

# PROPOSED REGULATION OF THE CENTRAL REPOSITORY FOR NEVADA RECORDS OF CRIMINAL HISTORY

## LCB File No. R011-16

(The parts of this regulation regarding background checks have been split out for separate consideration; see LCB File No. R019-16)  
(This draft replaces the one posted on January 29, 2016)

### Proposed Permanent Regulation Amendment

**Explanation of Proposed Changes:** The amendments to NAC Chapter 179A proposed by the General Services Division provides the governance for the collection and maintenance of certain information relating to records of criminal history to include a complete set of fingerprints, one or more fingerprints or other “biometric identifier” which is defined as a fingerprint, palm print, scar, bodily mark, tattoo, voiceprint, facial image, retina image or iris image of a person. The proposed change will help ensure proper governance of biometric identifiers and the information and data derived therefrom specific to their collection, use, safeguarding, handling, retention, storage, dissemination, destruction, and the methods by which a person may request the removal of his or her biometric identifiers from the Central Repository and any other agency where his or her biometric identifiers have been stored.

The amendments to NAC Chapter 179A also modify the authority for a request by a nonprofit agency for a background check on volunteers who work with children. The proposed modification provides the accurate reference to the approved federal and state authorities for submissions of fingerprints specific to a background check on volunteers who work with vulnerable populations such as children.

#### *NEW NAC*

*“Record of Criminal History” defined. As used in this section, a “Record of Criminal History” has the meaning ascribed to it in NRS 179A.070 and includes “Biometric identifiers.”*

#### *NEW NAC*

*“Biometric identifier” defined. As used in this section, a “Biometric identifier” has the meaning ascribed to it in NRS 179A.075 and includes a fingerprint, palm print, scar, bodily mark, tattoo, voiceprint, facial image, retina image or iris image of a person.*