



# National Background Check Program

## State Technical Assistance Quarterly Webinar

May 25, 2017  
3:00PM-4:00PM (EDT)



# Welcome to the States

Delilah Barton  
CNA

# Agenda

---

- ▶ CMS News and Announcements (5 minutes)
  - ▶ State Participation Status
- ▶ NBCP Technical Assistance Announcements (5 minutes)
  - ▶ NBCP Nurse Aide Registry Status
- ▶ Forum Announcements (5 minutes)
- ▶ Presentation: Handling Negative Media Reports (40 minutes)
- ▶ Questions & Answers (5 minutes)

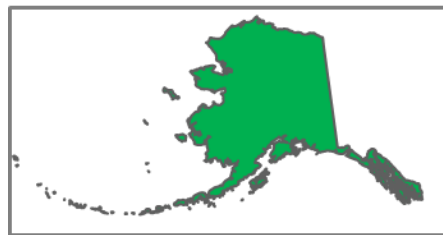
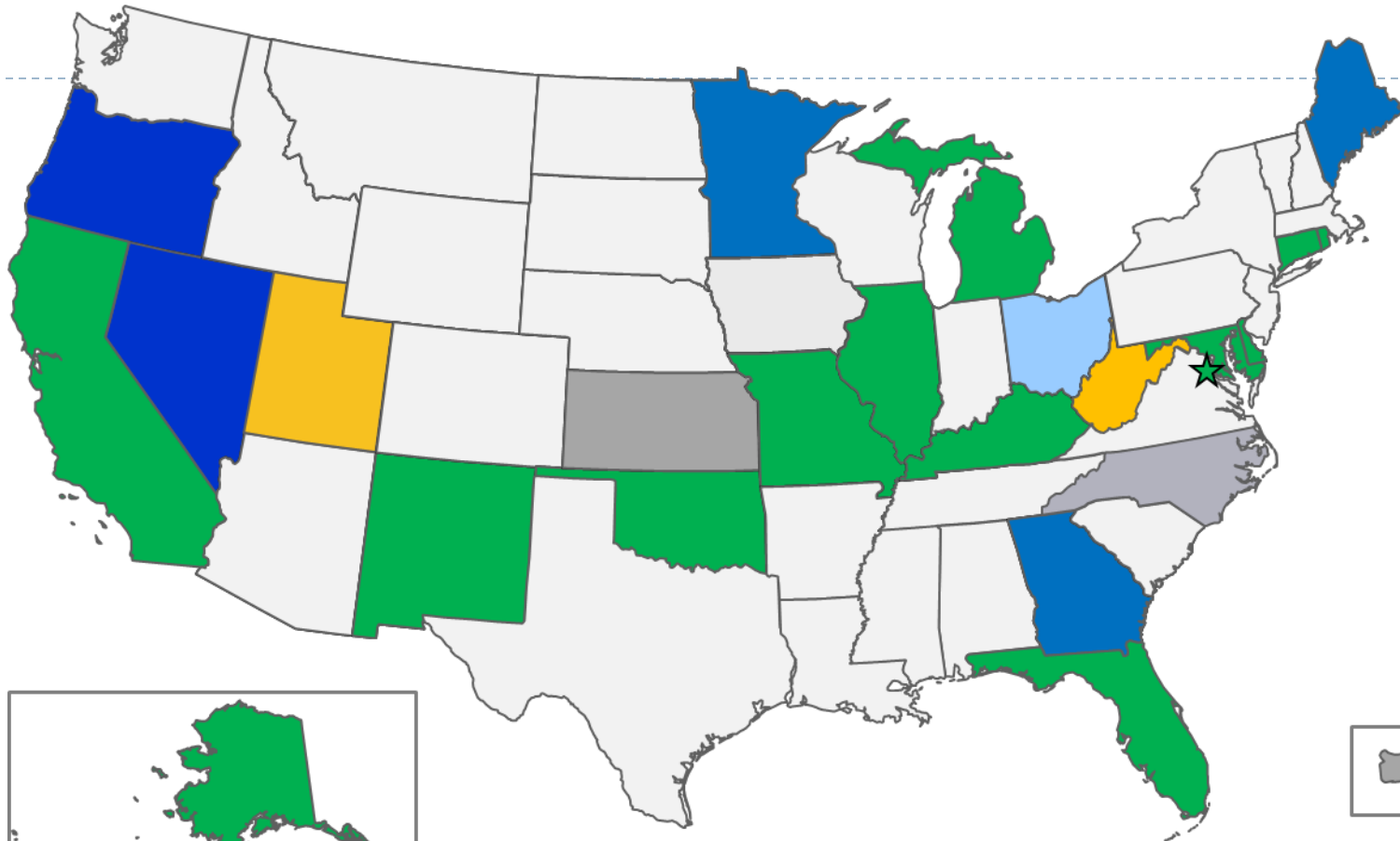
# CMS News and Announcements

