PLEASE LEAVE BLANK
OFFICE USE ONLY
RECEIVED:



#### ORD HOUSING AUTHORITY APPLICATION

for of the
of the
oi- ·s

1)	Have you or any other adult members ever used any name(s) or Social Security number(s) other than the one you are currently using? Yes No If yes, explain below:						
2)	2) Are you or any adult member of your family students? Yes No If yes, where do you attend school?						
3)	Have you or any member of your family lived in assisted housing? Yes No If yes, list where and when?						
	Also, if yes, did you leave owing any monies for damages, past due rent or late charges in the assisted housing? Yes No						
4)	Have you ever been requested to repay money knowingly misrepresenting information or committed any fraud in a Federally assisted housing program? Yes No If yes, explain :						
5)	Do you or any member of your household claim handicapped or disabled status for eligibility purposes? Yes No Do you draw SSI, VA Disability, SS Disability, Other Explain:						
6)	Do you or any member of your household require a special needs dwelling unit? Yes No Explain:						
7)	How did you hear about our program?						
8)	Who is your caseworker at Social Services?Address						
crimin	you or anyone listed on this application engaged in drug-related criminal activity or violent al activity, including criminal activity by any family member as defined below? Yes No yes, please explain:						
Crime	by family members:						
(a)	At any time, the HA may deny assistance to an applicant, or terminate assistance to a participant family if any member of the family commits:  (1) Drug-related criminal activity; or  (2) Violent criminal activity						
<b>(b)</b>	If the HA seeks to deny or terminate assistance because of illegal use, or possession for personal use, of a controlled substance, such use or possession must have occurred within five years before the date that the HA provides notice to the family of the HA determination to deny or terminate assistance. The HA may not deny or terminate assistance for such use or possession by a family member, if the family member can demonstrate that he or she:  (1) Has an addiction to a controlled substance, has a record of such impairment, or is regarded as having such an impairment; and  (2) Is recovering, or has recovered from such an addiction and does not currently use or possess controlled substances. The HA may require a family member who has engaged in the illegal use of drugs to submit evidence of participation in, or successful completion of, a treatment program as a condition to being allowed to reside in the unit.						

Taken from Housing and Urban Development (Code of Federal Regulations – CFR 24, CH. IZ 982.553 (4-1-97)

Evidence of criminal activity. In determining whether to deny or terminate assistance

based on drug-related criminal activity or violent criminal activity, the HA may deny or terminate assistance if the preponderance of evidence indicates that a family member has engaged in such activity, regardless of whether the family member has been arrested or

**(c)** 

convicted.

#### **INCOME INFORMATION**

List all money earned or received by everyone living in your household. This includes money from wages, self-employment, child support, contributions, Social Security(including Medicare), disability payments (SSI), Worker's Compensation, retirement benefits, AFDC, Veterans benefits, rental property income, stock dividends, income from bank accounts (including CD, savings, checking, and Money Market accounts), alimony, unemployment and all other sources.

	Head	of Household		5]	pouse/Other Adult
ocial Security/Medicare: \$			_	\$	
oss Wages: S	3			\$	
Gross Wages: \$			on gross wage.	s.	
			_		
			<b>\$</b>		
Real Estate: \$					
nild Support:	\$	Payor	County _		_ Case #
	-	of your household pay for yes, please explain:		_	•
Yes	No If		the next twe	lve (12) mo	onths?
Yes	ou expect to rece No If ye	yes, please explain:eive any other income in s, from what source?	the next twe	lve (12) mo	onths?
Yes _  2) Do yo Yes _  3) Emplo	No If ou expect to rece No If ye oyer Name: oyer Address:	yes, please explain:eive any other income in s, from what source?	the next twe	lve (12) mo	onths?
Yes _  2) Do yo Yes _  3) Emplo	No If ou expect to rece No If ye oyer Name: oyer Address:	yes, please explain:eive any other income in s, from what source?	the next twe	lve (12) mo	onths?
Yes	No If ou expect to rece No If ye over Name: over Address: Employed: over Name:	yes, please explain:eive any other income in s, from what source? Hours:	the next twe	lve (12) mo	onths?  HR/WK/MO
Yes	No If ou expect to rece No If ye over Name: over Address: Employed: over Name:	yes, please explain:eive any other income in s, from what source? Hours:	the next twe	lve (12) mo	onths?  HR/WK/MO
Yes	No If ou expect to rece No If ye over Name: over Address: Employed: over Name:	yes, please explain:eive any other income in s, from what source? Hours:	the next twe	lve (12) mo	onths?  HR/WK/MO
Yes	No If ou expect to rece No If ye over Name: over Address: Employed: over Name:	yes, please explain:eive any other income in s, from what source? Hours:	the next twe	lve (12) mo	onths?  HR/WK/MO

