



Senator Melissa Hurtado

REPRESENTING SENATE DISTRICT 14

Senate Bill 1093 Community Care Facilities

As Introduced February 16, 2022

SUMMARY

SB 1093 modernizes and simplifies the California Department of Social Services process for transferring background clearances for employees who provide childcare, home care, and older adult care.

PROBLEM

Care facilities all across the state are experiencing workforce shortages, which threaten the quality of care provided to children, older adults, and individuals with disabilities. All care facility workers must have an active criminal background clearance to work at any California licensed care facility.

Individuals seeking to transfer from one licensed care facility to another must also transfer their criminal background clearance before they are allowed to perform any work at the new facility. The current transfer process is outdated and tedious. Licensees must request the clearance transfer in writing directly to local state licensing office along with a physical copy of their valid government I.D. via mail.

Care facilities, already understaffed, need to get more individuals working as soon as possible and need a streamlined process to do so.

BACKGROUND

All individuals who work in some capacity within licensed care facilities and who have contact with clients must complete a criminal background check through the Department of

Justice. Completing this background check provides individuals with criminal clearance to obtain a community care license, provide services, and work or reside in care facilities. After receiving criminal clearance to work in a licensed care facility, an individual can request to transfer their clearance to a new facility where they will be working. These transfer requests must be received by the California Department of Social Services' (CDSS) before an individual is able to perform their duties or have any client contact at a new facility.

SOLUTION

SB 1093 streamlines the criminal record clearance process and allows individuals working for California licensed care facilities to submit a request for the transfer of their criminal background clearance via the California Department of Social Services secure online portal.

SB 1093 also permits the licensee to verify the individual's identity, and removes the requirement for an individual to submit a copy of their government issued identification along with the written transfer request.

FOR MORE INFORMATION

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