Don Howard

Scott Manley

CMS Survey & Certification Group

# NBCP State Participation Status



	States in Planning & Development: KS, NC, PR
	States in Pilot Phase: HI
	States Live w/Implementation of Registries: OH
	States Live w/Implementation of Registries, Integration of Criminal History Record Information (CHRI): GA, ME, MN, NV, OR
	States Live w/Implementation of Registries, Integration of CHRI and Statewide Rap Back: UT, WV
	States Graduated: AK, CA, CT, DC, DE, FL, IL, KY, MD, MI, MO, NM, OK, RI



# NBCP Technical Assistance Announcements

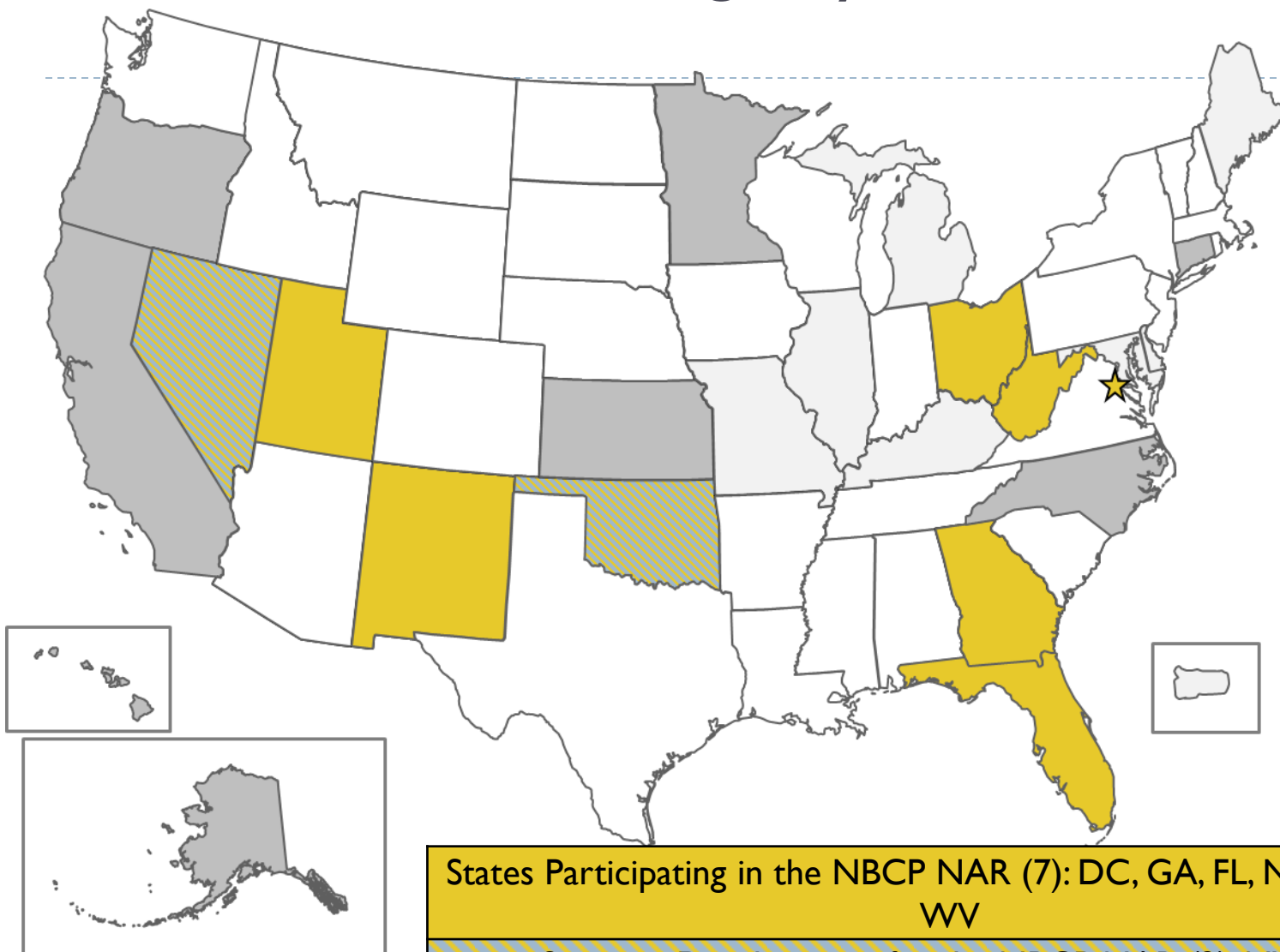
Delilah Barton

CNA

Allison Dudziak

Innovative Architects

# NBCP Nurse Aide Registry



States Participating in the NBCP NAR (7): DC, GA, FL, NM, OH, UT, WV
States in Development for the NBCP NAR (2): NV, OK
States Planning to Participate (8): AK, CA, CT, HI, KS, MN, NC, OR
NBCP States not Participating (8): DE, IL, KY, MD, ME, MI, MO, PR

