

**FISCAL IMPACT OF PROPOSED LEGISLATION**

Measure: SB 49 A

81st Oregon Legislative Assembly – 2021 Regular Session  
Legislative Fiscal Office*Only Impacts on Original or Engrossed  
Versions are Considered Official*Prepared by: Tim Walker  
Reviewed by: Doug Wilson, Gregory Jolivette, John Borden  
Date: 04/06/2021**Measure Description:**

Modifies employment-related childcare subsidy program to require certain individuals associated with care provider to be enrolled in Central Background Registry.

**Government Unit(s) Affected:**

Department of Education (ODE), Department of Human Services (DHS), Department of Justice (DOJ)

**Summary of Fiscal Impact:**

Costs related to the measure may require budgetary action - See analysis.

**Summary of Expenditure Impact:**

	2021-23 Biennium	2023-25 Biennium
General Fund	\$1,154,972	\$1,415,489
<b>Total Funds</b>	<b>\$1,154,972</b>	<b>\$1,415,489</b>
Positions	6	6
FTE	4.15	6.00

**Analysis:** This measure modifies the Employment-Related Day Care (ERDC) subsidy program to require certain individuals associated with a care provider to be enrolled in the Central Background Registry (CBR). The bill corrects statutory cross-references related to CBR and directs the Department of Human Services (DHS) to transfer files related to the subject background checks to the Office of Child Care (OCC) no later than July 1, 2022. This essentially transfers the responsibility of performing background checks on specific providers from DHS to OCC.

The Oregon Department of Education (ODE) would require two Administrative Specialist 1 (1.16 FTE), one Office Specialist 2 (0.83 FTE), and one Compliance Specialist 3 position (0.83 FTE), one Compliance Specialist 2 position (0.83 FTE), and one Compliance Specialist 1 position (0.50 FTE) to administer background checks. These positions would be phased-in prior to the operative date of the measure to allow for recruitment and training. Currently, the state pays for background checks for licensed facilities and ODE estimates 4,000 background checks per year at \$75 per background check for a total of \$300,000. These resources are included in the Governor’s proposed budget for ODE and if approved will be part of the agency’s budget.

The Department of Human Services states that it does not anticipate a fiscal impact due to the provisions of this measure.

The Department of Justice (DOJ) fiscal impact is indeterminate. DOJ may require a permanent part-time Assistant Attorney General to process new applications, handle appeals from the new group of providers, and represent the state in hearings on proposed denials; however, the workload is then anticipated to decrease into the future.

This measure warrants a subsequent referral to the Joint Committee on Ways and Means for consideration of its budgetary impact on the State’s General Fund.