

REQUEST FOR CLARIFICATION/INTERPRETATION

TO:	Name and Title: Jannis Conselyea, Bureau Chief	FROM:	Name and Title: Brad Johnson, QIS 6/3/2011
	Organizational Unit: DPHHS/DSD/DDP		Organizational Unit: DPHHS/DSD/DDP/Region IV
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1. TYPE OF REQUEST: **9** Follow-up to Verbal Request - Date of Verbal Request: _____ : Written Request

2. STATEMENT OF QUESTION OR ISSUE: **8/1/06 DDP CRIMINAL HISTORY BACKGROUND CHECK POLICY**

In the preface of the policy there is this reference: "...had no statewide policy governing the hiring of convicted felons." However, with the above mentioned exception, there is no other reference to either felony or misdemeanor convictions. The policy only outlines the various offenses that would preclude someone from being hired by a contractor with a DDP contract. By the omission of a statement affirming that the policy applies to both felonies and misdemeanors, given the statement in the preface, it cannot be assumed that both levels of conviction apply in this policy. **Thus, the request is for clarification as to whether or not the policy refers to felonies only or both felonies and misdemeanors.**

Further, it should be clarified that this is a minimum policy and that a DDP contractor has the right to impose standards that are stricter than outlined in the policy.

References:

3. ANSWER: The Developmental Disabilities Criminal History Background Check Policy dated August 1, 2006 policy, pertains to felony convictions. A provider may impose a stricter set of hiring standards than required by policy but may not set standards lower than those set forth in Developmental Disabilities Program policy.

References:

Approved and Issued by:
 _____ Program Director

Date: 7-12-11

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