3)	Do you own veh	nicle(s)?	Make/l	Model/Yea	nr	
	Make/Model/Ye	ear	Lice	nse Plate #	‡'s	
		MISCEI	LANEOUS I	NFORMA	TION	
1)	Do you or any n purposes? Yes		ousehold claim	handicap	ped or disabled statu	s for eligibilit
2)		nember of your h	ousehold requi	re a mobil	ity free dwelling unit	t?
3)		-	No If yes	, what is y	our Medicare numbe	er?
4)	Do you receive : Yes No		e through the v	welfare de <sub>l</sub>	partment (Medicaid)	?
					egular basis? Yes _	
	Yes No	-	_	_	ext twelve (12) mont	hs?
7)	In order to be en				es No s	
	HE FOLLOWIN ANDICAPPED I			LETED F	OR ELDERLY, DI	SABLED, OI
1)	monthly, quarter	rly, semi-annual,	annual, your a	ccount and	mount you pay, whe I policy numbers, and	
2)	paid in the last t		d <b>have not</b> bee	n reimbur	any other medical ex sed by Medicare, Me	
3)		criptions, please			address of the pharma	acy you go
4)	expenses in the	past twelve mont	hs? Yes N	lo If y	r reimburse you for a es, you must enclose re with this applicati	copies of the
		R	ENTAL HI	STORY		
Pre	esent landlord(s):					
		Phone:				
• •						
Yo	our previous addre	Street Add	ress	City	State	Zip
	Move-In Date	Mo	ove-Out Date		Reason for Leavin	g
**:	******	******	******	******	******	*****
Pre	evious landlord(s)					
		Address: Phone:				

### Authorization for the Release of Information/Privacy Act Notice to the U.S. Department of Housing and Urban Development and the Housing Agency/Authority (HA)

U.S. Department of Housing and Urban Development, Office of Public and Indian Housing

PHA or IHA requesting release of information (full address, name of contact person, and date):

Melinda Rowse, Executive Director Ord Housing Authority 2410 K Street Ord, NE 68862

Authority: Section 904 of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988, as amended by Section 903 of the Housing and Community Development Act of 1992 and Section 3003 of the Omnibus Budget Reconciliation Act of 1993. This law is found at 42 U.S.C. 3544. This law requires you to sign a consent form authorizing: (1) HUD, and the Housing Agency/Authority (HA) to request verification of salary and wages from current or previous employers; (2) HUD and the HA to request wage and unemployment compensation claim information from the state agency responsible for keeping that information; and (3) HUD to request certain tax return information from the U.S. Social Security Administration and the U.S. Internal Revenue Service.

Section 104 of the Housing Opportunity and Modernization Act of 2016. The relevant provisions are found at 42 U.S.C. 1437n. This law requires you to sign a consent form authorizing the HA to request verification of any financial record from any financial institutions as defined in the Right to Financial Privacy Act (12 U.S.C. 3401)), whenever the HA determines the record is needed to determine an applicant's or participant's eligibility for assistance or level of benefits.

**Purpose:** In signing this consent form, you are authorizing HUD and the above-named HA to request income information from the sources listed on the form. HUD and the HA need this information to verify your household's income, in order to ensure that you are eligible for assisted housing benefits and that these benefits are set at the correct level. HUD and the HA may participate in computer matching programs with these sources in order to verify your eligibility and level of benefits.

Uses of Information to be Obtained: HUD is required to protect the income information it obtains in accordance with the Privacy Act of 1974, 5 U.S.C. 552a. HUD may disclose information (other than tax return information) for certain routine uses, such as to other government agencies for law enforcement purposes, to Federal agencies for employment suitability purposes and to HAs for the purpose of determining housing assistance. The HA is also required to protect the income information it obtains in accordance with any applicable State privacy law. HUD and HA employees may be subject to penalties for unauthorized disclosures or improper uses of the income information that is obtained based on the consent form. Private owners may not request or receive information authorized by this form.

Who Must Sign the Consent Form: Each member of your family who is 18 years of age or older must sign the consent form. Additional signatures must be obtained from new adult members joining the family or whenever members of the family become 18 years of age.

