



U.S. Department of Justice

Federal Bureau of Investigation

Clarksburg, WV 26306

July 5, 2005

Ms. Dorothy Fulton
Executive Secretary
Department of Commerce, Community, & Economic Development
Division of Occupational Licensing
Board of Nursing
Suite 1500
550 West 7th Avenue
Anchorage, AK 99501

Dear Ms. Fulton:

Title 28, Code of Federal Regulations, Part 20.33 (a)(3) authorizes the dissemination of criminal history information contained in the Interstate Identification Index (III) and the Fingerprint Identification Record System (FIRS), for use in connection with licensing or employment, pursuant to Public Law 92-544, 86 Stat. 1115, or other federal legislation, and for other uses for which dissemination is authorized by federal law. Title 5, United States Code, Section 552a, requires that agencies which maintain a system of records establish appropriate administrative, technical, and physical safeguards to ensure the security and confidentiality of records. The FBI CAU has implemented the noncriminal justice information audit based on this requirement to establish administrative safeguards to ensure the security and confidentiality of records maintained in the III and the FIRS. Criminal history information obtained under this authority may be used solely for the purpose requested and cannot be disseminated outside the receiving departments, related agencies, or other authorized entities. *

The intention of this audit process is to evaluate compliance with appropriate laws, policies, and regulations which pertain to the use, dissemination, and security of criminal history information. A necessary part of the audit requires the CAU staff to conduct on-site administrative interviews. To assist the auditors in investigating the use of criminal history, the CAU staff will interview agency personnel who requested criminal history information and review the case files and/or relative documentation to justify the inquiries. *