

From: Soura, Christian

To: Caitlin Carey caitlin.carey@uwasc.org

CC: Brent Kossick Brent.Kossick@uwasc.org

Date: 10/11/2013 1:06:05 AM

Subject: RE: AmeriCorps materials

Attachments: (2013-10-10) Background Checks for Volunteering Programs (v03).docx

OK, I finally pulled a draft together for you to take a look at. I can't believe how complicated it's been to do the research on this one, for how short the draft is. Lots of overlapping statutory and regulatory requirements.

The attachment is a draft of what I'll walk through with Senate staff on Monday (subject to your comments). I inserted a number of links and brought in some key quotes to help them with their research.

I should explain why my draft (the paragraph on the last page) is shorter than what you'd shared with me. I wrote this just to satisfy the minimum federal requirements, which would be to (1) make these background checks a condition of serving in these programs and (2) authorize SLED to take fingerprints, submit them to the FBI, and generally exchange information.

I deleted the language about what kinds of applicants you'd deny or about how the provisional status would work, because as far as I can tell, you don't need a state statute to address those issues. If this interpretation is correct, then you're better off not putting it in state statute, because if federal law/regulations change, then you'd have to re-open this proposed law, too. By leaving this bill silent on those matters, you can adapt much more easily to federal changes.

SCCNCS only exists by Executive Order, so there wasn't a natural statutory home for this language. With this in mind, I decided to draft it to be in the SLED chapter of Title 23 (Law Enforcement and Public Safety). If this becomes Section 23-3-47 as I've drawn it up, then this section would fall immediately after a similar one that allows SLED to do comparable work for prospective lawyers.

Anyway, take a look and let me know what you think. If you're OK with it, we should have SLED take a look too. Thanks.

CLS

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From: Caitlin Carey [caitlin.carey@uwasc.org]
Sent: Tuesday, October 08, 2013 10:47 PM
To: Soura, Christian
Cc: Brent Kossick
Subject: AmeriCorps materials

Hey Christian!

Attached is: the language agreed upon by SLED and UWASC, the letter from SLED that it "meets and exceeds" the requirements, and the one pager.

I will be in touch on if Brent could get some type of official approval of this language from CNCS and when I have created the Pickens-specific AmeriCorps document.

Thanks for everything!

Caitlin

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Caitlin Carey

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