Persons who apply for or receive assistance under the following programs are required to sign this consent form:

Public Housing Housing Choice Voucher Section 8 Moderate Rehabilitation

Failure to Sign Consent Form: Your failure to sign the consent form may result in the denial of eligibility or termination of assisted housing benefits, or both. Denial of eligibility or termination of benefits is subject to the HA's grievance procedures and Section 8 informal hearing procedures.

**Revocation of consent:** If you revoke consent, the PHA will be unable to verify your information, although the data matches between HUD and other agencies will continue to automatically occur in the Enterprise Income Verification (EIV) System if the family is not terminated from the program.

#### Sources of Information to be Obtained

State Wage Information Collection Agencies. (This consent is limited to wages and unemployment compensation I have received when I have received assisted housing benefits.)

U.S. Social Security Administration (HUD only) (This consent is limited to the wage and self-employment information and payments of retirement income as referenced at Section 6103(l)(7)(A) of the Internal Revenue Code.)

U.S. Internal Revenue Service (HUD only) (This consent is limited to unearned income [i.e., interest and dividends].)

Information may also be obtained directly from: (a) current and former employers concerning salary and wages; and (b) financial institutions as defined in the Right to Financial Privacy Act (12 U.S.C. 3401), whenever the HA determines the record is needed to determine an applicant's or participant's eligibility for assistance or level of benefits. I understand that income information obtained from these sources will be used to verify information that I provide in determining eligibility for assisted housing programs and the level of benefits. Therefore, this consent form only authorizes release directly from employers and financial institutions of information.

Consent: I consent to allow HUD or the HA to request and obtain income information from the sources listed on this form for the purpose of verifying my eligibility and level of benefits under HUD's assisted housing programs. I understand that HAs that receive income information under this consent form cannot use it to deny, reduce or terminate assistance without first independently verifying what the amount was, whether I actually had access to the funds and when the funds were received. In addition, I must be given an opportunity to contest those determinations.

This consent form remains effective until the earliest of (i) the rendering of a final adverse decision for an assistance applicant; (ii) the cessation of a participant's eligibility for assistance from HUD and the PHA; or (iii) The express revocation by the assistance applicant or recipient (or applicable family member) of the authorization, in a written notification to HUD or the PHA.

· <del>M</del>				
Head of Household	Date			
Social Security Number (if any) of Head of Household		Other Family Member over age 18	Date	
Spouse	Date	Other Family Member over age 18	Date	
Other Family Member over age 18	Date	Other Family Member over age 18	Date	
Other Family Member over age 18	Date	Other Family Member over age 18	Date	

Privacy Advisory. Authority: The Department of Housing and Urban Development (HUD) is authorized to collect this information by the U.S. Housing Act of 1937 (42 U.S.C. 1437 et. seq.), Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), and by the Fair Housing Act (42 U.S.C. 3601-19). Purpose: This form authorizes HUD and the above-named HA to request income information to verify your household's income in order to ensure that you are eligible for assisted housing benefits and that these benefits are set at the correct level. Failure to provide any of the requested information may result in a delay or rejection of your eligibility approval.

Penalties for Misusing this Consent: HUD and the HA (or any employee of HUD or the HA) may be subject to penalties for unauthorized disclosures or improper uses of information collected based on the consent form. Use of the information collected based on the form HUD 9886 is restricted to the purposes cited on the form HUD 9886. Any person who knowingly or willfully requests, obtains, or discloses any information under false pretenses concerning an applicant or participant may be subject to a misdemeanor and fined not more than \$5,000. Any applicant or participant affected by negligent disclosure of information may bring civil action for damages, and seek other relief, as may be appropriate, against the officer or employee of HUD or the HA for the unauthorized disclosure or improper use.

OMB Burden Statement. The public reporting burden for this information collection is estimated to be 0.16 hours for new admissions and .08 hours for household members turning 19, including the time for reviewing, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Collection of information income and assets is required for program eligibility determination purposes. The submission of the consent form is necessary (form-HUD 9886) so that PHAs can carry out the requirements of Section 904 of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988, as amended by Section 903 of the Housing and Community Development Act of 1992 and Section 3003 of the Omnibus Budget Reconciliation Act of 1993 (42 U.S.C. 3544) and Section 104 of HOTMA to ensure that HUD and PHAs can verify eligibility and income information for applicants and participants. This information collection is protected from disclosure by the Privacy Act. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions to reduce this burden, to the Office of Public and Indian Housing, US. Department of Housing and Urban Development, Washington, DC 20410. When providing comments, please refer to OMB Approval No. 2577-0295. HUD may not conduct and sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number.

