

### Utah, The First State to Implement FBI's NGI Rapback System

Utah BCI is the first in the country to begin utilizing the new FBI Next Generation Identification (NGI) Rapback system. This new system allows Utah BCI to request civil applicant fingerprints to be retained by the FBI for searches against future submissions and latent inquires. If an applicant is booked into a jail anywhere in the country, the fingerprints will be submitted to the FBI NGI system and "hit" against the retained civil applicant fingerprints. Notification will be sent from the FBI to BCI, and BCI will then notify the entity that requested the fingerprints to be retained. In the past a fingerprint "background check" was only good at the moment that the fingerprints were run in the system. With this new FBI NGI Rapback system, a continuous background check is being run removing the requirement of periodic background checks. The need to periodically submit new fingerprints is removed as long as the applicant is employed/licensed with the requesting agency. As of July 1st, 2015, school employees, DABC employees and licensees, POST applicants and UCJIS users are being submitted to the FBI NGI Rapback system.

### NGI Rapback Security Statement

**Authority:** The FBI's acquisition, preservation, and exchange of fingerprints and associated information is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub. L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application.

**Principal Purpose:** Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprints in the FBI's Next Generation Identification (NGI) system or its successor systems (including civil, criminal, and latent fingerprint repositories) or other available records of the employing, investigating, or otherwise responsible agency. The FBI may retain your fingerprints and associated information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI.

**Routine Uses:** During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine uses include, but are not limited to, disclosures to: employing, governmental or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or public safety.

### FBI Audit of Utah

The FBI Auditing teams were in the state for various types of audits beginning the end of May and wrapping up mid-June. Though BCI does not have

the final write up of the audits, we have some preliminary results available to share.

The ITSA Audits were very thorough. The secure shredding of CJIS information was brought up. If the shredding/destruction of printed CJJ is not witnessed by a user/non-user of your agency, the persons doing the shredding or who might have access to the shredder need to be added to your agency and undergo a fingerprint based background check. MDM (mobile device management) was mentioned on more than one audit. Each agency that allows mobile devices to access their network that contains CJJ, please review CJIS Security Policy 5.13 to ensure that CJIS MDM requirements are met. Advanced Authentication is another policy touched on with multiple agencies. Please review CJIS Security Policy 5.2 and 5.2.2 to ensure that Advanced Authentication standards are being met.

The FBI visited four Sheriff's offices, three courts, two police departments and BCI for the NCIC audit. For the most part, NCIC entries checked were flawless. There were some statewide compliance issues with protective orders, JRAs and warrants. BCI is working closely to implement a plan of action that will hopefully address these issues and prevent their re-occurrence. Wanted persons entries from various agencies did show some concern with extradition limitations. The EXTR field would state one thing and the MIS field, another. BCI asks that as you validate your Wanted Persons entries, you pay particular attention to and adjust the EXTR field to match the true extradition limitations. III purpose code use was relatively accurate as well. The biggest issue was running IT personnel with purpose code "C". If these persons have access to CJIS or are responsible for the maintenance of CJIS systems, their background checks should be run with a purpose code "J".

From the non-criminal audits, BCI was informed that changes needed to be made to housing authority's receipt of III information. We are currently developing a solution to this that would allow the housing authorities to remain autonomous and hope to have it implemented in the near future.

## Change to Error 560 in NIBRS

Change to Error 560 in the National Incident-Based Reporting System. Agencies that report crime data via NIBRS may receive an error code, Error 560, when reporting a rape incident. The error message states that at least one offender in a rape or a

statutory rape must be a different sex than the victim. This error code is described in the NIBRS Technical Specification, Version 1.1, September 17, 2014, p. 14. Error 560 indicates "Segment Level 5 (Offender Segment) must contain a data value for at least one offender in Data Element 38 (Sex of Offender) that is not the same sex that is entered in Data Element 27 (Sex of Victim) when Data Element 6 (UCR Offense Code) is 11A = Rape or 36B = Statutory Rape."

In an attempt to make the sex offenses in the NIBRS more gender neutral, the national UCR Program is removing Error 560 as it applies to statutory rape, pending OMB approval. The national UCR Program has not removed the error as it applies to rape because the change would cause the lines between the offense classifications of rape and sodomy to blur.

The description of Error 560 will change to "Segment Level 5(Offender Segment) must contain a data value for at least one offender in Data Element 38 (Sex of Offender) that is not the same sex that is entered in Data Element 27 (Sex of Victim) when Data Element 6 (UCR Offense Code) is 11A = Rape" when the NIBRS Technical Specification is updated. Error 560 applies only to rape. It does not apply to the other sex offenses in NIBRS, such as sodomy, sexual assault with an object, fondling, incest, and statutory rape.

