

CHRC PROGRAM

NYS DEPARTMENT OF HEALTH CRIMINAL HISTORY RECORD CHECK

Implementation

- Effective January 1, 2015 new prospective employees for ACFs will require to be fingerprinted (SSL Section 461 subsection t)
- Dear Administrator Letters October (Announces CHRC and Basic Steps) and December (Step-by-Step to perform a background check)
- Training 2 live sessions planned for December 9 and 10 in NYC; additional training also forthcoming



Initial Steps

- Ensure administrator role is entered correctly on HCS; this person appoints the Authorized Person (ACFs should contact their HCS Coordinator)
- Setup an escrow account with fingerprint vendor before January 1, 2015 (contact the fingerprint vendor at <u>http://www.identogo.com/</u> or call 877-512-6962, then option 2, then 3 on the next menu.)
- Send in a substitute W-9 form for provider reimbursement (ACFs who are not on the State Financial System (SFS) must complete a Substitute W9 form (AC-3237-S), and fax the form to: 518-474-7477.)



CHRC OVERVIEW



Common Terms in CHRC

- HCS Health Commerce System
- AP Authorized Person
- AR Agency Representative
- Temporary/Provisional employee
- Initial vs expedited submission
- DCJS (Division of Criminal Justice Services)
- Rejections/resubmissions
- Non-Idents/Idents
- LiveScan and IdentoGO by MorphoTrust USA

CHRC on the HCS

- Accessing alerts and policies
- Completing and submitting CHRC electronic forms (AP, Application & Termination)
- Receiving results and other CHRC communications
- Paper Forms (102 Consent Form)



CHRC "Policies and Procedures" Must Include:

- Determining who is subject
- Retaining Consent forms (CHRC 102)
- Supervising employees while awaiting results
- Reporting employee terminations and separations
- Timeliness of scheduling fingerprint appointments and rescheduling when needed.
- Charging costs to employees is not permitted



Who is Subject to CHRC?

All non-licensed employees providing direct care to residents/clients pursuant to a plan of care, including those who have access to living quarters.

Examples:

- CNAs
- HHAs
- Dietary Aides

- Hairdressers & barbers
- Housekeepers
- Maintenance workers



Who is Not Subject to CHRC

- Licensed health care employees
 - Article 8 of the Education Law
- Nursing home administrators
 - Article 28-D of the Public Health Law
- Employees without patient contact
 - Groundskeepers, kitchen workers, etc.
- Volunteers



CHRC Legal Determination Letters

- Based on Legal review of criminal histories
- Examples include:
 - Hold in Abeyance (charged but not tried)
 - Not Held in Abeyance (charged but not tried, but even if convicted will be cleared to work)
 - Pending Denial (30 days rehab evidence)
 - Final Denial (Employee must be removed from direct patient care & termination submitted)
 - Final Non-Denial (Employee is approved for employment)
 - Subsequent arrest information



Supervision Requirements

- Nursing homes
 - Performed by NH employee on the same nursing unit as employee
 - Documented in writing at least weekly
- Home Health Care Agencies
 - Direct on-site observation is required for the first week by a licensed health care professional, senior aide or other paraprofessional w/one year experience
 - As of January 2009
 - After first week, alternate weeks of on site and offsite evaluation and documented in writing
 - Supervisor must have one year experience in certified or licensed facility



Confidentiality of CHRC Results

Access to results must be restricted only to:

- Subject individual
- Provider's Authorized Person(s)
- Others involved in the hiring decision and
- The Department of Labor
- Criminal history information must remain strictly confidential and be kept in a separate area that only the Authorized Persons have access.



CHRC Forms Retention

 Documentation must be retained for six years after the Authorized person submits a Termination. This includes individuals that never began to work if an Application was submitted.







Accessing the CHRC Menu

Type <u>https://commerce.health.state.ny.us</u> to access the Health Commerce System (HCS). <u>Enter your HCS user ID and password to</u> <u>sign in.</u>



Click on the CHRC link in the My Applications tab at the left of the HCS home screen. Note: If the CHRC link is not listed in the My Applications window, click on the Applications Tab at the top of the HCS home page. Then, Click the letter "C", to go to "Criminal History Record check Program", and then add by clicking on the "+" option. All current APs will already have this application displayed.



The first time signing into the CHRC application you will have to disable the Pop Up Blocker to allow popups.

