

November 25, 2019

# NATIONAL CRIME INFORMAITON CENTER (NCIC) TECHNICAL AND OPERATIONAL UPDATE (TOU) 19-1

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## SECTION 1 -- MESSAGE TO CJIS SYSTEMS OFFICERS

Section 2.1 provides expansion of the NCIC Number (NIC) check digit algorithm for the NCIC Vehicle File.

Section 2.2 furnishes an update to the handling codes for records in the Known or Suspected Terrorist File.

Section 2.3 supplies additions to agencies granted access to criminal justice information under Public Law 99-169.

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TOUs are also available via the Law Enforcement Enterprise Portal (LEEP). To access the TOUs on the LEEP, go to JusticeConnect, then, under Communities, join the NCIC Community.

Users with questions concerning access to LEEP should contact the LEEP Help Desk at 888-334-4536.

\* \* \* \* \*

### **SECTION 2 -- SYSTEM CHANGES**

# 2.1 EXPANSION OF THE NCIC NUMBER (NIC) CHECK DIGIT ALGORITHM FOR THE NCIC VEHICLE FILE

AFFECTED BY CHANGE: Introduction

EFFECTIVE DATE: January 7, 2020

# **Background**

The number of available system-assigned NICs for the Wanted Person and Protection Order Files is nearly depleted. Therefore, a rollover is necessary for the NICs of future Wanted Person and Protection Order records.

# **System Changes**

The NIC check digit algorithm is being expanded to include the file indicator value of 8 for the Wanted Person File and 6 for the Protection Order File. This expansion applies to records entered in the aforementioned files **on/after January 7, 2020**. If your respective system uses the check digit algorithm to verify NICs, that system will require an update to include this expansion.

# **NCIC Operating Manual Changes**

Additions to the *NCIC Operating Manual* (December 1999) are indicated by highlighting, and deletions are indicated by strikeout.

#### INTRODUCTION

# **3.14 NCIC NUMBERS (NIC NUMBERS)**

Each record entry message that is accepted for storage in the NCIC System is assigned a unique **NCIC Number (NIC)** for record identification purposes.

- 1. If the prefix of the NIC is a single alphabetic character, the NIC has 10 characters, consisting of an alphabetic character that identifies the NCIC file in which the record is indexed, a 7-character unique number, and 2 check digits.
- 2. If the prefix of the NIC is double alphabetic characters, the NIC has 10 characters, consisting of double alphabetic characters that identify the NCIC file in which the record is indexed, a 6-character unique number, and 2 check digits.

The first character of the File Indicator will remain static, and the second alphabetic character will indicate the NCIC file. The first alphabetic character will be designated as a "Y." The "Y" will indicate that the second alphabetic character must be used to determine the NCIC file in which the record is indexed. The second position may be any alphabetic character (except O).

3. The 2 check digits are used to validate NICs when they are used in inquiry messages and when they are used to identify records in modify, locate, cancel, and clear transactions.

# 4. NIC Check Digit Algorithm

When an NIC is used as an identifier in a cancel, clear, inquiry, locate, or modify message, NCIC verifies the validity of the number using the two check digits, i.e., the last two characters of the number. The following algorithms are used for the process:

If the prefix of the NIC is a single alpha character, the digits of the sequential number (positions 2 through 8 of the number) are multiplied by a value, as follows:

|            | Multiplication<br>Factor |
|------------|--------------------------|
| Position 2 | 8                        |
| Position 3 | 7                        |
| Position 4 | 6                        |
| Position 5 | 5                        |
| Position 6 | 4                        |
| Position 7 | 3                        |
| Position 8 | 2                        |

If the prefix of the NIC is double alphabetic characters, the digits of the sequential number (positions 3 through 8 of the number) are multiplied by a value, as follows:

|            | Multiplication |
|------------|----------------|
|            | Factor         |
| Position 3 | 8              |
| Position 4 | 7              |
| Position 5 | 6              |
| Position 6 | 5              |
| Position 7 | 4              |
| Position 8 | 3              |

The products of these are totaled and a value, as indicated below, is added for the alphabetic file indicator. This total comprises the check digits. If the total is greater than 99, the high order digit is dropped.

| File      | File      |  |
|-----------|-----------|--|
| Indicator | Indicator |  |
|           | Value     | Data Type  |
| A         | 5         | Article records entered on/between 1/27/67 and 5/5/86                    |
|           | 9         | Article records entered on/between 5/5/86 and 4/21/98                    |
|           | 10        | Article records entered on/between 4/21/98 and 7/11/1999                 |
|           | 11        | Article records entered on/between 7/11/1999 and 2/12/2012               |
|           | 12        | Article records entered on/after 2/12/2012                               |
| В         | 4         | Boat records entered on/between 1/27/67 and 8/6/79                       |
|           | 8         | Boat records entered on/between 8/6/79 and 8/8/88                        |
|           | 12        | Boat records entered on/between 8/8/88 and 4/20/95                       |
|           | 13        | Boat records entered on/between 4/20/95 and 7/11/1999                    |
|           | 14        | Boat records entered on/after 7/11/1999                                  |
| С         | 1         | Supervised Release records   |
| E         | 1         | NICS Denied Transaction records  |
| G         | 2         | Gun records entered on/prior to 7/11/1999                                |
|           | 3         | Gun records entered on/after 7/11/1999                                   |
| Н         | 1         | Protection Order records entered on/prior to 7/11/1999                   |
|           | 2         | Protection Order records entered on/between 7/11/1999 and 6/3/2007       |
|           | 3         | Protection Order records entered on/between 6/3/2007 and 8/19/2012       |
|           | 4         | Protection Order records entered on/between 8/19/2012 and 1/10/2017      |
|           | 5         | Protection Order records entered on/between after 1/10/2017 and 1/7/2020 |
|           | 6         | Protection Order records entered on/after 1/7/2020                       |
| I         | 1         | Image records entered on/prior to 4/7/2013                               |
|           | 2         | Image records entered on/after 4/7/2013                                  |
| J         | 1         | Identity Theft Records   |
| K         | 1         | Protective Interest records  |
| L         | 1         | Violent Person records   |

| 7<br>8<br>9 | Missing Person records entered on/prior to 2/13/97 Missing Person records entered on/between 2/13/97 and 7/11/1999    |
|-------------|---|
|             |   |
| 7           | Missing Person records entered on/between 7/11/1999 and 5/1/2011  |
| <u> </u>    | Missing Person records entered on/after 5/1/2011  |
|             | Immigration Violator records entered on/prior to 5/8/97   |
|             | Immigration Violator records entered on/between 5/8/97 and 7/11/1999  |
|             | Immigration Violator records entered on/after 7/11/1999   |
|             | License Plate records entered on/before 2/23/96   |
|             | License Plate records entered on/between 2/23/1996 and 7/11/1999  |
|             | License Plate records entered on/after 7/11/1999  |
|             | CPIC Data records entered on/prior to 7/11/1999   |
|             | CPIC Data records entered on/after 7/11/1999  |
|             | Securities records entered on/prior to 7/11/1999  |
|             | Securities records entered on/after 7/11/1999   |
| 1           | Gang/Known or -Suspected Terrorist Member records entered on/prior to 5/8/97  |
| 2           | Gang/Known or -Suspected Terrorist Member records entered on/between 5/8/97   |
|             | and 7/11/1999   |
| 3           | Gang/Known or -Suspected Terrorist Member records entered on/after 7/11/1999  |
| 7           | Unidentified Person records entered on/prior to 2/13/97   |
| 8           | Unidentified Person records entered on/between 2/13/97 and 7/11/1999  |
| 9           | Unidentified Person records entered on/after 7/11/1999  |
| 4           | Vehicle and Vehicle/Boat Part records entered on/between 1/27/67 and 8/6/79   |
| 8           | Vehicle and Vehicle/Boat Part records entered on/between 8/6/79 and 8/8/88  |
| 12          | Vehicle and Vehicle/Boat Part records entered on/between 8/8/88 and 4/20/95   |
| 13          | Vehicle and Vehicle/Boat Part records entered on/between 4/20/95 and 7/11/1999  |
| 14          | Vehicle and Vehicle/Boat Part records entered on/between 7/11/1999 and 11/5/2006                                      |
| 15          | Vehicle and Vehicle/Boat Part records entered on/between 11/5/2006 and 8/6/2017                                       |
| 16          | Vehicle and Vehicle/Boat Part records entered after 8/6/2017  |
| 1           | Wanted Person records entered on/prior to 5/8/97  |
| 2           | Wanted Person records entered on/between 5/8/97 and 7/11/1999   |
| 3           | Wanted Person records entered on/between 7/11/1999 and 2/5/2006   |
| 4           | Wanted Person records entered on/between 2/5/2006 and 3/7/2010  |
| 5           | Wanted Person records entered on/between 3/7/2010 and 1/5/2014  |
| 6           | Wanted Person records entered on/between 1/5/2014 and 1/10/2017   |
| 7           | Wanted Person records entered on/between after 1/10/2017 and 1/7/2020   |
| 8           | Wanted Person records entered on/after 1/7/2020   |
| 1           | National Sex Offender Registry records  |
| 10          | Reference Gang records entered on/prior to 7/11/1999  |
| 11          | Reference Gang Records entered on/after 7/11/1999   |
|             | 2<br>3<br>7<br>8<br>9<br>4<br>8<br>12<br>13<br>14<br>15<br>16<br>1<br>1<br>2<br>3<br>4<br>5<br>6<br>7<br>8<br>1<br>10 |

For example, if a NIC number with a single alphabetic character prefix used in a transaction is V124862947, the check digits are verified as follows:

| <b>Sequential Number</b> | <b>Multiplication Factor</b> |   | Product   |
|--------------------------|------------------------------|---|-----------|
| 1                        | x 8                          | = | 8         |
| 2                        | x 7                          | = | 14        |
| 4                        | x 6                          | = | 24        |
| 8                        | x 5                          | = | 40        |
| 6                        | x 4                          | = | 24        |
| 2                        | x 3                          | = | 6         |
| 9                        | x 2                          | = | 18        |
|                          |                              |   | Total 134 |

File Indicator Value of V = 13

**Total 147** 

The high order digit (1) is dropped, and the remainder (47) is the check digit's value.

# 2.2 UPDATE TO THE HANDLING CODES FOR RECORDS IN THE KNOWN OR SUSPECTED TERRORIST FILE

AFFECTED BY CHANGE: Introduction

**Known or Suspected Terrorist** 

EFFECTIVE DATE: Immediate

# **Background**

This TOU documents the changes in the language of the the five handling codes for the Introduction and the Known or Suspected Terrorist File chapters. The Terrorist Screening Center requested the changes reflected in this TOU.

# **NCIC Operating Manual Changes**

Additions to the *NCIC Operating Manual* (December 1999) are indicated by highlighting, and deletions are indicated by strikeout.

#### INTRODUCTION

#### 2.5 INQUIRY

- 6. Positive Response to an On-line Inquiry
- 30. The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 1. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

THIS INDIVIDUAL IS ASSOCIATED WITH TERRORISM AND IS THE SUBJECT OF AN ARREST WARRANT, ALTHOUGH THE WARRANT MAY NOT BE RETRIEVABLE VIA THE SEARCHED IDENTIFIERS. IF AN ARREST WARRANT FOR THE INDIVIDUAL IS RETURNED IN YOUR SEARCH OF NCIC, DETAIN THE INDIVIDUAL PURSUANT TO YOUR DEPARTMENT'S PROCEDURES FOR HANDLING AN OUTSTANDING WARRANT, AND IMMEDIATELY CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX-XXXX FOR ADDITIONAL DIRECTION.

IF AN ARREST WARRANT FOR THE INDIVIDUAL IS NOT RETURNED, USE CAUTION AND IMMEDIATELY CONTACT THE TSC AT (866) XXX-XXXX FOR ADDITIONAL DIRECTION WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER.

IF YOU ARE A BORDER PATROL OFFICER IMMEDIATELY CONTACT THE NTC.

EXCEPT AS IT PERTAINS TO THE DETAILS LISTED ABOVE, UNAUTHORIZED DISCLOSURE IS PROHIBITED.

INFORMATION THAT THIS INDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\* WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

THIS INDIVIDUAL IS ASSOCIATED WITH TERRORISM AND IS THE SUBJECT OF AN ARREST WARRANT, ALTHOUGH THE WARRANT MAY NOT BE RETRIEVABLE VIA THE SEARCHED IDENTIFIERS. IF AN ARREST WARRANT FOR THE INDIVIDUAL IS RETURNED IN YOUR SEARCH OF NCIC, DETAIN THE INDIVIDUAL PURSUANT TO YOUR DEPARTMENT'S PROCEDURES FOR HANDLING AN OUTSTANDING WARRANT, AND IMMEDIATELY CONTACT THE FBI'S TSC AT XXX-XXXX FOR ADDITIONAL DIRECTION.

IF AN ARREST WARRANT FOR THE INDIVIDUAL IS NOT RETURNED, USE CAUTION AND IMMEDIATELY CONTACT THE TSC AT XXX-XXX FOR ADDITIONAL DIRECTION WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN
THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER
SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL
AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR
INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO
OBTAIN SUCH AUTHORIZATION.\*\*\*

The above message appears at the beginning of Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 1. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\* WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

THIS INDIVIDUAL IS OF INVESTIGATIVE INTEREST TO LAW ENFORCEMENTREGARDING ASSOCIATION WITH TERRORISM AND THERE MAY BE A DETAINER AVAILABLE FROM THE DEPARTMENT OF HOMELAND SECURITY FOR THIS INDIVIDUAL.

CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX-XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER CONTACT THE TSC IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION TO ASSIST THE TSC IN DETERMINING WHETHER OR NOT THE IDENTIFIER(S) YOU QUERIED BELONG TO AN INDIVIDUAL IDENTIFIED AS HAVING POSSIBLE TIES WITH TERRORISM. DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S).

EXCEPT AS IT PERTAINS TO THE DETAILS LISTED ABOVE, UNAUTHORIZED DISCLOSURE IS PROHIBITED.

INFORMATION THAT THIS INIDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION

OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\* WARNING -- APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 2. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

THIS INDIVIDUAL IS OF INVESTIGATIVE INTEREST TO LAW ENFORCEMENT REGARDING ASSOCIATION WITH TERRORISM AND THERE MAY BE A DETAINER AVAILABLE FROM THE DEPARTMENT OF HOMELAND SECURITY FOR THIS INDIVIDUAL.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS ON THE TERRORIST WATCHLIST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO OBTAIN SUCH AUTHORIZATION.\*\*\*

The above message appears at the beginning of Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 2. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\* WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER IMMEDIATELY CONTACT THE NTC.

WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION TO ASSIST THE TSC IN DETERMINING WHETHER OR NOT THE IDENTIFIER(S) YOU QUERIED BELONG TO AN INDIVIDUAL IDENITIFIED AS HAVING POSSIBLE TIES WITH TERRORISM. DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S).

#### **UNAUTHORIZED DISCLOSURE IS PROHIBITED**

INFORMATION THAT THIS INIDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\* WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 3. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXX.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS ON THE TERRORIST WATCHLIST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO OBTAIN SUCH AUTHORIZATION.\*\*\*

The above message appears at the beginning of Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 3. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

#### **MILITARY DETAINEE**

The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 4 for legacy records of Military Detainees. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE CONSIDERED A PERSON WHO MAY BE OF NATIONAL SECURITY INTEREST.

CONTACT THE FEDERAL BUREAU OF INVESTIGATION (FBI) AT (866) XXX-XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE FBI IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER IMMEDIATELY CALL THE NTC.

ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION DURING THE ENCOUNTER, WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER, TO ASSIST THE FBI IN DETERMINING WHETHER OR NOT THE NAME OR IDENTIFIER(S) YOU QUERIED BELONGS TO AN INDIVIDUAL IDENTIFIED AS A FORMER MILITARY DETAINEE.

DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S).

**UNAUTHORIZED DISCLOSURE IS PROHIBITED.** 

INFORMATION THAT THIS INDIVIDUAL MAY BE A PERSON WHO MAY BE OF NATIONAL SECURITY INTEREST IS THE PROPERTY OF THE FBI AND IS A FEDERAL RECORD PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD, AND ANY INFORMATION CONTAINED WITHIN IT, MAY NOT BE DISCLOSED OR USED IN ANY PROCEEDING WITHOUT THE ADVANCE AUTHORIZATION OF THE FBI.

WARNING - APPROACH WITH CAUTION

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 4. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

#### NATIONAL SECURITY

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE A PERSON OF NATIONAL SECURITY INTEREST\*\*\*

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS OF NATIONAL SECURITY INTEREST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE FBI IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE FBI AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE FBI TO OBTAIN SUCH AUTHORIZATION.\*\*\*

The above message appears at the beginning of Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 4. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

WARNING - APPROACH WITH CAUTION

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT HE/SHE MAY BE ON THE NATIONAL SECURITY THREAT WATCHLISH\*\*\*

CONTACT THE FBI AT (866) XXX-XXXX. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE FBI IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

DO NOT ADVISE THIS INDIVIDUAL THAT HE/SHE MAY BE ON A NATIONAL SECURITY WATCHLIST. DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S). UNAUTHORIZED DISCLOSURE IS PROHIBITED.

THE PERSON IDENTIFIED IN THE RECORD ABOVE MAY HAVE POSSIBLE TIES TO TRANSNATIONAL ORGANIZED CRIME (TOC).

INFORMATION THAT THIS INDIVIDUAL MAY BE OF NATIONAL SECURITY INTEREST IS THE PROPERTY OF THE FBI AND IS A FEDERAL RECORD PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES ONLY. THE USE OF THE INFORMATION IN THIS RECORD IS RESTRICTED BY FEDERAL GOVERNMENT POLICY. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL. ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE FBI TO OBTAIN THE NECESSARY APPROVAL.

The message below appears in Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 5. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE OF INTEREST FOR TIES TO TRANSNATIONAL ORGANIZED CRIME (TOC)\*\*\*

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL HAS TIES TO TRANSNATIONAL ORGANIZED CRIME AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE FBI AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE FBI TO OBTAIN SUCH AUTHORIZATION.\*\*\*

The above message appears after Known or Suspected Terrorist File records with a SGP (Subgroup) Field of Handling Code 5. The telephone number for the Terrorist Screening Center will be provided in the actual hit response.

Inquiry messages and responses are further explained in the Inquiry section of each NCIC file chapter.

#### KNOWN OR SUSPECTED TEORRIST

# **5.2 EXAMPLE OF AN INQUIRY**

1N01HEADER.QW.MD1012400.NAM/SMITH, JOHN.SEX/M.RAC/W.DOB/19960213

#### **Negative Response:**

1L01HEADER MD1012400 NO NCIC WANT DOB/19960213 NAM/SMITH, JOHN SEX/M RAC/W

### **Positive Response:**

**Note:** There are five different Handling Codes utilized by the TSC for KST File records. Based upon the Handling Code in the hit response, the receiving agency should adhere to the information and direction within the caveat. The following caveat examples do not include the correct telephone number for the TSC. The correct telephone number will be in the caveat and the hit response.

## **Handling Code 1 Records**

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

THIS INDIVIDUAL IS ASSOCIATED WITH TERRORISM AND IS THE SUBJECT OF AN ARREST WARRANT, ALTHOUGH THE WARRANT MAY NOT BE RETRIEVABLE VIA THE SEARCHED IDENTIFIERS. IF AN ARREST WARRANT FOR THE INDIVIDUAL IS RETURNED IN YOUR SEARCH OF NCIC, DETAIN THE INDIVIDUAL PURSUANT TO YOUR DEPARTMENT'S PROCEDURES FOR HANDLING AN OUTSTANDING WARRANT, AND IMMEDIATELY CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX-XXXX FOR ADDITIONAL DIRECTION.

IF AN ARREST WARRANT FOR THE INDIVIDUAL IS NOT RETURNED, USE CAUTION AND IMMEDIATELY CONTACT THE TSC AT (866) XXX-XXXX FOR ADDITIONAL DIRECTION WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

EXCEPT AS IT PERTAINS TO THE DETAILS LISTED ABOVE, UNAUTHORIZED DISCLOSURE IS PROHIBITED.

INFORMATION THAT THIS INDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

#### \*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER — CAUTION CONTACT THE TERRORIST SCREENING CENTER 1 866 XXX XXXX CMC/70—SUICIDAL ORI/DCTSC0100 NAM/SMITH, JOHN SEX/M RAC/U ETN/N POB/JO DOB/19510101 HGT/604 WGT/202 EYE/BRO HAI/BLK CTZ/US MNU/AR 123456 SOC/123456789 GNG/INTRNTL XTMST\*IFBI SGP/HANDLING CODE 1\*IFBI ECR/H DOP/NONEXP OCA/00000123456789 SID/MD99999999 MIS/USPER; NC 123456 DNA/N

ORI IS FBI TERRORIST SCREENING CENTER 866 XXX-XXXX IMN/I321654987 IMT/M

NIC/T123456789 DTE/20080523 0819 EDT DLU/20090108 1518 EDT

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER - CAUTION
CONTACT THE TERRORIST SCREENING CENTER XXX-XXX-XXXX
ORI/DCTSC0300 NAM/SMITH, JOHN SEX/M RAC/W
DOB/19960213
GNG/DMST XTMST\*DFBI SGP/HANDLING CODE 1\*DFBI
ECR/A DOP/20240725 OCA/17US001
NOA/N
DNA/N
ORI IS FBI TERRORIST SCREENING CENTER - TSC XXX XXX-XXXX

NIC/T000000308 DTE/20190725 1244 EDT DLU/20190725 1244 EDT

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

THIS INDIVIDUAL IS ASSOCIATED WITH TERRORISM AND IS THE SUBJECT OF AN ARREST WARRANT, ALTHOUGH THE WARRANT MAY NOT BE RETRIEVABLE VIA THE SEARCHED IDENTIFIERS. IF AN ARREST WARRANT FOR THE INDIVIDUAL IS RETURNED IN YOUR SEARCH OF NCIC, DETAIN THE INDIVIDUAL PURSUANT TO YOUR DEPARTMENT'S PROCEDURES FOR HANDLING AN OUTSTANDING WARRANT, AND IMMEDIATELY CONTACT THE FBI'S TSC AT XXX-XXXX FOR ADDITIONAL DIRECTION.

IF AN ARREST WARRANT FOR THE INDIVIDUAL IS NOT RETURNED, USE CAUTION AND IMMEDIATELY CONTACT THE TSC AT XXX-XXX FOR ADDITIONAL DIRECTION WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO OBTAIN SUCH AUTHORIZATION.\*\*\*

## **Handling Code 2 Records**

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

THIS INDIVIDUAL IS OF INVESTIGATIVE INTEREST TO LAW ENFORCEMENT REGARDING ASSOCIATION WITH TERRORISM AND THERE MAY BE A DETAINER AVAILABLE FROM THE DEPARTMENT OF HOMELAND SECURITY FOR THIS INDIVIDUAL.

CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER, ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION TO ASSIST THE TSC IN DETERMINING WHETHER OR NOT THE IDENTIFIER(S) YOU QUERIED BELONG TO AN INDIVIDUAL IDENTIFIED AS HAVING POSSIBLE TIES WITH TERRORISM.—DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S):

EXCEPT AS IT PERTAINS TO THE DETAILS LISTED ABOVE, UNAUTHORIZED DISCLOSURE IS PROHIBITED.

INFORMATION THAT THIS INDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER — CAUTION CONTACT THE TERRORIST SCREENING CENTER 1-866-XXX-XXXX CMC/70 — SUICIDAL ORI/DCTSC0100 NAM/SMITH, JOHN SEX/M RAC/U ETN/N POB/JO DOB/19510101 HGT/604 WGT/202 EYE/BRO HAI/BLK CTZ/US MNU/AR 123456 SOC/123456789 GNG/INTRNTL XTMST\*IFBI SGP/HANDLING CODE 2\*IFBI ECR/H DOP/NONEXP OCA/00000123456789 SID/MD99999999 MIS/USPER; NC 123456 DNA/N ORI IS FBI TERRORIST SCREENING CENTER 866 XXX-XXXX IMN/I321654987 IMT/M

NIC/T123456789 DTE/20080523 0819 EDT DLU/20090108 1518 EDT

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER - CAUTION CONTACT THE TERRORIST SCREENING CENTER XXX-XXX-XXXX ORI/DCTSC0300 NAM/SMITH, JOHN SEX/M RAC/W DOB/19960213 GNG/DMST XTMST\*DFBI SGP/HANDLING CODE 2\*DFBI ECR/A DOP/20240725 OCA/17US002

DNA/N
ORI IS FBI TERRORIST SCREENING CENTER - TSC XXX XXX-XXXX
NIC/T000000308 DTE/20190725 1244 EDT DLU/20190725 1244 EDT

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

THIS INDIVIDUAL IS OF INVESTIGATIVE INTEREST TO LAW ENFORCEMENT REGARDING ASSOCIATION WITH TERRORISM AND THERE MAY BE A DETAINER AVAILABLE FROM THE DEPARTMENT OF HOMELAND SECURITY FOR THIS INDIVIDUAL.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS ON THE TERRORIST WATCHLIST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO OBTAIN SUCH AUTHORIZATION.\*\*\*

### **Handling Code 3 Records**

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

CONTACT THE TERRORIST SCREENING CENTER (TSC) AT (866) XXX XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER, ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION TO ASSIST THE TSC IN DETERMINING WHETHER OR NOT THE IDENTIFIER(S) YOU QUERIED BELONG TO AN INDIVIDUAL IDENTIFIED AS HAVING POSSIBLE TIES WITH TERRORISM. DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OR FEDERAL, STATE, OR LOCAL STATUTE(S).

**UNAUTHORIZED DISCLOSURE IS PROHIBITED.** 

INFORMATION THAT THIS INDIVIDUAL MAY BE ON A TERRORIST WATCHLIST IS THE PROPERTY OF THE TSC AND IS PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL PROCEEDING WITH THE ADVANCE AUTHORIZATION OF THE ATTORNEY GENERAL OR INFORMATION WHOSE USE MAY BE RESTRICTED BY FEDERAL GOVERNMENT POLICY; ANY RECIPIENT INTERESTED IN USING THIS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE TSC TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER — CAUTION CONTACT THE TERRORIST SCREENING CENTER 1-866-XXX-XXXX CMC/70—SUICIDAL
ORI/DCTSC0100 NAM/SMITH, JOHN SEX/M RAC/U ETN/N POB/JO DOB/19510101 HGT/604 WGT/202 EYE/BRO HAI/BLK CTZ/US MNU/AR-123456 SOC/123456789
GNG/INTRNTL XTMST\*IFBI SGP/HANDLING CODE 3\*IFBI ECR/H-DOP/NONEXP OCA/00000123456789 SID/MD99999999 MIS/USPER; NC-123456 DNA/N
ORI IS FBI TERRORIST SCREENING CENTER 866 XXX-XXXX IMN/I321654987 IMT/M

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

NIC/T123456789 DTE/20080523 0819 EDT DLU/20090108 1518 EDT

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE ON A TERRORIST WATCHLIST\*\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER - CAUTION
CONTACT THE TERRORIST SCREENING CENTER XXX-XXX-XXXX
ORI/DCTSC1000 NAM/SMITH, JOHN SEX/M RAC/W
DOB/19960213
GNG/DMST XTMST\*DFBI SGP/HANDLING CODE 3\*DFBI
ECR/A DOP/20240725 OCA/17US003
NOA/N
DNA/N

ORI IS FBI TERRORIST SCREENING CENTER - TSC XXX XXX-XXX NIC/T000000512 DTE/20190725 1244 EDT DLU/20190725 1244 EDT

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS ON THE TERRORIST WATCHLIST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE TSC AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE TSC TO OBTAIN SUCH AUTHORIZATION.\*\*\*

## **Handling Code 4 Records**

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE CONSIDERED A PERSON WHO MAY BE OF NATIONAL SECURITY INTEREST.

CONTACT THE FEDERAL BUREAU OF INVESTIGATION (FBI) AT (866) XXX XXXX DURING THIS ENCOUNTER. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

ATTEMPT TO OBTAIN SUFFICIENT IDENTIFYING INFORMATION DURING THE ENCOUNTER, WITHOUT OTHERWISE EXTENDING THE SCOPE OR DURATION OF THE ENCOUNTER, TO ASSIST THE FBI IN DETERMINING WHETHER OR NOT THE NAME OR IDENTIFIER(S) YOU QUERIED BELONGS TO AN INDIVIDUAL IDENTIFIED AS A FORMER MILITARY DETAINEE.

DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S).

**UNAUTHORIZED DISCLOSURE IS PROHIBITED** 

INFORMATION THAT THIS INDIVIDUAL MAY BE A PERSON WHO MAY BE OF NATIONAL SECURITY INTEREST IS THE PROPERTY OF THE FBI AND IS A FEDERAL RECORD PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES.—THIS RECORD, AND ANY INFORMATION CONTAINED WITHIN IT, MAY NOT BE DISCLOSED OR USED IN ANY PROCEEDING WITHOUT THE ADVANCE AUTHORIZATION OF THE FBI.

**WARNING - APPROACH WITH CAUTION** 

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*

MKE/POSSIBLE TERRORIST ORGANIZATION MEMBER — CAUTION CONTACT THE TERRORIST SCREENING CENTER 1 866 XXX XXXX CMC/70 — SUICIDAL ORI/DCTSC0100 NAM/SMITH, JOHN SEX/M RAC/B ETN/N POB/JO DOB/19510101 HGT/604 WGT/202 EYE/BRO HAI/BLK CTZ/US MNU/AR-123456 SOC/123456789 GNG/INTRNTL XTMST\*IFBI SGP/HANDLING CODE 4\*IFBI ECR/H DOP/NONEXP OCA/0000123456789 SID/MD99999999 MIS/USPER; NC-123456 DNA/N ORI IS FBI TERRORIST SCREENING CENTER (866) XXX-XXXX IMN/I321654987 IMT/M NIC/T123456789 DTE/20120214 0819 EDT DLU/20120214 1518 EDT

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE A PERSON OF NATIONAL SECURITY INTEREST\*\*\*

MKE/POSSIBLE NATIONAL SECURITY INTEREST - CAUTION

CONTACT THE FBI XXX-XXX-XXXX

ORI/DCTSC0300 NAM/SMITH, JOHN SEX/M RAC/W

DOB/19960213

GNG/NAT SEC INT\*DFBI SGP/HANDLING CODE 4\*DFBI

ECR/A DOP/20240725 OCA/17US004

DNA/N

ORI IS FBI TERRORIST SCREENING CENTER - TSC XXX XXX-XXXX NIC/T000000920 DTE/20190725 1244 EDT DLU/20190725 1244 EDT

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

CONTACT THE FBI'S TSC AT XXX-XXXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL IS OF NATIONAL SECURITY INTEREST AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE FBI IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE FBI AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE FBI TO OBTAIN SUCH AUTHORIZATION. \*\*\*

### **Handling Code 5 Records**

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

WARNING - APPROACH WITH CAUTION

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT HE/SHE MAY BE ON THE NATIONAL SECURITY THREAT WATCHLIST\*\*\*

MKE/POSSIBLE NATIONAL SECURITY THREAT - CAUTION ORI/DCTSC0100 NAM/SMITH, JOHN SEX/M RAC/B ETN/N POB/JO DOB/19510101 HGT/604 WGT/202 EYE/BRO HAIR/BLK CTZ/PU MNU/AR 123456 SOC/123456789 **GNG/NAT SEC THREAT\*TOC /HANDLING CODE 5\*FBI** ECR/H DOP/NONEXP OCA/0000123456789 VLD/20141206

MIS/NONUSPER; NC-9445447

DNA/N

ORI IS FBI TERRORIST SCREENING CENTER 866 XXX-XXXX

IMN/I321654987 IMT/M

NIC/T123456789 DTE/20120214 0733 EDT DLU/20141206 1242 EDT

CONTACT THE FBI AT (866) XXX-XXXX. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE FBI IMMEDIATELY THEREAFTER. IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC.

DO NOT ADVISE THIS INDIVIDUAL THAT HE/SHE MAY BE ON A NATIONAL SECURITY

WATCHLIST. DO NOT DETAIN OR ARREST THIS INDIVIDUAL UNLESS THERE IS EVIDENCE OF A VIOLATION OF FEDERAL, STATE, OR LOCAL STATUTE(S). UNAUTHORIZED DISCLOSURE IS PROHIBITED.

THE PERSON IDENTIFIED IN THE RECORD ABOVE MAY HAVE POSSIBLE TIES TO TRANSNATIONAL ORGANIZED CRIME (TOC).

INFORMATION THAT THIS INDIVIDUAL MAY BE OF NATIONAL SECURITY INTEREST IS THE PROPERTY OF THE FBI AND IS A FEDERAL RECORD PROVIDED TO YOUR AGENCY ONLY FOR INTELLIGENCE AND LEAD PURPOSES ONLY. THE USE OF THE INFORMATION IN THIS RECORD IS RESTRICTED BY FEDERAL-GOVERNMENT POLICY. THIS RECORD MAY INCLUDE INFORMATION THAT CAN ONLY BE USED IN A CRIMINAL-PROCEEDING WITH THE ADVANCE-AUTHORIZATION OF THE ATTORNEY GENERAL. ANY RECIPIENT INTERESTED IN USING THS INFORMATION, OR ANY INFORMATION DERIVED THEREFROM, MUST FIRST CONTACT THE FBI TO OBTAIN THE NECESSARY APPROVAL.

\*\*\*LAW ENFORCEMENT SENSITIVE INFORMATION\*\*\*

\*\*\*WARNING - APPROACH WITH CAUTION\*\*\*

\*\*\*DO NOT DETAIN OR ARREST THIS INDIVIDUAL BASED ON THIS NOTICE\*\*\*

\*\*\*DO NOT ADVISE THIS INDIVIDUAL THAT THEY MAY BE OF INTEREST FOR TIES TO TRANSNATIONAL ORGANIZED CRIME (TOC)\*\*\*

MKE/POSSIBLE NATIONAL SECURITY THREAT - CAUTION ORI/DCTSC5000 NAM/SMITH, JOHN SEX/M RAC/W DOB/19960213

GNG/NAT SEC THREAT\*TOC SGP/HANDLING CODE 5\*FBI ECR/A DOP/20240725 OCA/17US005

NOA/N DNA/N

ORI IS FBI TERRORIST SCREENING CENTER - TSC XXX XXX-XXXX NIC/T000001107 DTE/20190725 1244 EDT DLU/20190725 1244 EDT

IF YOU ARE A BORDER PATROL OFFICER, IMMEDIATELY CALL THE NTC AT XXX-XXX-XXXX.

CONTACT THE FBI'S TSC AT XXX-XXX-XXXX DURING THIS ENCOUNTER TO ASSIST IN DETERMINING IF THIS INDIVIDUAL HAS TIES TO TRANSNATIONAL ORGANIZED CRIME AND WITH GATHERING INTELLIGENCE WITHIN YOUR LEGAL AUTHORITY. IF THIS WOULD EXTEND THE SCOPE OR DURATION OF THE ENCOUNTER, CONTACT THE TSC IMMEDIATELY THEREAFTER.

\*\*\*LEGAL NOTICE: UNAUTHORIZED DISCLOSURE IS PROHIBITED. THE INFORMATION IN THIS NOTICE BELONGS TO THE FBI AND IS PROVIDED TO YOUR AGENCY FOR OFFICER SAFETY, INTELLIGENCE, AND LEAD PURPOSES ONLY. USG ATTORNEY GENERAL AUTHORIZATION MUST BE OBTAINED PRIOR TO USING THIS INFORMATION, OR INFORMATION DERIVED THEREFROM, IN ANY LEGAL PROCEEDING. CONTACT THE FBI TO OBTAIN SUCH AUTHORIZATION.\*\*\*

# 2.3 UPDATE TO THE AGENCIES WITH AUTHORIZED ACCESS TO CRIMINAL JUSTICE INFORMATION UNDER PUBLIC LAW 99-169

| <b>AFFECTED</b> | BY | CHANGE: | ORI |
|-----------------|----|---------|-----|
|                 |    |         |     |

EFFECTIVE DATE: Immediate

# **Background**

This TOU documents the addition of the Department of Homeland Security and the Office of the Director of National Intelligence as authorized agencies to access criminal justice information under Public Law 99-169 (as amended) the Security Clearance Information Act (SCIA).

# **NCIC Operating Manual Changes**

Additions to the *NCIC Operating Manual* (December 1999) are indicated by highlighting, and deletions are indicated by strikeout.

#### **ORI FILE**

#### 1.3 CRITERIA FOR ASSIGNMENT OF A FULL ACCESS ORI

- All NCIC files and the III are available to full access ORIs. To qualify for assignment of an ORI that would permit access to CHRI, a requesting entity must be authorized to access the NCIC pursuant to Title 28, United States Code (U.S.C), Section (§) 534, which provides that the exchange of criminal history records shall be ". . .with, and for the official use of, authorized officials of the federal government, including the United States Sentencing Commission, the states, cities, and penal and other institutions." The Department of Justice and federal courts have interpreted this language to restrict access to such criminal history records to criminal justice agencies for criminal justice purposes and to federal agencies authorized to receive them pursuant to a federal statute or executive.
- To be considered a criminal justice agency, an entity must meet the definition of a criminal justice agency as contained in Title 28, C.F.R., Part 20, Subpart A. Title 28, C.F.R. § 20.3(g) defines a criminal justice agency as "(1) Courts; [or] (2) A governmental agency or any subunit thereof which performs the administration of criminal justice pursuant to a statute or executive order, and which allocates a substantial part (interpreted to mean at more than 50 percent) of its annual budget to the administration of criminal justice." § 20.3(b) further states that "the administration of criminal justice means performance of any of the following activities: detection, apprehension, detention, pretrial release, post-trial release, prosecution, adjudication, correctional supervision, or rehabilitation of accused persons or criminal offenders."
- The definition of a criminal justice agency and the administration of criminal justice must be considered together. Included as criminal justice agencies would be traditional police, courts, and corrections agencies, as well as subunits of noncriminal justice agencies performing a function of the administration of criminal justice. These subunits would include agencies which have as their principal function the investigation of criminal provisions of applicable state laws (Appendix to Part 20, C.F.R. § 20.3[g]).
- Any court that hears civil cases only (with the exception of domestic violence and stalking cases as specified in 1.1.2. 1.4), and some probate courts do not qualify for access to the FBI CJIS systems.
- Any correctional facility that houses only juveniles who are not involved in the criminal
  justice process but who are orphaned or declared incorrigible do not qualify for access to
  the FBI CJIS systems.
- 28 C.F.R, Part 20, was amended to authorize access to NCIC and III by private agencies that have been contracted by criminal justice agencies to conduct criminal justice functions for the criminal justice agency.

• 28 C.F.R. § 20.33(a)(7) permits access to CHRI contained in the NCIC, III, and the Fingerprint Identification Records System to private contractors pursuant to a specific agreement with an agency identified in paragraphs (a)(1) or (a)(6) for the purpose of providing services for the administration of criminal justice pursuant to that agreement.

The agreement between the criminal justice agency and the private contractor must incorporate the FBI CJIS Division's Security Addendum approved by the United States Attorney General. The Security Addendum specifically authorizes access to CHRI, limits the use of the information to the purposes for which it is provided, ensures the security and confidentiality of the information consistent with the regulations, provides for sanctions, and contains such other provisions as the Attorney General may require.

Access to the NCIC is limited by federal statutes and regulations, as well as policy promulgated by the Director of the FBI on the recommendation of the FBI CJIS Division's Advisory Policy Board. Although it is the policy that no criminal justice agency be denied access to NCIC, the policy is very restrictive in preventing access by private entities absent the above-mentioned documentation.

- A governmental regional dispatch center may qualify for an ORI assignment related to the NCIC files and III. A governmental regional dispatch center is a cooperative effort entered into by political subdivisions in a particular area for the purpose of providing consolidated and computer-assisted dispatch for the law enforcement community. In many cases, the law enforcement departments involved are abolishing their communications sections and turning the communications functions over to a consolidated regional system. Agencies meeting the above criteria are assigned an ORI ending with the alphabetic character "N".
- A nongovernmental railroad or campus police department is one which performs the administration of criminal justice and has arrest powers pursuant to a state statute, and allocates a substantial part (interpreted to mean more than 50%) of its annual budget to the administration of justice as defined by the Department of Justice Regulations on Criminal Justice Information Systems (28 C.F.R., Part 20, Subpart A), and meets all training requirements established by state law or ordinance for law enforcement officers. These agencies are assigned an ORI ending with the alphabetic character "E".
- Public Law 99-169 (as amended) the Security Clearance Information Act (SCIA) authorizes the Department of Defense, the Department of State, the Department of Transportation, the Office of Personnel Management, the Central Intelligence Agency, and the FBI, the Department of Homeland Security, and the Office of the Director of National Intelligence to receive CHRI on individuals investigated by that agency for access to classified information or assignment to or retention in sensitive national security duties. For national security purposes, these agencies have access to all files; however, any inquiry resulting in a positive response must be immediately turned over to a proper law enforcement agency before proceeding with the SCIA investigation. Record entry and cancellations is prohibited. These agencies are assigned a special ORI ending with the alphabetic character "R" to clearly identify the SCIA agencies.

• The Adam Walsh Child Protection and Safety Act of 2006 (the Act), Public Law 109-248, was enacted into law on July 27, 2006. Section 151 of the Act requires the Attorney General to ensure access to FBI CHRI by Governmental Social Services (GSS) agencies with child protection responsibilities and the National Center for Missing and Exploited Children (NCMEC). States are authorized under Section 151 of the Act to provide GSS and NCMEC agencies with access to the NCIC and III.

Section 151 provides that access by GSS agencies with child protection responsibilities is be used only in investigating or responding to reports of child abuse, neglect, or exploitation.

Section 151 access by NCMEC agencies is to be used only within the scope of the Center's duties and responsibilities under federal law to assist or support law enforcement agencies in administration of criminal justice functions.

GSS and NCMEC agencies are assigned an ORI ending with the alphabetic character "F".

## **ORI FILE**

### 1.5 ORI STRUCTURE AND USE

The ORI is a nine-character identifier assigned by FBI CJIS Division staff to an agency which has met the established qualifying criteria for ORI assignment to identify the agency in transactions on the NCIC System. The structure of law enforcement ORIs (those ORIs ending with a zero) and other criminal justice ORIs (those ORIs ending with an alphabetic character) are as follows:

#### STRUCTURE OF LAW ENFORCEMENT ORIS:

#### **POSITIONS 1 and 2:**

- Positions 1 and 2 of the ORI will be the alphabetic characters representing the state or country in which the agency is physically located.
- Example: **WV**0020100

## POSITIONS 3, 4 and 5:

- Positions 3, 4, and 5 of the ORI are numeric characters indicating the county in which the agency is physically located.
- Example: WV**002**0100
- Some state level and federal agencies may have the acronym for that agency, in positions 3, 4, and 5, of the ORI. A few examples are WVFBI0000 for the Federal Bureau of Investigations and TXDPD0000 for the Dallas, Texas, Police Department. The assignment of vanity ORIs is strongly discouraged.

## **POSITIONS 6 and 7:**

- The FBI CJIS Division will determine the numeric and alphabetic characters assigned to positions 6 and 7 of the ORI.
- Positions 6 and 7 of the ORI are used to distinguish one agency from another within the same county. Generally, these positions follow alphabetic or numeric order.
- Example: WV003**00**00, WV003**01**00, WV003**02**00, WV003**03**00

### **POSITIONS 8 AND 9:**

- Positions 8 and 9 of a law enforcement ORI will always end in double zero.
- Example: WV00300**00**

- The CSA may vary the last two positions (8 and 9) of a law enforcement ORI for large agencies that have a need to identify internal divisions, units, substations, or multiple terminals for the same agency within the same city. This type of ORI is not assigned by the FBI CJIS Division, and will not entered in the NCIC system. The CSA is responsible for entering this type ORI in the Nlets system.
- Any variations of the last two positions of the law enforcement ORI is acceptable with the exception of an alphabetic character in the 9th position of the ORI.

• Example: WV00103**01** 

#### STRUCTURE OF CRIMINAL JUSTICE ORIS:

### **POSITIONS 1 and 2:**

- Positions 1 and 2 of the ORI will be the alphabetic characters representing the state or country in which the agency is physically located.
- Example: **WV**002015J

## POSITION 3, 4 and 5:

- Positions 3, 4, and 5 of the ORI are numeric characters indicating the county in which the agency is physically located.
- Example: WV**002**015J
- Some state level and federal agencies may have the acronym for that agency, in
  positions 3, 4, and 5, of the ORI. A few examples are WVDOT017Y for the US
  Department of Transportation, Office of Inspector General's Office and
  WVPO0017Y for the US Postal Inspection, Office of Inspector General's Office.
  The assignment of vanity ORIs is strongly discouraged.

### **POSITIONS 6 and 7:**

- The FBI CJIS Division will determine the numeric and alphabetic characters assigned to positions 6 and 7 of the ORI.
- Positions 6 and 7 of the ORI are used to distinguish one agency from another within the same county. Generally, these positions follow alphabetic or numeric order.
- Example: WV003005C, WV003015C, WV003025C, WV003035C

## **POSITION 8:**

• Position 8 for a criminal justice ORI is a unique numeric character indicating the level of government for the agency.

- For example: WV002015J. The numeric character 5 indicates a state level governmental agency.
- The level of government is explained in section 1.3.3.1.

#### **POSITION 9:**

- Position 9 for a criminal justice ORI is a unique alpha character indicating the type of agency.
- For example: WV002015**J** The alpha character **J** indicates this agency is a Court.
- The alpha character for criminal justice ORIs is explained in section 1.3.3.2.

### **DEFINITIONS FOR THE LEVEL OF GOVERNMENT:**

- 1 Local, Municipal, City
- 2 Foreign Local
- 3 County
- 4 Foreign State
- 5 State
- 6 Foreign Federal
- 7 Federal
- 9 Nongovernmental/private

### **DEFINITIONS FOR THE ALPHA CHARACTERS:**

- **A** Prosecuting Attorney=s's Offices to include District Attorneys and Attorney General Offices.
  - This does not include public defenders offices or defense attorney offices.
- **B** Pretrial Services and pretrial release agencies.
- C Correctional Institutions to local, county, state, and federal jails, prisons and detention centers.
- **D** Civil courts for use in domestic violence and stalking cases. Limited access to the Wanted Person File and Protection Order File, and III may be granted to civil courts for use in domestic violence and stalking cases only.

- The authority is found in the Violent Crime Control and Law Enforcement Act of 1994 amended 28 U.S.C. ' 534 to authorize the United States Attorney General to disseminate information from national crime information databases consisting of identification records, criminal history records, wanted person records, and protection orders for use in domestic violence and stalking cases.
- **E** Nongovernmental railroad and private campus police departments.
  - Both railroad and private campus police must have arrest powers pursuant to a state
    or federal statute and allocate a substantial part) interpreted to mean more than 50 %)
    of their annual budget to the administration of criminal justice. If a specific statute,
    law, or ordinance exists that requires specific training in order to be considered a law
    enforcement officer those railroad and campus police officers must meet those
    training requirements.
- **F** Governmental Social Services agencies with child protection responsibilities qualify for all NCIC files, and III.
  - As required in Section 151 of the Adam Walsh Child Protection and Safety Act of 2006. Section 151 provides that access by governmental social services agencies with child protection responsibilities is to be used only in investigation or responding to reports of child abuse, neglect, or exploitation. The applicable CSO must contact a member of the Compact Council to request access. Upon approval, the request will be referred to the FBI CJIS Division for assignment of the ORI.
- **G** Probation and Parole offices.
- **H** The Department of State National Visa Center.
  - Access to III was granted in 1994 and is restricted to the purpose code AV⊕ for visa checks. Access is restricted to III, Criminal History (AQH⊕) ("QH") inquiries only. All other inquiries will be rejected.
- I Interpol.
  - The ORI allows for limited access to the Vehicle File, the Boat File, the License Plate File, and the Vehicle/Boat Part File Only. The ORI will always have a numeric character "9" in the 8<sup>th</sup> position of the ORI.
- **J** Criminal courts and magistrates offices.
- **K** Coroners and medical examiners offices.
  - These ORIs allow direct access to Missing and Unidentified Person Files only. The ORI allows the agency to make entries to the Missing and Unidentified Person Files.

- **M** Medical examiners offices which are criminal justice in function (as defined in the C.F.R.), and pursuant to a state statute may qualify for full access ORI and law enforcement subunits of custodial facilities in medical or psychiatric institutions may also be assigned this type of ORI, if proper documentation is submitted.
  - The medical examiner's office must verify that the primary duty of the agency is that of the investigation of the actual crime.
- N Dispatch/911 communication centers.
  - These agencies are usually on a local or county level and are considered noncriminal justice agencies that provide dispatch functions for criminal justice agencies. It is the responsibility of the CSA to have the proper security and controls in place.
- O The National Insurance Crime Bureau (NICB).
  - The NICB, formerly known as the National Auto Theft Bureau (NATB), is a nongovernmental, nonprofit agency that acts as a national clearinghouse for information on stolen vehicles. NICB offers free assistance to law enforcement agencies concerning automobile thefts and identification and recovery of stolen vehicles. The NICB is provided limited access Vehicle File, the Boat File, the License Plate File, and the Vehicle/Boat Part File Only.
- **P** Nongovernmental law enforcement or dispatch/911 communications centers.
  - These agencies are nongovernmental agencies or subunit of that agency that allocates a substantial part of its annual budget to the administration of criminal justice, and employee's peace officers that have full police powers pursuant to state law and have complied with the minimum employment standards of governmentally employed police officers as specified by state statute.
  - This ORI allows for direct terminal access to the Protective Interest File, the Wanted Person File, the Missing Person File, the Stolen Property File, and the active Protection Order File records.
  - This ORI is restricted from accessing III.
  - This ORI does not have the capability to enter records.
  - These agencies must execute an agreement with the state CSA assuring compliance with established policies and procedures.
  - An example is North Carolina has in place an approved statute for nongovernmental Company Police with full police powers and has been assigned several AP@ "P" ORIs.

- **Q** Public Housing Authority Agencies.
  - Public Law 104-120, enacted in March 1996, permits the approved Public Housing Authorities (PHAs) access to name searches QH on the III. These agencies are not be permitted direct access to NCIC terminals; law enforcement agencies will conduct the III name search and will inform the PHA whether the name check reveals that an applicant may have a criminal history indexed in III. These ORIs are assigned A a "9" in position eight of the ORI.
  - The CSO cannot modify any information in the ORI File for this type of ORI. For modifications please contact the FBI CJIS Division.
- **R** The U.S. Department of Defense, the U.S. Department of State, the U.S. Department of Transportation—and, the U.S. Office of Personnel Management, the Department of Homeland Security, and the Office of the Director of National Intelligence.
  - These ORIs are assigned pursuant to the Security Clearance Information Act (SCIA), Title 5, United States Code, Section 9101.
  - Public Law 99-169 (as amended), authorizes the above agencies to receive criminal history record information on individuals investigated by them for access to classified information or assignment to or retention in sensitive national security duties.
  - For national security purposes, these agencies have access to all files. Any inquiry resulting in a positive response must immediately be turned over to a proper law enforcement agency(s) before proceeding with the SCIA investigation.
  - Purpose code AS@ "S" must be used when conducting these transactions.
  - Other NCIC access, e.g., record entry/cancellation, is prohibited.
  - The Central Intelligence Agency and the FBI are authorized to perform SCIA checks; however, are not assigned "R" ending ORIs rather these agencies will use their law enforcement ORIs already assigned. When using the law enforcement ORI a purpose code of "S" will be used.
- **T** Authorized governmental agencies such as the Department of Children and Family Services.
  - In April 2001, the Compact Council established a rule to allow access of the III for a preliminary name check pending positive fingerprint identification, based on the National Crime Prevention and Privacy Compact Act of 1998. This type of ORI authorizes access in limited situations when exigent circumstances exist that do not reasonably lend themselves to immediate fingerprinting.

- Authorized governmental agencies such as the Department of Children and Family Services, may conduct name inquiries for the emergency placement of children for those limited instances when the primary caretaker is unavailable.
- The Purpose Code AX@ "X" is to be used in conducting III checks involving the emergency placement of children when unaccompanied by the immediate submission of fingerprints on the surrogate care provider.
- U Governmental child support enforcement agencies.
  - Based on 42 U.S.C. § 1 666(a), by which states are mandated to have in effect, laws requiring the use of certain procedures to increase the effectiveness of state child support enforcement. Section 315 of the Personal Responsibility and Work Opportunity Act of 1996, Public Law 104-193, entitled ALocator Information from Interstate Networks, amends 42 U.S.C. § 1-666(a) to include a requirement that states have in place Aprocedures to ensure that all federal and state agencies conducting activities under this part have access to any system used by the state to locate an individual for purposes relating to motor vehicles or law enforcement.
  - This type of ORI allows for access to the Wanted Person File, Missing Person File, and the Protection Order File.
- **V** A noncriminal justice governmental department of motor vehicles, boat, or driver license registry, established by a state statute, which provides vehicle registration and driver record information to criminal justice agencies and has an essential need to access the License Plate, Vehicle, and Vehicle/Boat Part Files.
  - These ORIs are authorized direct access to the NCIC Wanted File, the Missing Person File, the Unidentified Person File, the License Plate File, the Vehicle File, and the Vehicle/Boat Part Files.
  - These agencies will be required to execute an agreement with the state CSA ensuring compliance with all established NCIC policies and procedures.
- **W** National Center for Missing and Exploited Children (NCMEC).
  - The NCMEC is a nongovernmental, noncriminal justice agency set up by a government grant to aid the parents of missing and exploited children.
  - The NCMEC has an essential need to access the Unidentified Person File and the Missing Person File records for individuals under the age of 18 at the time the record was entered.
- **Y** Federal, state, county, or local agencies that meet the criteria of criminal justice agencies as defined by the C.F.R. but do not fall into one of the above categories.

| <ul> <li>An example is the Arkansas Crime Information Center and the Office of Inspector<br/>General's Offices</li> </ul> |  |
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