

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop C2-21-16
Baltimore, Maryland 21244-1850



Center for Clinical Standards and Quality/Survey & Certification Group

Dear NBCP Directors:

A key component of the National Background Check Program (NBCP), as described in Section 6201 of the Affordable Care Act, is the electronic submission of a prospective long-term care employee's fingerprints to the Federal Bureau of Investigation (FBI) for a national criminal history background check. NBCP-participating State Agencies are responsible for the coordination of state and national criminal history background checks with the Criminal Justice Information Services (CJIS) Systems Agency / State Identification Bureau (SIB). All fingerprints submitted to the FBI CJIS by NBCP-participating States must do so under "CMS NBCP 6201" reason fingerprinted code (RFP) or a State statute approved by the FBI under Public Law 92-544.

The FBI has no legal objection to a State continuing to use the "CMS NBCP 6201" RFP once a State's NBCP grant expires, as long as the State continues to operate in accordance with the NBCP.

States that are submitting fingerprints under a different authority, such as a State statute approved by the FBI under Public Law 92-544, may continue to submit fingerprints provided the State's statute continues to meet the requirements of Public Law 92-544.

If you have questions about fingerprint submissions, you may contact the State Central Record Repository or SIB through which the program submits fingerprints to the FBI.

Sincerely,

A handwritten signature in cursive script that reads "Jan Tarantino". The signature is written in black ink and is positioned above the printed name.

Jan Tarantino
Deputy Director