



FBI Criminal Justice Information Services (CJIS) Division

NICS

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NICS Business Unit
2015 NAJIS Conference



The Brady Act

The Brady Handgun Violence Prevention Act of 1993 (Brady Act) is the result of . . .

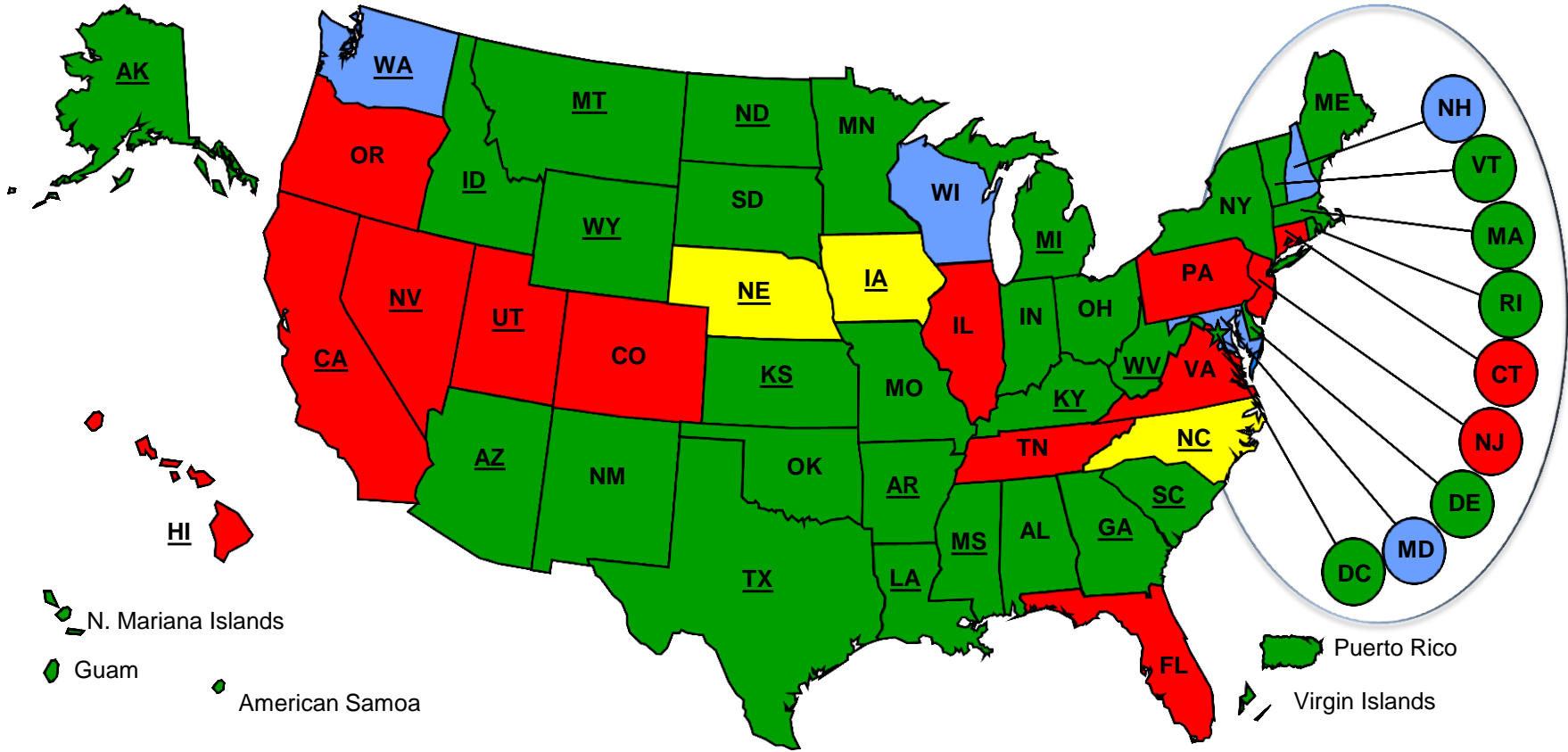
- The attempted assassination of former President Ronald Reagan.
- Permanent injuries sustained by Press Secretary James Brady.
- The Brady's lobby for stricter regulations in relation to the transfer of firearms.



The Brady Act was approved by Congress on November 30, 1993, as an amendment to the Gun Control Act of 1968.