Accessing the Application Form from the CHRC Menu

 Click the "Submit Employees" link on the left menu in the "WHAT DO YOU WANT TO DO?" section. Only Authorized Persons have access to this link.



- If you are an AP for more than one provider, please select the provider associated with this task from the PFI/License # drop-down list. *Note: If you are an AP for only one facility the PFI/License # will be auto-populated*.
- Enter all information for the employee to be submitted for a CHRC.

PFI/License #	8888Z888-Z TEST LHCSA	
First Name:		
Middle Initial:		
Last Name:		
DOB	MM/DD/YYYY	
Last 4 of SSN:		
Maiden Name:		
Alias (AKA):		
Street Number:		
Street Name:		
P.O. Box:		
City:		
State:	Select -	
Zip Code:		
Apartment Number:		
Home Phone:		

Some fields are listed as optional but should be completed if the individual has information for that field. Ex. not everyone has a middle name, if the person has one the initial should be submitted. This applies to the last four of the SSN field, Alias, Cell and Home phone.

- Click the "Submit" button at the bottom of the page, following the attestation.
- If there are errors after submitting you will have a screen displaying the errors which can be corrected.
- You should print the receipt once the application is submitted to DOH.

Home Phone:	5184631234	
Cell Phone:		
Birth Country / Place:	United States of Americ	(
Gender:	Female	
Race:	White or Hispanic	
Height (Feet):	4	
Height (Inches):	10	
Weight:	107	
Eyes:	Multicolor	
Hair:	Sandy	

I agree, and it is my intent, to sign this record/document and affirmation by electronically submitting this 103-e application form for the subject individual. I understand submitting this 103-e application form in this fashion is the legal equivalent of having placed my handwritten signature on the submitted record/document and this affirmation. I am thereby affirming to the truth of the information contained therein. I will use the results of the criminal history record check solely for purposes authorized under Article 28-E of the Public Health Law and Section 845-b of the Executive Law, and will abide by the requirements set forth in law. Informed consent (DOH CHRC Form 102) has been given by the subject individual and is on file.

The subject individual, mose identification I have confirmed, will provide direct care or supervision to individuals receiving care and/or services and is a subject individual concerning whom a criminal history record check is required by law (Article 28-E in the Public Health Law and Section 845-b of the Executive Law). Further, the subject individual is not licensed under Title 8 of the Education Law, or is licensed under such Title but will not be hired in the capacity of a licensed processional.

Submit

Accessing the Termination Form from the CHRC Menu

 Click the "Terminate Employees" link on the left menu in the "WHAT DO YOU WANT TO DO?" section.

New York 🧾 State	Criminal History
Department of Health	Record Check Program
Co to Homopoop	Welcome
Go to Homepage	Welcome to the Criminal History Record Check (CHRC) Application. Here you can manage your CHRC requirements by:
WHAT DO YOU WANT TO DO?	Submitting background requests. (Authorized Persons Only)
<u>Submit employees</u>	Terminating employees (Authorized Persons Only)
Terminate employees View Fileviewer	Opening the CHRC File Viewer (Authorized Persons Only)
<u>View L1 Site</u>	Processing reports to verify CHRC activities (Authorized Persons Only)
CHRC REPORTS	Printing required CHRC forms
Lookup submitted employees Lookup terminated employees Daily employee roster	Accessing training opportunities Contacting CHRC
CHRC FORMS Add Agency Representative (CHRC 100) Add an AP (CHRC 101) Consent for fingerprinting (CHRC 102) Remove an AP (CHRC 105) CHRC HELP Contact Us Tutorials FAOs	Representation of the second s

- If you are an AP for more than one provider, please select the provider associated with this task from the PFI/License # drop-down list. *Note: If you are an AP for only one facility the PFI/License # will be auto-populated.*
- Click each checkbox associated with an employee(s) to be terminated.
- Then click the Terminate button.

Criminal History

Record Check Program

CHRC 105 Termination Form

Select the provider to terminate individuals from employment using the drop-down box. Then, check each individual that requires termination from employment. Finally, press the Terminate button at the bottom of the form to submit terminations to DOH

Select Provider: 8888Z888-Z TEST LHCSA

JETER DEREK 10/13/198 JONES TARA 12/12/198	80 429416 8888Z888
JONES TARA 12/12/198	
	80 435368 8888Z888
PIT BRAD 5/10/1991	01 419136 8888Z888
SMITH JOHN 12/21/194	044 443176 8888Z888

- A confirmation page will appear listing the selected employee(s) for termination. You may remove employee(s) from the list of employee(s) selected for termination by clicking on the "Remove" button next to an associated employee.
- To process the termination(s), click the "Terminate" button on the bottom of the confirmation screen. If you press the "Cancel" button, then you will return to the original CHRC 105 Termination Form screen without any changes or selections.

