Department of State Police to process background checks. If the funding for these positions remains in the

budget, State Police may be able to absorb the impact of HB 1914. However, there are several other bills in the 2017 session that would require additional background checks if enacted. The cumulative effect of those bills and HB 1914 may impact staffing at State Police. Should additional background check bills become law in this session, State Police would require an additional full-time equivalent position to process background checks at an estimated cost of \$69,052 in the first year of enactment and \$67,452 in each subsequent year.

The Department of Social Services anticipates that the agency can absorb the increased workload resulting from this bill with current resources. Any revenue impact for the Department of Social Services would be negligible.

The Department of Elections does not anticipate a state fiscal impact from this bill.

Any fiscal impact to local school divisions is indeterminate.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, Department of Social Services, Department of Elections, local school divisions

10. Technical Amendment Necessary: No

11. Other Comments: None