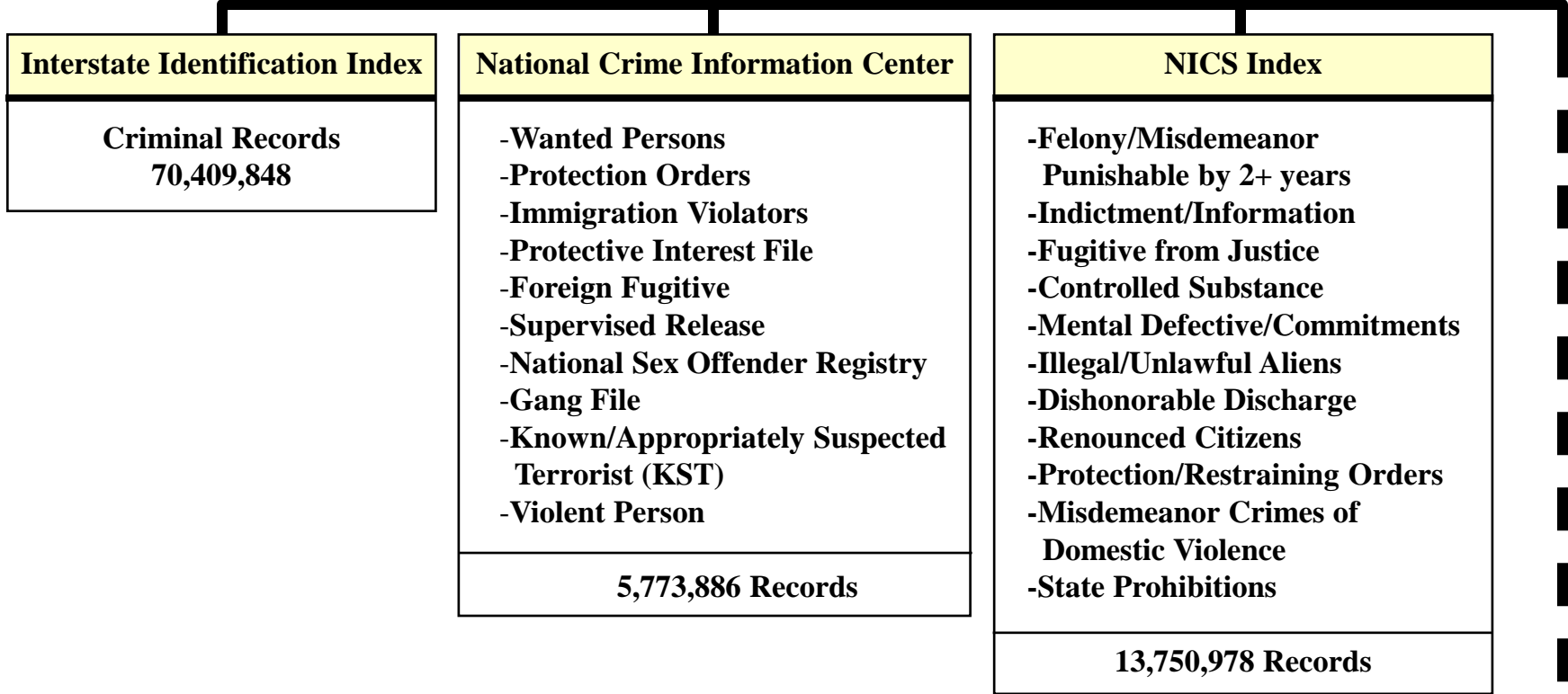


NICS Participation Map





Types of Records Searched by NICS



During the Background Check Process . . .

**Department of Homeland Security
U.S. Immigration and Customs Enforcement (ICE)**

On all transactions initiated for Non-U.S. Citizens, an Immigration Alien Query (IAQ) will be requested through the ICE.



Title 18, United States Code, Section 922

Federal Prohibitions



- (g)(1) Convicted of a crime punishable by more than one year or a misdemeanor punishable by more than two years
- (g)(2) Fugitives from justice
- (g)(3) Unlawful user of or addicted to any controlled substance
- (g)(4) Adjudicated/committed to a mental institution
- (g)(5) Illegal/unlawful aliens
- (g)(6) Dishonorable discharge from military
- (g)(7) Renounced U.S. Citizenship
- (g)(8) Protection/restraining order
- (g)(9) Misdemeanor crimes of domestic violence
- (n) Under indictment/information for a crime punishable by more than one year or a misdemeanor punishable by more than two years



NICS Statistics

As of August 31, 2015



	Calendar Year 2015	Program-to- Date (PTD)
Point-of-Contact (POC) State Transactions	8,625,574	117,708,568
Federal Transactions--NICS Section	5,186,911	98,640,439
Total NICS Transactions	13,812,485	216,349,007
NICS E-Check--Firearms	2,994,911	13,324,418
Explosives Background Checks	89,837	1,034,996



What is the NICS Index?

The NICS Index is a database created to contain information of persons prohibited from receiving firearms under Public Law 103-159, known as the Brady Handgun Violence Prevention Act of 1993.



Information Sharing

- Contribute disqualifying information to the FBI III and the NCIC for qualifying prohibitions.

Automate and organize data

- Complete records with final dispositions

Research and update records

- NICS Index participation

Enter disqualifying information not placed in the III and the NCIC into the NICS Index



Where are your missing pieces?