Signatures:

Your previous address	Street Address	City	State	Zip
Move-In Date	Move-Out Date		Reason for Leavir	ng
Person to call in case	of emergencies:			
Name:	Rela	ntion to you:		
Address:		Pho	ne Number:	
	se read the following certificall assist you with any questi		_	indicated. The
with regulations of the States Department of I continuing eligibility; provide the basis for m the City of Ord Housin information furnished. relevant, to civil, crimi information may result that initially approved based on the Authority	The information requested City of Ord Housing Authority & Urban Development size, and the amount of nanaging the program(s), for grant Authority's financial interest in a delay, or rejection of eligibility erroneous. Generally granted by the United Stating and Community Development of City of Community Development of City of Community Development of City o	ority, Ord, Nenent to deter f contribution r protecting erest, and for opriate Fede tors or prose eligibility appear authorizes to Housing	Webraska authorized mine an applicant's in by the tenant(s). If the United States Governifying the accurate, State, and local ecutors. Failure to proval, or subsequention to request this Act of 1937, as ame	by the United initial and it will be used to overnment and acy of the agencies; when rovide any nt determination information is nded, 42U.S.C.,
for knowingly and wi agency of the United	1001 of Title 18 of the U.S illingly making false or fra States. ***********	audulent sta	tements to any dep	partment or
adults over the age of of any member of the	s) Statement: attest that all of the informa 18 must sign the application household as well as any ch Ord Housing Authority in	n. I also und anges in the	lerstand that all char household member	iges in the inco
Signature of Head of H	Household	-	Date	
Signature of Spouse or	r Other Adult	-	Date	
Signature of Other Ad	ult	-	Date	
Signature of Other Ad	ult	-	Date	





#### STANDARDS FOR ADMISSION POLICY

Persons applying for these apartment/housing units may be denied admission for the following reasons:

- 1. Failure to be classified as an eligible tenant by FmHA/HUD regulations.
- 2. A history of recent criminal activity including cases in which a member of the family who is expected to reside in the household was or is engaged in criminal activity. That involvement shall not be a ground for ineligibility if it occurred more than five years ago.
- 3. A pattern of violent behavior, which includes evidence of, repeated acts of violence on the part of an individual against his own family or others.
- 4. Abandonment of a previous housing unit without advising the owner so that the unit could be secured and protected from vandalism.
- 5. Initiating threats or behaving in a manner indicating an intent to assault others.
- 6. Non-payment or slow payment of financial obligations.
- 7. Intentionally falsifying or withholding information on a pre-rental application including giving false information regarding family income, size, or utilization of an alias.
- 8. Record of serious disturbances of neighbors, destruction of property or other disruptive behavior including patterns of behavior which endanger the life, safety, morals, or welfare of other persons seeking a sound family and community life. This includes neglect of children, being evicted from previous housing on the grounds of creating a nuisance, objectionable conduct, alcoholism, drug usage, frequent loud parties, which have resulted in a disturbance to neighbors.
- 9. Unsanitary or hazardous housekeeping including the creation of a fire hazard, severe damage to premises and equipment which causes conditions that create foul odors, insect infestation that seriously affects neighbors.
- 10. Destruction of property.
- 11. Disregard for rules of occupancy and rights of others.
- 12. If single, whether the applicant is capable of living independently.
- 13. Applicant's verified income is insufficient to meet the required rent payment according to the formulas supplied by FmHA/HUD
- 14. Applicant fails to return requested verification forms, which would allow stated income to be verified at the source.

ANY ITEM CIRCLED ABOVE REPRESENTS THE CRITERIA UPON WHICH THE APPLICANT WAS DENIED OCCUPANCY OF A UNIT AT THIS TIME.

2: Policie: Standards For Admission



November 2004

# Things You Should Know

Don't risk your chances for Federally assisted housing by providing false, incomplete, or inaccurate information on your application forms.

#### Purpose

This is to inform you that there is certain information you must provide when applying for assisted housing. There are penalties that apply if you knowingly omit information or give false information.

#### Penalties for Committing Fraud

The United States Department of Housing and Urban Development (HUD) places a high priority on preventing fraud. If your application or recertification forms contain false or incomplete information, you may be:

- Evicted from your apartment or house:
- Required to repay all overpaid rental assistance you received:
- Fined up to S 10,000:
- Imprisoned for up to 5 years; and/or
- Prohibited from receiving future assistance.

Your State and local governments may have other laws and penalties as well.

### Asking Questions

When you meet with the person who is to fill out your application, you should know what is expected of you. If you do not understand something, ask for clarification. That person can answer your question or find out what the answer is.

## Completing The Application

When you answer application questions, you must include the following information:

#### Income

- All sources of money you or any member of your household receive (wages. welfare payments, alimony, social security, pension, etc.):
- Any money you receive on behalf of your children (child support, social security for children, etc.);
- Income from assets (interest from a savings account, credit union, or certificate of deposit: dividends from stock, etc.);
- Earnings from second job or part time job;
- Any anticipated income (such as a bonus or pay raise you expect to receive)

#### Assets

All bank accounts, savings bonds, certificates of deposit, stocks, real estate, etc.. that are owned by you and any adult member of your family's household who will be living with you.

- Any business or asset you sold in the last 2 years for less than its full value, such as your home to your children.
- <sup>□</sup> The names of all of the people (adults and children) who will actually be living with you, whether or not they are related to you.

### Signing the Application

- Do not sign any form unless you have read it, understand it, and are sure everything is complete and accurate.
- When you sign the application and certification forms, you are claiming that they are complete to the best of your knowledge and belief. You are committing fraud if you sign a form knowing that it contains false or misleading information.
- Information you give on your application will be verified by your housing agency. In addition, HUD may do computer matches of the income you report with various Federal, State, or private agencies to verify that it is correct.

#### Recertifications

You must provide updated information at least once a year. Some programs require that you report any changes in income or family/household composition immediately. Be sure to ask when you must recertify. You must report on recertification forms:

- All income changes, such as increases of pay and/or benefits, change or loss of job and/or benefits, etc., for all household members.
- Any move in or out of a household member; and,
- All assets that you or your household members own and any assets that was sold in the last 2 years for less than its full value.

### Beware of Fraud

You should be aware of the following fraud schemes:

- Do not pay any money to file an application;
- Do not pay any money to move up on the waiting list;
- Do not pay for anything not covered by your lease;
- Get a receipt for any money you pay; and,
- Get a written explanation if you are required to pay for anything other than rent (such as maintenance charges).

### Reporting Abuse

If you are aware of anyone who has falsified an application, or if anyone tries to persuade you to make false statements, report them to the manager of your complex or your PHA. If that is not possible, then call the local HUD office or the HUD Office of Inspector General (OIG) Hotline at (800) 347-3735. You can also write to: HUD-OIG HOTLINE, (GFI) 451 Seventh Street, S.W., Washington, DC. 20410.

HUD- 1140-OIG THIS DOCUMENT MAY BE REPRODUCED WITHOUT PERMISSION



(for of	ffice use only)	CASE#_	<u> </u>
DAT	 ГЕ		
SUBJ	ECT: REQUEST FOR CRIM	MINAL HISTORY INFORMATI	ON
FROM	M: Ord Housing Authority 2410 K Street Ord, Nebraska 68862		
TO:	Nebraska State Patrol Identification & Record Div 3800 NW 12th Street-Suit Lincoln, NE 68521		
	CRIMI	NAL HISTORY RE	QUESTED
NAME	E(PRINT LAST/FIRST/M.I.)		D.O.B.
PLAC	E OF BIRTH:		
S.S.#		MAIDEN NAME/ALI	AS
I here	by authorize the release of a	any and all criminal history info	ormation maintained on me
 NAME	E(PRINT LAST/FIRST/M.I.)	DATE	

SIGNATURE OF REQUESTER

Supplemental and Optional Contact Information for HUD-Assisted Housing Applicants

#### SUPPLEMENT TO APPLICATION FOR FEDERALLY ASSISTED HOUSING

This form is to be provided to each applicant for federally assisted housing

Instructions: Optional Contact Person or Organization: You have the right by law to include as part of your application for housing, the name, address, telephone number, and other relevant information of a family member, friend, or social, health, advocacy, or other organization. This contact information is for the purpose of identifying a person or organization that may be able to help in resolving any issues that may arise during your tenancy or to assist in providing any special care or services you may require. You may update, remove, or change the information you provide on this form at any time. You are not required to provide this contact information, but if you choose to do so, please include the relevant information on this form.

