

STATEMENT OF PURPOSE

RS27232 / H0310

Idaho Code 56-1004A, Criminal History and Background Checks, charges the Department of Health & Welfare with conducting background checks on individuals who provide care or services to vulnerable adults or children. Section 4(c) of the statute refers to the Federal Bureau of Investigation's National Crime Information Center (NCIC) as being a source of information for the completion of background checks. The FBI has asked that specific references to the NCIC be removed from this statute because, per federal law, the Department has never had access to the entire NCIC. The current language in this statute suggests that it does. The FBI has provided assurances that removing Section 4(c) will not degrade the relevance of the information the Department currently receives for its background checks and has conditioned continuous receipt of this information based on the removal of Section 4(c).

FISCAL NOTE

There is no fiscal impact with this statute change. The Department currently charges the applicant the appropriate fee to complete the background checks. The current fee schedule is adequate to fund the operation of the program including any programmatic changes needed to fulfill its mandate.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).