



## OPERATIONAL MEMO

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<b>TITLE:</b>	<b>CHANGES TO CONSUMER DIRECTED ATTENDANT SUPPORT SERVICES CRIMINAL BARRIER CRIMES LIST</b>
<b>SUPERSEDES NUMBER:</b>	N/A
<b>EFFECTIVE DATE:</b>	<b>MARCH 8, 2021</b>
<b>DIVISION AND OFFICE:</b>	<b>BENEFITS AND SERVICES MANAGEMENT DIVISION, OFFICE OF COMMUNITY LIVING</b>
<b>PROGRAM AREA:</b>	<b>PARTICIPANT DIRECTED PROGRAMS</b>
<b>KEY WORDS:</b>	<b>CDASS, BARRIER CRIME, BACKGROUND CHECK, ATTENDANT ENROLLMENT, FMS, PARTICIPANT DIRECTED PROGRAMS</b>
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*HCPF Memo Series can be accessed online: <https://www.colorado.gov/hcpf/memo-series>*

### **Purpose and Audience:**

The purpose of this Operational Memo is to inform Consumer Directed Attendant Support Services (CDASS) stakeholders of updated requirements to the background check process for CDASS attendant enrollments.

### **Information:**

The CDASS program requires that all attendants pass a two-part background check prior to being approved to work. One part of the background check process assesses criminal history. A prospective attendant is prohibited from hire if their background check identifies a conviction of a crime that may create a health and safety risk to the member. These crimes are referred to as Criminal Barrier Crimes.

A list of these barrier crimes has been updated to include new and changed requirements developed in partnership with the Participant Directed Programs Policy Collaborative (PDPPC). This updated document, Colorado CDASS Criminal Barrier Crimes List (updated 02/2021), is attached for reference and available through the

CDASS Training and Operations Vendor and Financial Management Service (FMS) vendors.

Changes to the Criminal Barrier Crimes List are as follows:

- Felony theft added to the list.
- Healthcare fraud changed to Fraud (including but not limited to identity theft, forgery, financial fraud, or healthcare fraud).
- Felony drug related offenses and Felony DUI changed from "within the last 10 years" to "within the last 5 years".

The requirements of the updated Barrier Crimes List shall be enforced as of the effective date of this Operational Memo and replace the requirements of the previous document. A prospective attendant is not eligible for hire if ever convicted of any of the listed crimes. The FMS vendor, member and Authorized Representative (AR) are responsible for assessing employment eligibility and the member or AR is responsible for communicating eligibility to the prospective attendant.

**Attachment:**

Colorado CDASS Criminal Barrier Crimes List (updated 02/2021)

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