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DATE: August 24, 2007

TO: NCJIS Advisory Committee

FROM: Captain PK O'Neill, Committee Chair

SUBJECT: NCJIS ADVISORY COMMITTEE MEETING INFORMATION REQUESTED

During the July 31, 2007 NCJIS Advisory Committee Meeting questions were asked specific to fingerprint customers and survey results. The answers to those questions are provided below.

CIVIL FINGERPRINT CUSTOMERS

Please note that there was an error on one of the slides in Ms. Butler's presentation. On slide # 6 from the Repository Status Report, the new FBI fee for Manual In-Manual Out is incorrectly stated as \$31.25. The fee should be \$30.25.

Following is the list of agencies with an account to perform fingerprint background checks.

Type of Background Check	NRS	State Record Received	FBI Record Received
Adoptions	127.281	Full criminal history	Full criminal history
Board of Examiners for Alcohol, Drug, and Gambling Counselors	641C.260 (applicants); 641C.530 (renewal, restoration, or reinstatement)	Full criminal history	Full criminal history
Certified Public Accountants	628.190	Full criminal history	Full criminal history
Child Care Facilities	432A.175	Full criminal history	Full criminal history
Chinese Medicine	634A.110	Full criminal history	Full criminal history
Chiropractic Licensing	634.140	Full criminal history	Full criminal history
Collection Agencies	649.196	Full criminal history	Full criminal history
Concealed Weapons	202.3653	Full criminal history	Full criminal history
Contractor's License	624.265	Full criminal history	Full criminal history
Criminal Justice Employment		Full criminal history	Full criminal history
Dental Licensing	632.220	Full criminal history	Full criminal history
DMV	482.3163, 482.325, 482.362	Full criminal history	Full criminal history

Type of Background Check	NRS	State Record Received	FBI Record Received
Employee/Volunteers working with Children	179A.100 State; 179A.210 Federal	Full criminal history if submitted under 179A.100; Letter specifying qualified or not qualified per statute if submitted under 179A.210	Letter specifying qualified or not qualified per statute
Public Safety Employees	179A.075	Full criminal history	Full criminal history
Employee/Volunteer – State only	179A.100	Full criminal history	n/a
Funeral Facilities	689.155 through 689.375	Full criminal history	Full criminal history
Foster Care	424.033	Full criminal history	Full criminal history
Gaming Licenses	463.141	Full criminal history	Full criminal history
Gaming Workers Permits	463.335 & 463.1405	Full criminal history	Full criminal history
Insurance	683A.160	Full criminal history	Full criminal history
Kinship Care	442.2-4	Full criminal history	Full criminal history
Manufactured Homes (Dealers, Manufacturers, Re-builders, Servicemen, and Installers)	489.321(1D)	Full criminal history	Full criminal history
Manufactured Homes Salesmen	489.341	Full criminal history	Full criminal history
Medical Staffing Network	449.176	Letter specifying qualified or not qualified per statute	Letter specifying qualified or not qualified per statute
Mortgage Agents – applicants for license	645B.410	Full criminal history	Full criminal history
Mortgage Agents – registration	645B.450	Full criminal history	Full criminal history
Nurses	632.344	Full criminal history	Full criminal history
Nursing Facilities	654.150 & 654.155	Full criminal history	Full criminal history
Osteopathic Medicine Licensing	633.328	Full criminal history	Full criminal history
Physical Therapists	640.090	Full criminal history	Full criminal history
Private Investigators & Detectives	489.321(1D)	Full criminal history	Full criminal history
Real Estate	645.355	Full criminal history	Full criminal history
Schools	391.100	Full criminal history	Full criminal history
Charter Schools	391.033	Full criminal history	Full criminal history
Post-Secondary Education	394.465	Full criminal history	Full criminal history
School Teachers	391.033	Full criminal history	Full criminal history
Social Workers	641B.202	Full criminal history	Full criminal history
State Bar Association	7.030	Full criminal history	Full criminal history
State, City, County, or Political	239B.010.2	Full criminal history	Full criminal history
Taxicab Authority	706.8841(1A)	Full criminal history	Full criminal history

SEARCH SURVEY RESULTS

After researching the justification as to why Nevada was ranked high in the fingerprint background check survey, the following information was discovered. A comparison was performed between Nevada and the next largest gaming state being New Jersey. The average number of employees in New Jersey casinos in 2006 was 45,127. The average number of employees in Nevada casinos in 2006 was 215,041 which is a 476% difference. Included in Nevada's employment total was a minimum of 55,644 were employed in a manner of handling money on the casino floor that would require them to be fingerprinted. No such breakdown exists for New Jersey but the fact that the people directly handling money is greater than New Jersey's total amount of gaming employees speaks volumes.

Below is a quote from New Jersey's casino employment application and their definition of casino employment which they break down to "Casino Employee" and "Key Employee".

*D. If you are applying for a casino key employee license, **you may be required** to be fingerprinted.*

Casino Employee"--Any natural person employed in the operation of a licensed casino or a simulcasting facility, including, without limitation, boxmen; dealers or croupiers; floormen; machine mechanics; casino security employees; count room personnel; cage personnel; slot machine and slot booth personnel; collection personnel; casino surveillance personnel; simulcasting facility personnel involved in wagering-related activities in a simulcasting facility; and data processing personnel; or any other natural person whose employment duties predominantly involve the maintenance or operation of gaming activity or equipment and assets associated therewith or who, in the judgment of the commission, is so regularly required to work in a restricted casino area that licensure as a casino employee is appropriate.

Casino Key Employee"--Any natural person employed in the operation of a licensed casino or a simulcasting facility in a supervisory capacity or empowered to make discretionary decisions which regulate casino or simulcasting facility operations, including, without limitation, pit bosses; shift bosses; credit executives; casino cashier supervisors; casino or simulcasting facility managers and assistant managers; and managers or supervisors of casino security employees; or any other natural person empowered to make discretionary decisions which regulate the management of an approved hotel, including, without limitation, hotel managers; entertainment directors; and food and beverage directors; or any other employee so designated by the Casino Control Commission for reasons consistent with the policies of this act.

Below is the quote from Nevada's Gaming Control Board's website concerning fingerprints for gaming employees

*"two complete sets of the applicant's fingerprints **must be** submitted to the Central Repository for Nevada Records"*

Finally, Nevada's definition of a gaming employee by NRS 463.0157 is:

"Gaming employee means any person connected directly with an operator of a slot route, the operator of a pari-mutuel system, the operator of an inter-casino linked system or a manufacturer, distributor or disseminator, or with the operation of a gaming establishment licensed to conduct any game, 16 or more slot machines, a race book, sports pool or pari-mutuel wagering..."

Your participation and input as a member of the NCJIS Advisory Committee is crucial to the successful direction and operation of the NCJIS. We look forward to meeting with you in January 2008. Until then, if you have further questions or require further explanation, please contact me at (775) 684-6222 or pkoneill@dps.state.nv.us.

Respectfully,

Captain Philip K. O'Neill
NCJIS Advisory Committee Chair