Criminal History									
Record Check Program									
Confirm	Confirm that employees should be terminated								
I Jennifer Stevens certify that the named individual(s) is either not employed/used by this agency or is not in a position subject to a criminal history record check (CHRC). The named individual is therefore not subject to a CHRC unless the individual's employment status changes to one requiring such check, at which time an application request will be submitted.									
Employee I	DPFI	First Name	Last Name	DOB	Remove				
456184	8888Z888	TESTY	MCTEST TEST	4/25/1984	Remove				
Terminate Cancel									

After successful termination, click the "Print" button at the top of the next screen to print a separate page for each employee terminated to be retained in your files for a minimum of six years. *CHRC 102 and 103 forms must also be retained even if the individual was not utilized by your provider.*

Record Check Program

Confirm that employees should be terminated

I Jennifer Stevens certify that the named individual(s) is either not employed/used by this agency or is not in a position subject to a criminal history record check (CHRC). The named individual is therefore not subject to a CHRC unless the individual's employment status changes to one requiring such check, at which time an application request will be submitted.

Do you want to terminate the following individuals from your employ? If a termination is done in error a new 103 will need to be submitted

Employee ID	PFI		First Name	Last Name	DOB	Remove
429416	868	8Z888	DEREK	JETER	10/13/1980	Remove
		8				
Terminate	Cance	el				

HCS File Viewer

Version: 1.1 Revised: 09/25/06			Criminal History Check - File Viewer Date: 03/09/2009 Time: 01:48:46 PM
ed SHPN Home	Page	Cho Org	Anization NH Rehabilitation and Nursing,
Name	Date Received		🚔 🚝 🛞 🕅 🖑 []► Select 📷 ♥, • [] 💽 Θ 76% • 💿 P]• 🐯 ∽ - 🗈 ∠ • 100
Weekly-	03/6/09	iges	
Acknowledgement-Letter	02/27/09	P	STATE OF NEW YORK
Weekly-Acknowledgement-	02/27/09		DEPARTMENT OF HEALTH
CHR Cluvoice46882	02/23/09	=	Corning Tower The Governor Nelson A. Rockefeller Empire State Plaza Albany, NY 12237
Weekly-Acknowledgement-	02/20/09		Commissioner Executive Deputy Commissioner
	02/20/09		2/17/2009 HABILITATION AND NURSING LLC
[Final-Denial]	02/18/09)
ALERT, AP-Signature	02/13/09	111	Provider ID#:
Weekly-Acknowledgement-	02/13/09		Attn CHRC Authorized Person (AP):
Letter	02/13/09		RE: SUBJECT INDIVIDUAL
tter	02/6/09	ments	Pursuant to Public Health Law Article 28-E and Executive Law Section 845-b, the New York State Division of
eekly-Acknowledgement-	01/30/09	Attach	above referenced individual whom you have identified to the Department of Health (DOH) as a prospective employee who will provide direct care or supervision to patients, residents or clients of the provider identified
		9	Dear Agency Authorized Person,
BERNADETTE [No- Conviction]	01/27/09	nment	The Department of Health (DOH) has determined that the above referenced individual's eligibility for
Weekly-	01/23/00	Col	employment by the provider must be denied, pursuant to Article 28-E of the Public Health Law and/or section 845-b of the Executive Law, based on a review of national and state information provided by
Acknowledgement-Letter	01/23/09		the Division of Criminal Justice Services (DCJS), as well as information that may have been submitted by the individual. The individual may not be further considered for the position sought. If the
THERESIAS	01/16/09		

Using Reports from the CHRC Menu

 Select the report you wish to run from the "CHRC REPORTS" section in the main menu. You may lookup submitted employees, terminated employees or run a roster report of all employees.

