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**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: Department of Public Social Services

SUBMITTAL DATE:

SUBJECT: Approval of Resolution #2006-009

1/9/06

RECOMMENDED MOTION: That the Board of Supervisors approves Resolution #2006-009 granting Riverside County Department of Public Social Services (DPSS) the authority to request Federal criminal history information for employment, volunteers, licensing or certification purposes for the Children's Services Division.

BACKGROUND: In order to comply with State and Federal regulations, DPSS is required to fingerprint any persons having the potential of coming in contact with minor children in the custody of DPSS. In support of this mandate, DPSS must process background checks which includes information from the Federal Bureau of Investigation (FBI). DPSS has in the past been able to obtain FBI history through the State Department of Justice (DOJ). The DOJ is now requiring counties to obtain authorization from their Board of Supervisors for the DOJ to resume obtaining federal criminal history information.

FINANCIAL IMPACT: N/A

CONCUR EXECUTE: County Counsel
CH:SL:clh

Cynthia Hinckley
Cynthia Hinckley, Director DPSS

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	FY 05/06

SOURCE OF FUNDS: N/A	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature *Dan Martinez*

- Policy
- Policy
- Consent
- Consent

Prev. Agn. Ref.: **District:** All **Agenda Number:** 3.20

FORM APPROVED COUNTY COUNSEL

JAN 10 2006

BY *H. Keeler*

Dep't Recomm.:
Per Exec. Ofc.:

RESOLUTION 2006-009

**RESOLUTION GRANTING THE CHILDREN'S SERVICES DIVISION OF THE
DEPARTMENT OF SOCIAL SERVICES IN THE COUNTY OF RIVERSIDE
THE AUTHORITY TO REQUEST FEDERAL CRIMINAL HISTORY
INFORMATION FOR EMPLOYMENT, VOLUNTEERS, LICENSING
OR CERTIFICATION PURPOSES FOR THE
CHILDREN'S SERVICES DIVISION OF
RIVERSIDE COUNTY DEPARTMENT OF PUBLIC SOCIAL SERVICES**

WHEREAS, *Penal Code* Sections 11105(b)(10) and 13300(b)(10) authorize cities, counties and districts to access state and local summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, *Penal Code* Section 11105(b)(10) authorizes cities, counties and districts to access federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation; and

WHEREAS, *Penal Code* Sections 11105(b)(10) and 13300(b)(10) require that there be a requirement or exclusions from employment, licensing, or certification based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, *Penal Code* Sections 11105(b)(10) and 13300(b)(10) require the city council, board of supervisors, or governing body of a city, county or district to specifically authorize access to summary criminal history information for employment, licensing, or certification purposes;

NOW, THEREFORE, IT IS RESOLVED THAT the County of Riverside Department of Public Social Services Children's Services Division is hereby authorized to access state and federal level summary criminal history information for employment or volunteers having contact with children receiving Child Welfare Services for employment, licensing, or certification purposes and may not disseminate the information to a private entity;

Board Resolution 2006-009

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AND BE IT FURTHER RESOLVED AND ORDERED, that the County of Riverside Department of Public Social Services Children's Services shall not consider a person who has been convicted of a felony or misdemeanor involving moral turpitude eligible for employment (including volunteers and contract employees), or licensing; except that such conviction may be disregarded if it is determined that mitigating circumstances exist, or that the conviction is not related to the employment, volunteer or license in question.

PASSED AND ADOPTED by the Board of Supervisors of the County of Riverside, State of California, this _____ day of _____, 2006, by the following vote: