

Next Generation Identification (NGI) Rap Back Services



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Overview

How Does This Work?

The NGI Rap Back is a service designed to assist federal, state, and local agencies in the continuous vetting for suitability and investigative purposes. It provides electronic notifications to the submitter based on changes in criminal history record information (CHRI).

The NGI Rap Back Service became operational on 09/07/2014 with the deployment of the NGI Increment 4.





Definitions

- **Submitting agency or submitter** - Agency authorized to submit fingerprints to the NGI System for background checks and Rap Back subscription
- **Subscribing entity or subscriber** - Entity authorized to receive CHRI
- **IdHS** - Identity history summary
- **NGI** - Electronic repository of biometric and CHRI





NGI Rap Back Services

There are two services within the NGI Rap Back Program. Each service is governed by their own guide and appendices.

- **Noncriminal Justice (NCJ)**
- **Criminal Justice (CJ)**



NCJ Participant Examples

- Volunteers
- Employees in positions of trust
- Licensees

(Any agency with authority to receive CHRI for the intended purpose)





Authority to Receive CHRI

The NGI Rap Back does not provide any new authority.

- The NGI Rap Back does not provide access to additional data for agencies already authorized to receive CHRI.
- The NGI Rap Back DOES provide more efficient access for entities already authorized to receive CHRI from the Criminal Justice Information Services (CJIS) Division.





NCJ Requirements

- Biometric based
- Authority to participate in the NGI Rap Back Service
- CJIS connection with *Electronic Biometric Transmission Specification (EBTS) 10.0 Rap Back* capability
 - <https://www.fbibiospecs.cjis.gov>
- Completed testing
- Approved *Appendix 2*
 - *Privacy Act Statement* and *50.12 Notice* provided to all participants





Authority

The submitter must have the statutory or appropriate authority to:

- *Submit* the individual's fingerprints to the NGI System.
- Allow the individual's fingerprints to be *retained* within the NGI System.
- Allow the individual's fingerprints to be searched by future submissions in the NGI System to include *latent* fingerprint searches.





NCJ: Privacy Risk Mitigation Strategies

The subscriber and submitter must agree on the appropriate Privacy Risk Mitigation Strategy:

1. Prenotification with mandatory validation/expiration within five years
2. Authority for duration of a license
3. Statutory authority for set period of time
4. One-year validation/expiration
5. Subscription synchronization through automated or formalized procedures



NCJ Rap Back Category Codes



NGI Rap Back Category	NGI Rap Back Category Code	Maps to Purpose Code
Noncriminal Justice Employment, Licensees, Volunteers	I	I
Criminal Justice Employment	J	J
Security Clearance Information Act	S	S



Subscription Management Plans

- Event Based: Separate NGI subscriptions are set on the same identity for each event or each application for a license, volunteer, criminal justice employment, etc.
- Person Based: The submitter sends only one subscription per category and maintains subsequent subscriptions of same category for the same person at the agency level.





Event Based

- The submitter establishes the subscriptions with the requesting entity as the subscriber.
- The submitter establishes a new NGI Rap Back subscription for each subscription request they receive from the subscriber.
- All relevant subscription information is in the NGI record.





Person Based

- The submitter establishes only one NGI subscription for an individual in a NGI Rap Back Category, regardless of how many subscription requests received.
- The submitter establishes the subscriptions with themselves as the submitter and subscriber. (Same originating agency identifier [ORI] in the ORI and Controlling Agency Identifier fields)
- The submitter manages all NGI Rap Back activities from information in their own NGI Rap Back Service.





Setting Subscriptions

- **SEARCH, RETAIN, and SUBSCRIBE**

Used when the subscriber does not want to review the applicant's FBI record before setting the subscription.

- **SEARCH, RETAIN, with a SUBSEQUENT SUBSCRIPTION**

Used when the subscriber wants to review the applicant's FBI record before setting the subscription. (Rap Back Subsequent Subscription Request Civil – RBSCVL / Rap Back Subsequent Subscription Request Criminal – RBSCRM)





NCJ Choices

Choice of one Rap Back Notification Format (RBNF):

- Prenotification
- Triggering Event only
- Triggering Event with IdHS





Triggers

Automatic:

- Criminal - The NGI System will notify the subscriber anytime a subscribed identity is arrested.

Optional:

- Dispositions (includes Expungements/Partial Expungement)
- Warrant Entry/Deletion
- Sex Offender Registry Entry/Deletion
- Death Notices - With prints/without prints





Maintenance

- The **Rap Back Maintenance Request (RBMNT)** is a transaction that allows for changes to subscriptions.
- The **Rap Back Maintenance Indicator (RBMI)** determines the type of maintenance requested.