## CJIS Link

The CJIS Link: Sign up for Your Alert Today! Stay informed about what's new at the CJIS Division and what it can do to assist your agency. Sign up at to receive e-mails that alert you when the FBI publishes a new edition of The CJIS Link (Link) to its Web site at. (The Link, formerly available in hard copy to its more than 88,000 readers in the law enforcement and criminal justice communities, is now published exclusively to the Internet.) The Link is one of the key ways the CJIS Division keeps agencies updated on the services and benefits that its programs and systems have to offer. The Link showcases the successes of those programs and systems in supporting law enforcement and provides contact information so you can easily access the appropriate office or unit. Make sure you receive notice of upcoming editions with information your agency needs. Sign up for your alert today!



## TAC Conference Information

### TAC Conference Dates

Dixie Convention Center, St. George, Utah

**Courts:** September 14-15

**Law Enforcement:** September 16-17

Karen Gail Miller Conference Center, Sandy, Utah

**Miscellaneous Agencies:** September 3

### Important Information

**August 14:** Most of the hotels that we reached out to will close their open booking on this date. Note that some may have already filled up their TAC Conference allotment. We have provided the hotel information for your convenience. Each attendee is responsible for securing their own lodging.

**August 14:** This is the last day BCI will accept Preregistration and fees for TAC conference. If you have not registered and paid by this date you will not be allowed to attend TAC Conference.

**September 15:** Early registration for the Law Enforcement block will take place from 1400-1730 on this date. Registration will also take place from 0700-0830 on September 16. Due to the number of attendees we have provided the early registration as an option for those who make it down the afternoon of the 15th.

**TAC Conference Fee:** The \$90 TAC Conference fee can be paid via IAT, credit card, or check. A completed BCI Payment Form must be submitted to complete this transaction.

If you have any questions, please contact your Field Services Representative.



TAC Conference 2015

## Patch Call from around the U.S.



The patch of the Port Aransas, Texas Police Department prominently features a marlin jumping from the waters of the nearby Gulf of Mexico, representing the city's popularity with avid sports fishermen. Beach tourists and college students on spring break also flock to Port Aransas annually, increasing the city's population of 3,500 to as much as 60,000 in the summer months.

## Upcoming BCI Trainings

### Upcoming Training Dates

8/13/15 – TAC 101 Training

8/20/15 – Baseline Inquiry Training

10/01/15 – NCIC Entry Training

10/15/15 – TAC Refresher Class

## Featured Missing Person

### Rhonda Karren

MISSING SINCE: September 2<sup>nd</sup>, 1987

DOB: August 16<sup>th</sup>, 1956

AGE: 58

SEX: Female

HEIGHT: 5'4"

WEIGHT: 120 lbs.

HAIR: Blonde

EYES: Green

RACE: White

IDENTIFYING FEATURES: Mole on lower right side of chin, discoloration on leg.



#### CONTACT:

Unitah County Sheriff's Office

(435) 789-2511

MISSING ENDANGERED: Rhonda was last seen at approximately 10:30 pm after dropping off a co-worker at their residence in Salt Lake City, UT. It is believed she returned to her residence in Vernal, UT. The following day, she was to open the K-Mart store at 7:30am. She was reported missing on September 29th. There were signs of a struggle at her residence. Rhonda is considered a chain smoker, but left her cigarettes on the kitchen counter along with her purse, house and car keys. She was last seen wearing a sweater and black polyester slacks.

If you ever have any questions or additional information that can be added to a missing person entry, please visit BCI's Missing Person Clearinghouse website.

<http://publicsafety.utah.gov/bci/missingpersons.html>

PLEASE SEND NEWS ITEMS TO: BCI, FIELD SERVICES, 3888 W. 5400 S. SALT LAKE CITY UT 84129

#### BUREAU OF CRIMINAL ID

Alice Moffat, Director  
(801) 965-4939

#### FIELD SERVICES

Kathy Wilcox, Manager  
(801) 964-4405

#### FIELD SERVICES

Chelsey Burns, Supervisor  
(801) 965-4963

#### FIELD SERVICES

Alan Leidig, Editor  
(801) 965-4739

BCI Managers – [dpsbcimanagers@utah.gov](mailto:dpsbcimanagers@utah.gov)

Records Section – [bcirecords@utah.gov](mailto:bcirecords@utah.gov)

Firearms Section – [dpsfirearms@utah.gov](mailto:dpsfirearms@utah.gov)

AFIS Section – [dpsafis@utah.gov](mailto:dpsafis@utah.gov)

Fields Services – [bcifieldservices@utah.gov](mailto:bcifieldservices@utah.gov)

Expungements Section – [bcixpungements@utah.gov](mailto:bcixpungements@utah.gov)

Applicant Background Check (ABC) section – [dpsabc@utah.gov](mailto:dpsabc@utah.gov)

BCI Help Desk (CIC) – [dpscic@utah.gov](mailto:dpscic@utah.gov)