Applicant Name:				
Mailing Address:				
Telephone No:	Cell Phone No:			
Name of Additional Contact Person or Organization:		6		
Address:				
Telephone No:	Cell Phone No:			
E-Mail Address (if applicable):		9		
Relationship to Applicant:				
Reason for Contact: (Check all that apply)				
☐ Emergency ☐ Unable to contact you ☐ Termination of rental assistance ☐ Eviction from unit ☐ Late payment of rent	Assist with Recertification I Change in lease terms Change in house rules Other:	Process		
Commitment of Housing Authority or Owner: If you are apparise during your tenancy or if you require any services or speci issues or in providing any services or special care to you.	proved for housing, this information with all care, we may contact the person or contact the person of contact the person of contact the person of contact the person or contact the person of contact	ll be kept as part of your tenant file. If issues organization you listed to assist in resolving the		
Confidentiality Statement: The information provided on this for applicant or applicable law.	orm is confidential and will not be disc	closed to anyone except as permitted by the		
Legal Notification: Section 644 of the Housing and Community Development Act of 1992 (Public Law 102-550, approved October 28, 1992) requires each applicant for federally assisted housing to be offered the option of providing information regarding an additional contact person or organization. By accepting the applicant's application, the housing provider agrees to comply with the non-discrimination and equal opportunity requirements of 24 CFR section 5.105, including the prohibitions on discrimination in admission to or participation in federally assisted housing programs on the basis of race, color, religion, national origin, sex, disability, and familial status under the Fair Housing Act, and the prohibition on age discrimination under the Age Discrimination Act of 1975.				
Check this box if you choose not to provide the contac	t information.			
Signature of Applicant		Date		

The information collection requirements contained in this form were submitted to the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520). The public reporting burden is estimated at 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Section 644 of the Housing and Community Development Act of 1992 (42 U.S.C. 13604) imposed on HUD the obligation to require housing providers participating in HUD's assisted housing provider any individual or family applying for occupancy in HUD-assisted housing with the option to include in the application for occupancy the name, address, telephone number, and other relevant information of a family member, friend, or person associated with a social, health, advocacy, or similar organization. The objective of providing such information is to facilitate contact by the housing provider with the person or organization identified by the tenant to assist in providing any delivery of services or special care to the tenant and assist with resolving any tenancy issues arising during the tenancy of such tenant. This supplemental application information is to be maintained by the housing provider and maintained as confidential information. Providing the information is basic to the operations of the HUD Assisted-Housing Program and is voluntary. It supports statutory requirements and program and management controls that prevent fraud, waste and mismanagement. In accordance with the Paperwork Reduction Act, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information, unless the collection displays a currently valid OMB control number.

Privacy Statement: Public Law 102-550, authorizes the Department of Housing and Urban Development (HUD) to collect all the information (except the Social Security Number (SSN)) which will be used by HUD to protect disbursement data from fraudulent actions.

### Fingerprint-Based Background Check Disclosure

Under provisions set forth in Title 28, Code of Federal Regulations (CFR), section 50.12, both governmental and non-governmental entities authorized to submit fingerprints and receive FBI identification records must notify the individuals fingerprinted that the fingerprints will be used to check the criminal history records of the FBI.

Identification records obtained from the FBI may not be disseminated outside the receiving department, related agency or other authorized entity. If the information on the record is used to disqualify an applicant, the official making the determination of suitability for licensing or employment shall provide the applicant the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The deciding official should not deny the license or employment based on the information in the record until the applicant has been afforded a reasonable time to correct or complete the information, or has declined to do so.

An individual should be presumed not guilty of any charge/arrest for which there is no final disposition stated on the record or otherwise determined. If the applicant wishes to correct the record as it appears in the FBI's CJIS division records system, the applicant should be advised that the procedures to change, correct or update the record are set forth below:

### Title 28, CFR, section 16.34 - Procedure to obtain change, correction or updating of identification records.

If, after reviewing his/her identification <u>record</u>, the subject thereof believes that it is incorrect or incomplete in any respect and wishes changes, corrections or updating of the alleged deficiency, he/she should make application directly to the agency which contributed the questioned information. The subject of a <u>record</u> may also direct his/her challenge as to the accuracy or completeness of any entry on his/her <u>record</u> to the FBI, Criminal Justice Information Services (CJIS) Division, ATTN: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, WV 26306. The FBI will then forward the challenge to the agency which submitted the data requesting that agency to verify or correct the challenged entry. Upon the receipt of an official communication directly from the agency which contributed the original information, the FBI CJIS Division will make any changes necessary in accordance with the information supplied by that agency.