RBMI options: Replace, Cancel, Uncancel, Append, Delete





Subscription Expiration

- The **Rap Back Expiration Date (RBXD)** is the date at which the subscription must be validated based on the chosen Privacy Risk Mitigation Strategy.

Subscriptions may be “extended” with a Replace Indicator utilizing the **RBMNT** request.





Validation Tools

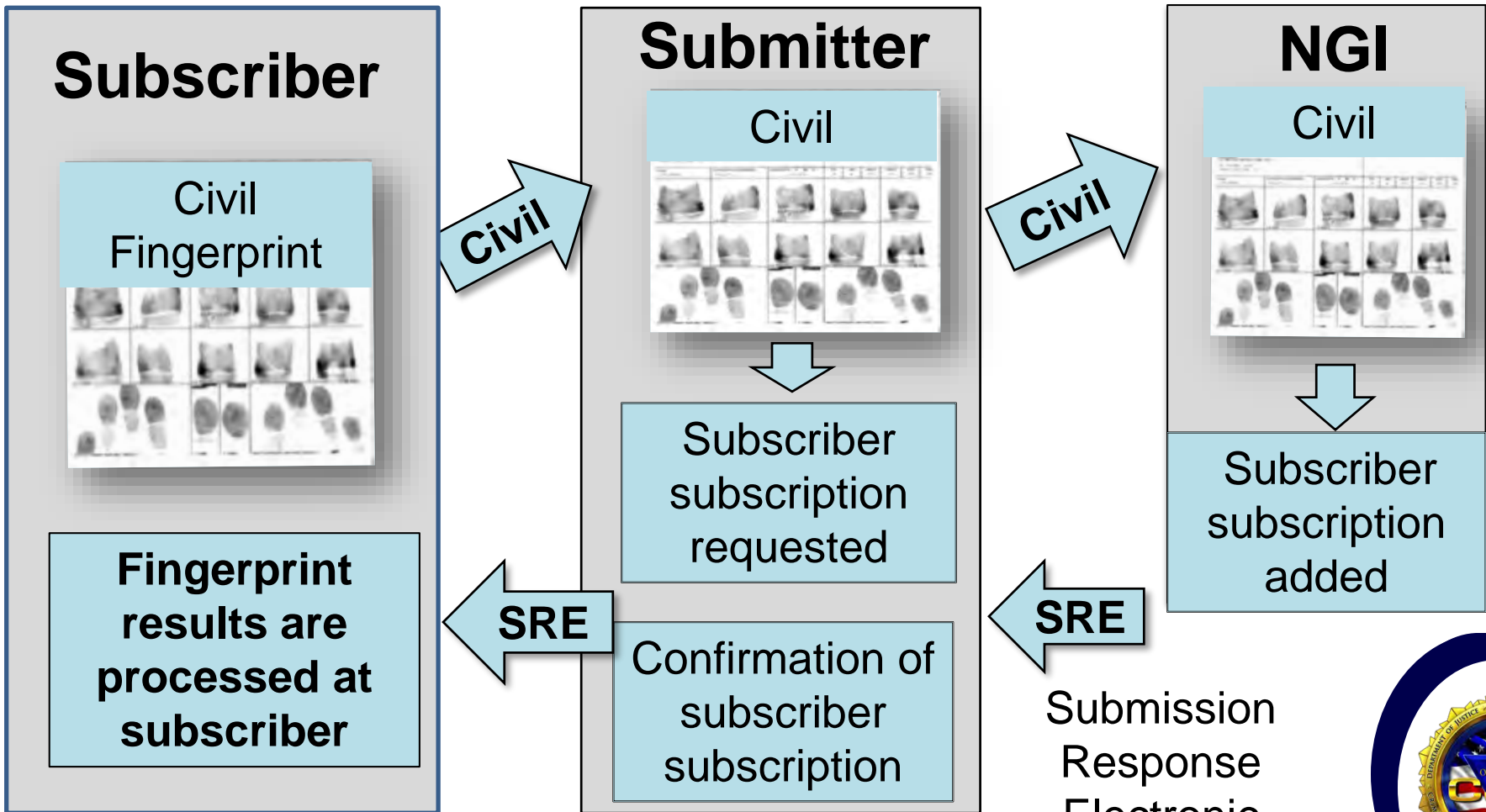
Privacy Risk Mitigation Strategies drive validation through mandatory expiration dates.