# NBCP NAR Impact



State	Match	No Match	Applications
DC	20	24,263	24,283
GA	12	1,268	1,280
NM	77	103,514	103,591
OH	15	19,339	19,354
UT	41	48,090	48,131
WV	37	13,905	13,942
<b>Grand Total</b>	<b>202</b>	<b>210,379</b>	<b>210,581</b>



# NBCP NAR – Registry Recheck

---

- ▶ Why have we never added the NBCP NAR to the monthly Registry Recheck process?
- ▶ Downside:
  - ▶ System resource intensive
    - ▶ Takes a very long time to run
    - ▶ Increased Help Desk calls
  - ▶ Provider information overload

# NBCP NAR – Registry Recheck

---

## ▶ Upside:

- ▶ Ohio ran a registry recheck on May 2, 2017
- ▶ Fifteen currently cleared employees in the ARCS system matched against one of the NBCP NAR State registries:
  - ▶ FL NAR – 9
  - ▶ OH NAR – 2
  - ▶ CA NAR – 1
  - ▶ WV NAR – 2
  - ▶ GA NAR – 1

# National Forum for Background Checks

James Joslin (OK)

Forum Chair

- ▶ Now 17 State members, including 9 graduated NBCP States
  - ▶ Background check track at AHFSA conference
  - ▶ Hot topic session: CJIS Audit (April)
  - ▶ [backgroundcheckforum@gmail.com](mailto:backgroundcheckforum@gmail.com)
  - ▶ <http://bgcheckinfo.cna.org/resources/information-sharing-events/national-forum>
- Status update on AHFSA:
- ▶ 16 States interested or planning to attend
    - ▶ 3 non-grantees (ID, LA, MS)
  - ▶ List of candidate session topics
    - ▶ Discussed at May Forum call
    - ▶ Goal is interest for advanced and beginner States
    - ▶ Topics being selected by Forum members
  - ▶ More details coming. See AHFSA website:
  - ▶ <http://www.ahfsa.org/2017-annual-conference/>

# Handling Negative Media Reports

CaraLee Starnes  
CNA State Liaison

# Handling Negative Media Reports

---

## ▶ Be Prepared

- ▶ Do your research – Is there a loophole?
  - ▶ Could background screening (or a particular aspect) have made a difference?
- ▶ Prepare a response (if appropriate)
  - ▶ In the event you get calls ... be ready to respond
- ▶ Keep notes
  - ▶ Use examples for justification for legislation
- ▶ Have legislation ready



# Minnesota's Experience

**Kristin Johnson, Deputy Inspector General  
Director, Background Studies Division  
MN Department of Human Services**

# Be Prepared- Minnesota

---

- ▶ Research to address questions
  - ▶ Information and data gathered
- ▶ Legislation
  - ▶ Prepared response to several incidents
  - ▶ Met with legislators
  - ▶ Engaged stakeholders
- ▶ Outcome
  - ▶ Amended legislation passed in 2014
- ▶ Follow-up
  - ▶ Recent incident may help expand legislation further



# Handling Negative Media Reports

---

## ▶ Ask Questions

- ▶ Is the current legislation up-to-date?
  - ▶ Review list of disqualifiers periodically
- ▶ Is the screening process addressing current needs/trends?
  - ▶ Review patterns/trends to see if there are gaps or unintended consequences.



# California's Experience

**Paul DeHerrera, Manager, Licensing and Certification  
Program**

**CA Department of Public Health**

# Ask Questions- California

---

- ▶ Preventing negative outcomes
  - ▶ A recent situation uncovered a gap in the background check process.
  - ▶ Applicant with a history of revoked licenses from various States
- ▶ What steps can be taken to prevent this from happening again?

# Handling Negative Media Reports

---

## ▶ Be Proactive

### ▶ Keep data current and on hand

#### ▶ Look for trends

- Does it validate or expose?

### ▶ Collaborate

#### ▶ Strength in numbers

- Team up with other State agencies
- Engage stakeholders

### ▶ Spread the word

#### ▶ Use the media to promote the positives



# West Virginia's Experience

**Meghan Shears, Director WV CARES**  
**WV Department of Health and Human Resources**

# Be Proactive- West Virginia

---

- ▶ Collaboration
  - ▶ Reports warrant information to the WV State Police
    - Results - numerous arrests of wanted felons working in facilities
- ▶ Spread the Word
  - ▶ Press release regarding the positive outcomes of background screening
    - Article appeared in a national publication

# Handling Negative Media Reports

---

## ▶ New Resource

### National Forum for Background Checks (The Forum)

#### ▶ Media Response Kit

##### ▶ Customizable

##### ▶ Prepares for:

- What is known about the incident based on screening system information
- What was missed during the review; if anything
- Identifying loopholes in current processes
- Identifying current system capabilities and successes
- Identifying proposed enhancements that are pending or previously rejected
- Reviews best practices from other States



# Handling Negative Media Reports

---

- ▶ Questions and comments