

**BILL SUMMARY**  
1<sup>st</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 2197</b>
<b>Version:</b>	<b>INT</b>
<b>Request Number:</b>	<b>7694</b>
<b>Author:</b>	<b>Rep. Randleman</b>
<b>Date:</b>	<b>2/27/2019</b>
<b>Impact:</b>	<b>Approximately \$130,000</b>

**Research Analysis**

HB 2197 requires certain child care programs, which are exempt from the Child Care Facilities Licensing Act, be required to conduct a national criminal history records search for all employees and prohibits the employment of an individual who does not have a completed records search.

Prepared By: Marcia Johnson

**Fiscal Analysis**

Fiscal analysis provided by the Department of Human Services:

Because there is no comprehensive and complete number of active exempt summer camps, summer programs, or after-school programs in Oklahoma, the number of additional background investigator positions needed to process these requests timely, is entirely not known. The numbers used in this fiscal analysis are approximations based on exempt camps and programs that choose to report to OCCRA and most likely very conservative.

However, from information known to DHS, the minimum cost would be approximately \$115,000 (\$115,000 state). Oklahoma Child Care Resource and Referral Association (OCCRA) has self-reported information on 171 programs that are exempt from the Oklahoma Child Care Licensing Act with 12,676 available spaces for children in care. By dividing the number of available spaces by the number of exempt programs, 74 available spaces for children could be at each of the 171 programs. If the ratio of employee to child is 1:15 which is the ratio permitted by OAC 340:110 Appendix GG for Day-Camps of 5 year olds and older, there could be at least 5 employees at each of the 171 programs. This results in approximately 855 employees for which background checks would be needed before working. It would be appropriate to round this number up to 900, in order to take into account an estimate of peripheral employees to each program and employee turnover. Each background investigator can process approximately 4,000 national fingerprint background checks annually, but considering that the volume for these requests will mostly be around the end of public school sessions, two background investigators

will be needed to return background checks in a timely manner, so the camps and programs are not short of employees, at a total cost of \$110,000 (\$110,000 state). Additionally, OBI uses a Background Investigations Determination System (BIDS) which would require updates to accommodate the new type of request and increase in volume. Currently, the contracted vendor charges \$90 per hour to make changes to BIDS. The last major change to BIDS took 80 hours and cost \$7,200. DHS estimates the cost for this change to be \$5-10,000.

DHS does not keep a comprehensive list of camps and programs that are exempt from the Oklahoma Child Care Licensing Act because they do not come under DHS's purview. The numbers used in this Fiscal Impact Statement are only based on the programs which chose to self-report to OCCRA. As a result, DHS has no way of truly knowing the number of background checks that could possibly be requested. Furthermore, DHS does not have a way to notify these programs about how to request national fingerprint background checks from DHS or a way to ensure that the programs follow through and obtain the background check.

Prepared By: Stacy Johnson

**Other Considerations**

None.