Validation assistance:

- Monthly validation/expiration lists through the Law Enforcement Enterprise Portal (LEEP)
- Monthly canceled subscriptions lists (LEEP)
- 10-day **Rap Back Renewal Notifications (RBRN)** through *EBTS*



Subscription Flow Example



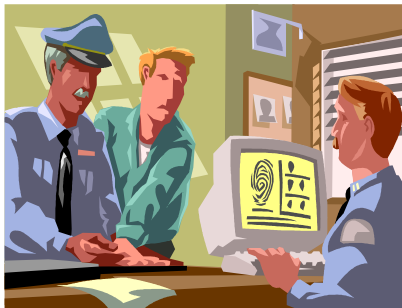
Submission Response Electronic (SRE)



Subscription Flow Arrest Example



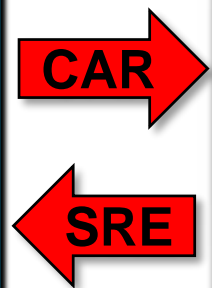
Local Law Enforcement Arrest



State Identification Bureau (SIB) of arresting agency

Criminal

Positive ID Response



NGI

Criminal

Rap Back Activity Notification (RBN)

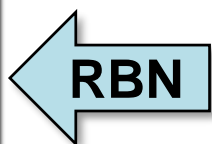
Subscriber

RBN provided to subscriber



Submitter

RBN first provided to submitter



Opting Out of In-State Notifications

Many states currently have intra-agency programs in place.

States may opt out of receiving in-state criminal retain notifications to eliminate duplicity.





Training and Auditing

The Rap Back Services Team will provide:

- *NCJ Policy and Implementation Guide.*
- *Submitter/CJIS Agreement (Appendix 2).*
- *PowerPoint presentations & teleconferences.*





Training and Auditing

Agency responsibilities:

- The submitters must train the subscribers.
- The subscribers must understand the NGI Rap Back requirements.
- The subscribers must establish internal processes to support the NGI Rap Back requirements.
- The NGI Rap Back will be included in the CJIS Division audit cycles.





NCJ Rap Back Quick Facts

Effects of the NGI Rap Back:

- Can solve the need to re-print for license renewals
- Solves the “snapshot in time” issue associated with one-time background checks
- No NGI Rap Back service fee





NCJ Rap Back State Participants

State Participants (2015-present): 5

Federal Participants (2015-present): 10





Criminal Justice Rap Back





Criminal Justice Rap Back

The NGI Criminal Justice (CJ) Rap Back Service is designed to provide immediate notifications to law enforcement on subscribed individuals currently under an active criminal investigation or supervision, active probation, or parole.





CJ Rap Back Requirements

- Must have at least one criminal event retained in the NGI System
- Authority to participate in the NGI Rap Back Service
- CJIS connection with *EBTS 10.0* Rap Back capability
 - <https://www.fbibiospecs.cjis.gov>
- Assigned criminal justice or law enforcement ORI
- Originating case agency number for Criminal Justice Investigative and Criminal Justice Supervision subscriptions
- Completed testing





CJ Rap Back Category Codes

The CJ Rap Back subscriptions are set based on criminal category codes.

NGI Rap Back Category	NGI Rap Back Category Code	Maps to Purpose Code
Criminal Justice Investigative	CI	C
Criminal Justice - Supervision	CS	C





CJ Rap Back Category Codes

Criminal Justice Investigative:

- Subscription can be set for one year.
- Subscription can be extended yearly if the investigation is still active.

Criminal Justice Supervision:

- Subscription can be set for up to five years.
- Subscription can be extended if the individual is still under supervision.





CJ Participant Examples

- Parolees
- Probation/supervised release
- Active investigations

(Criminal justice agencies with a criminal justice ORI)





CJ Quick Facts

- Does not require new fingerprints to identify the person, but the subscribing agency must have confidence in the identity prior to setting the subscription.
- Does not give the criminal justice agency any new authority to access the CJIS Division data.





CJ Rap Back Participants- State & Federal

The CJ Rap Back (2017-present)

- Texas - (Criminal Justice Investigative and Criminal Justice Supervision subscriptions)
- Hawaii - (Criminal Justice Investigative and Criminal Justice Supervision subscriptions)
- Pretrial Services Agency (Criminal Justice Supervision subscriptions)





Success Stories

An agency employee in a position of trust was identified by an arrest for “criminal impersonation.” The agency received an RBN, immediately suspended the employee’s access to sensitive areas, and marked the employee for an interview.





Success Stories

An agency employee in a position of trust was identified by an arrest for “breaking and entering.” The agency received an RBN, immediately deactivated the employee’s access to sensitive areas, and marked the employee for an interview.





Success Stories

An agency employee in a position of trust was identified by an arrest for “larceny over \$250.00.” The agency received an RBN, immediately deactivated the individual’s access to sensitive areas, and the worker was marked for an interview.





Rap Back Statistics

- Active subscriptions NCJ – 4,922,674*
- Notifications NCJ – 333,791*

- Active subscriptions CJ – 11,929*
- Notifications CJ – 45,122*

Most notifications are from criminal and disposition triggers.

***As of 06/30/2021**





Contact Information

THANK YOU!

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