New York 🧾 State	Criminal History
Department of Health	Record Check Program
New York — State Department of Health <u>Go to Homepage</u> WHAT DO YOU WANT TO DO? <u>Submit employees</u> <u>Terminate employees</u> <u>View Fleviewer</u> <u>View Fleviewer</u> <u>View LI Site</u> CHRC REPORTS <u>Lookup submitted</u> <u>employees</u> <u>Lookup terminated</u> <u>employees</u> <u>Daily employee roster</u>	Criminal History Record Check Program Welcome Welcome to the Criminal History Record Check (CHRC) Application. Here you can manage your CHRC requirements by: • Submitting background requests. (Authorized Persons Only) • Terminating employees (Authorized Persons Only) • Opening the CHRC File Viewer (Authorized Persons Only) • Processing reports to verify CHRC activities (Authorized Persons Only) • Printing required CHRC forms • Accessing training opportunities • Contacting CHRC
CHRC FORMS Add Agency Representative (CHRC 100) Add an AP (CHRC 101) Consent for fingerprinting (CHRC 102) Remove an AP (CHRC 106) CHRC HELP Contact Us Tutorials FAOs	Powered by

Using CHRC Help from the CHRC Menu

You may run video "Tutorials" from the "CHRC HELP" section in the main menu to learn more on how to submit applications, terminations, and how to sort and export the roster.

New York 🧾 State	Criminal History
Department of Health	Record Check Program
Go to Homepage WHAT DO YOU	Welcome Welcome to the Criminal History Record Check (CHRC) Application. Here you can manage your CHRC requirements by: Submitting background requests. (Authorized Persons Only)
Submit employees Terminate employees View Fileviewer View L1 Site	 Opening the CHRC File Viewer (Authorized Persons Only) Processing reports to verify CHRC activities (Authorized Persons Only)
CHRC REPORTS Lookup submitted employees Lookup terminated employees Daik employ	 Printing required CHRC forms Accessing training opportunities Contacting CHRC
CHRC FORMS Add Agency Representative (CHRC 100) Add an AP (CHRC 101) Consent for fingerprinting (CHRC 102) Remove an AP (CHRC 106) CHRC HELP Contact Us Tutorials FAOs	Provered by



CHRC LiveScan



27

What is LiveScan?

- Digital scanning of fingerprints
- Statewide system of LiveScan stations
 - Fixed sites and mobile sites
- Operated by <u>IdentoGO by MorphoTrust USA</u> under contract with DCJS
- Electronic payment at time of appointment



Where are the LiveScan Stations?

- Contract requires sites located within
 - 20 miles
 - 30 minutes
- Appointments must be available within 7 days
- Large metro areas will have multiple stations



How to Schedule Appointments?

- Electronic application via HCS by AP
- Detailed information from electronic application also sent to <u>IdentoGO by</u> <u>MorphoTrust USA</u>
- DOH CHRC "Request for Live Scan" with employee submission key letter sent next business day (after <u>IdentoGO by</u> <u>MorphoTrust USA</u> receives information.)



Contact IdentoGO by MorphoTrust USA to Make Appointment

- Website or telephone
- Select most convenient site, date and time
- Should be scheduled jointly by provider and employee within 7 days
- Select payment method



How Can Providers Pay?

- Multiple methods, for example:
 - Escrow account (information can be found on the website: <u>http://www.identogo.com/</u> Click on the New York State logo, then click on the link for Forms and Links.
 - Preferred method-Provider is charged at the time of scheduling. Will have to request a refund if the applicant is not fingerprinted. (Application form included as handout)
 - Credit/debit card-(is charged at the time of scheduling)
 - Business check-(cashed only when the applicant appears and is fingerprinted)



What Does Live Scan Cost?

- Same \$94.25 pass through fees for checking DCJS and FBI
- Administrative fee \$7.20

Total \$101.45





Employee Cancellations?

- Contact <u>IdentoGO by MorphoTrust USA</u> of cancellations as soon as possible.
- For payments made via credit card or billing account, contact <u>IdentoGO by MorphoTrust USA</u> Business Office @ (877) 512-6962 for refund.



How to Make an Appointment?

Telephone (877) 472-6915

- Website
 - www.identogo.com



Authorized Person can click on the View L1 Site link displayed on the CHRC portal. The will be sent to the screen shown below. Then click onto the image of New York State.





36

Scroll to the bottom of the page and click on the Online Scheduling Link

Let's get started! Please select one of the following links:

Online Scheduling

Starts the appointment process in New York.

Locations

Provides a list of locations in New York for you to browse before starting the appointment process.

Forms and Links

Provides access to forms relating to the fingerprint background check process and links for information on this process.

If you have any questions, please call us at (877) 472-6915.

