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BILL ANALYSIS

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House Bill 5894 (as reported without amendment)  
Sponsor: Representative Shanelle Jackson  
House Committee: Families and Children's Services  
Senate Committee: Families and Human Services

### **CONTENT**

The bill would amend the Adult Foster Care Facility Licensing Act to do the following:

- Delay for one year the deadline by which employees of adult foster care facilities must submit fingerprints to the Michigan State Police (MSP) for a background check.
- Require the Department of Human Services and the MSP to maintain, rather than develop and implement, an electronic web-based system to assist adult foster care facilities in identifying individuals who are convicted of offenses disqualifying them for employment.

Under the Act, subject to specific exceptions, an adult foster care facility may not employ or independently contract with individuals who regularly have direct access to or provide direct services to patients or residents if they have been convicted of certain crimes. Additionally, an adult foster care facility may not employ or independently contract with an individual who has direct access to residents without conducting a criminal history check, subject to certain exceptions.

These provisions do not apply to an individual who was employed by or under independent contract to an adult foster care facility before April 1, 2006. An individual exempt under this provision must provide the MSP with a set of fingerprints by April 1, 2008. The MSP must enter the fingerprints into the automated fingerprint identification system. The bill would delay the deadline until April 1, 2009.

MCL 400.734b

Legislative Analyst: Curtis Walker

### **FISCAL IMPACT**

The bill would have no significant impact on State or local government. Because the bill simply would postpone the deadline for the submission of fingerprints by employees of adult foster care facilities for the purposes of background checks, the bill would not introduce any new fiscal obligation.

Date Completed: 5-1-08

Fiscal Analyst: Matthew Grabowski