

Gen Human Resources
SPL 1052-1484 (p.375)

FEB 2 1989

Place on Calendar

HOUSE FILE 194
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HSB 115)

Passed House, Date 2-8-89 (p.356) Passed Senate, Date 2-22-89 (p.486)
Vote: Ayes 98 Nays 0 Vote: Ayes 50 Nays 0
Approved 3-8-89 (p.697)

A BILL FOR

1 An Act relating to providing criminal history information to
2 licensed private child-caring and child-placing agencies and
3 certified adoption investigators.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 194

1 Section 1. Section 692.2, subsection 1, Code 1989, is
2 amended by adding the following new lettered paragraph:

3 NEW LETTERED PARAGRAPH. g. Licensed private child-caring
4 and child-placing agencies and certified adoption investi-
5 gators for the purpose of section 237.8, subsection 2, and
6 section 600.8, subsections 1 and 2.

7 Sec. 2. Section 692.2, subsection 6, unnumbered paragraph
8 1, Code 1989, is amended to read as follows:

9 The department may charge a fee to any nonlaw-enforcement
10 agency to conduct criminal history record checks and otherwise
11 administer this section and other sections of the Code
12 providing access to criminal history records. The fee shall
13 be set by the commissioner of public safety equal to the cost
14 incurred not to exceed twenty dollars for each individual
15 check requested. Notwithstanding any other limitation, the
16 department is authorized to use revenues generated from the
17 fee to employ clerical personnel to process criminal history
18 checks for non-law-enforcement purposes.

19 EXPLANATION

20 This bill provides that the department of public safety may
21 provide criminal history data to licensed private child-caring
22 and child-placing agencies and certified adoption in-
23 vestigators for the purpose of investigations relating to
24 adoptive and foster care placements.

25 The department of public safety is authorized to use the
26 revenue generated from the fees assessed for processing these
27 requests to employ clerical personnel to process criminal his-
28 tory checks for non-law-enforcement purposes.

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HOUSE FILE 194
BY (PROPOSED DEPARTMENT OF
HUMAN SERVICES BILL)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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28 tory checks for non-law-enforcement purposes.

29 BACKGROUND STATEMENT

30 SUBMITTED BY THE AGENCY

31 Criminal history record checks for adoptive families,
32 foster families and staff of licensed child caring agencies
33 are channelled through the Department of Human Services.
34 Using this process serves only to add another step to the
35 process. It also slows down receiving of results by agencies,

1 foster and adoptive families by at least one week, sometimes
2 more. The entire process is time consuming for professionals
3 in the department who must sort, mail and track the forms.
4 Why must child caring and child placing agencies channel their
5 requests for criminal history record checks through the
6 Department of Human Services when county operated shelters and
7 detention facilities requests go directly to the Department of
8 Public Safety, and results are sent directly back to the
9 agencies?

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fee to employ clerical personnel to process criminal history checks for non-law-enforcement purposes.

HOUSE FILE 194

AN ACT

RELATING TO PROVIDING CRIMINAL HISTORY INFORMATION TO LICENSED PRIVATE CHILD-CARING AND CHILD-PLACING AGENCIES AND CERTIFIED ADOPTION INVESTIGATORS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 692.2, subsection 1, Code 1989, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. g. Licensed private child-caring and child-placing agencies and certified adoption investigators for the purpose of section 237.8, subsection 2, and section 600.8, subsections 1 and 2.

Sec. 2. Section 692.2, subsection 6, unnumbered paragraph 1, Code 1989, is amended to read as follows:

The department may charge a fee to any nonlaw-enforcement agency to conduct criminal history record checks and otherwise administer this section and other sections of the Code providing access to criminal history records. The fee shall be set by the commissioner of public safety equal to the cost incurred not to exceed twenty dollars for each individual check requested. Notwithstanding any other limitation, the department is authorized to use revenues generated from the

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 194, Seventy-third General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved March 8, 1989

TERRY E. BRANSTAD
Governor