Your Authorized Person will be allowed to pick one of the following languages to continue in.

Follow this link to continue in English.

Oprima aquí para continuar en español.

Следуйте за этой связью, чтобы продолжить на русском языке

Làm theo liên kết này để tiếp tục tại Việt Nam.

- For New Appointments type applicants First and Last Name, then hit Go
- Click onto the For Existing Appointments link to change a scheduled appointment.
- If you need to change the appointment click on the link <u>I have an</u> <u>existing appointment I would like to change</u>.
- Click onto the for Fingerprint Rejection Notices if you received notification that an applicants fingerprints were rejected and need to be rescheduled again at no cost.

For New Appo	intments		
First Nar Last Nan	ne 1e		
			Go
For Existing App	pointments		
I have an e	kisting appointment I would	I like to change.	
For Fingerprint	Rejection Notices		
I received a	rejection notification and n	eed to schedule an appointment.	

38



Application Details

Please enter your ORI number in the box below.

ORI Number

Go



Appointment Details

If you are using assistive technology (such as a screen reader) or have problems using the scheduler below, please follow this link to our alternative appointment scheduler.



If you have any questions with the website, please contact L-1 Enrollment Services at (877) 472-6915.

DIVISION

Appointment Details

If you are using assistive technology (such as a screen reader) or have problems using the scheduler below, please follow this link to our alternative appointment scheduler.

Showing locations in the New York Metro of NY in alphabetical order [Select Another Region or Zip Code]

March 17 - March 23 Next Week >>

		Tuesday 3/17/2009	Wednesday 3/18/2009	Thursday 3/19/2009	Friday 3/20/2009	Saturday 3/21/2009	Sunday 3/22/2009	Monday 3/23/2009
Hauppauge PSI 140 Adams Ave Hauppauge, NY 11788 Din	ections	Click to Schedule	Click to Schedule	Click to Schedule	Click to Schedule	Closed	Closed	Click to Schedule
New York - Lexington Ave PSI 192 Lexington Ave, Suite 12 New York, NY 10001 Dire	ections	Click to Schedule	Click to Schedule	Click to Schedule	Click to Schedule	Closed	Closed	Click to Schedule
New York City - William St Global Document Expeditors Corp Pick time	ections	Click to Schedule	Click to Schedule	Click to Schedule	Clic 09: Clic 09: Sche 09: 09: 09:	10 AM 20 AM 30 AM 35 AM 40 AM 45 AM	Closed	Click to Schedule
71-19 80th St Queens, NY 11385 Din	ections	Click to Schedule	Click to Schedule	Click to Schedule	Clic Sche	90 AM 10 AM 🕑 90	Closed	Click to Schedule

YOUR APPOINTMENT IS NOT YET COMPLETE

Please review all of the following information.

If any of this information is incorrect, please click the change button at the bottom of each section to make any needed changes to that section.

lf All	Information Appears Correct >>>>	Next Step
Application	Details (1)	
ORI Numbe Fingerprint	r: NY922100Z - NYS Department of Health-Crimina Reason : 99 - Nursing Home/Home Health Care	l History Record C
To cl	hange any information in this section >>>>	Change Application Details
Appointme	nt Details	
Location:	Albany PSI 1 Columbia Circle Albany, NY 12203 United States	Verify intment data
Appointm	ent Date: 03/17/2009	
Appointm	ent Time: 09:20 AM	
To cł	hange any information in this section >>>>	Change Appointment Details

Applicant Details





The state of New York requires you to present two forms of identification at your appointment. Please select an item from the column A drop down below. After selecting from column A, the options valid for column B will appear.

Column A - Valid Photo Identification



TΜ



Payment Collection

Your total is \$105.75. Please choose a payment method below.

	1) Method of Payment	•	
lf you have any qu	eCheck (pay now) Debit Card (pay now) Credit Card Visa/Mastercard/American Express/Discover (pay now) Money Order (pay onsite) Certified Bank Check (pay onsite)	t Services a	at (877) 472-6915.
	Business Check (pay onsite) Personal Check (pay onsite) Billing Account		

Select payment type

DIVISION



CHRC Contacts

- CHRC Program PH: (518) 402-5549
 Email: chrc@health. ny.gov
- Richard Rees PH: (518) 408 -1278
 Email: Richard.Rees@health.ny.gov
- CHRC Legal Dept. PH: (518) 408-1627
 Email: chrclegal@health.ny.gov