- Data not supported by fingerprints
- Disconnected dispositions
- Under indictment
- Drug tests
- Substance abuse commitments
- Warrants not qualifying for NCIC
- State prohibitions



The NICS Improvement Amendments Act of 2007 (NIAA)



The NIAA provides grant programs to assist states in making records electronically available to the NICS. To qualify for funding, states are required to implement a relief from disabilities program for individuals who have been adjudicated as a mental defective under Title 18, United States Code (U.S.C.), Section 922 (g)(4).



RESOURCES



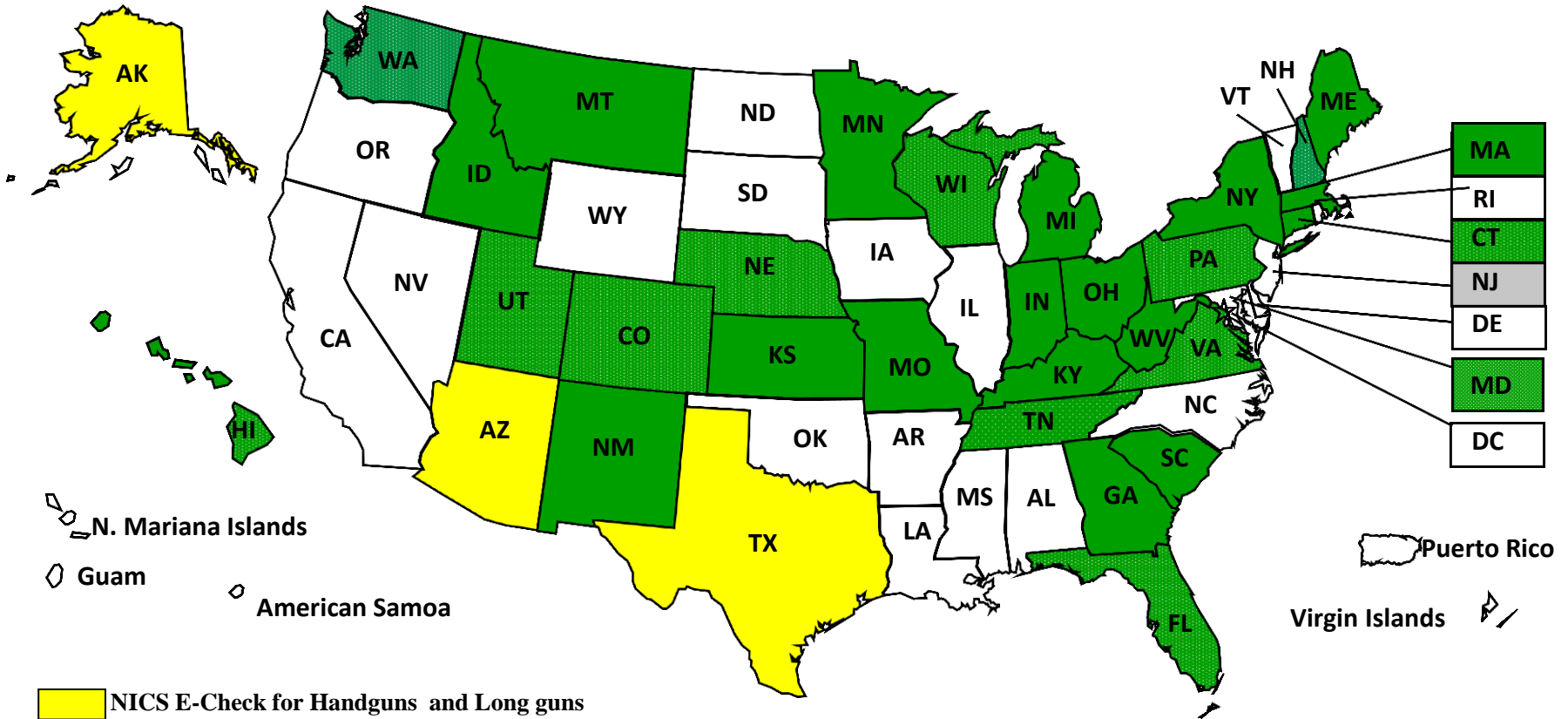
Disposition of Firearms

- Criminal justice agencies may now access the NICS to conduct a background check for the purpose of returning firearms in their possession to an individual
- Not required by federal law
- Not accessible to criminal justice agencies for investigative purposes



Activated States for DOF

(As of 7/31/2015)



- NICS E-Check for Handguns and Long guns
- NCIC QNP for Handguns and NICS E-Check for Long guns
- Non-POC State - NCIC QNP for Handguns and Long guns
- Full or Partial POC State - NCIC QNP for Handguns and Long guns
- State will not offer to law enforcement



NICS SIG on LEEP



- State Information
- Terminology
- 18 USC 922(g)(9) charts
- Pardon & Restoration of Rights

State/Federal Reference Information

State/Federal Reference Info >>

State Processing References

State Processing References >>

- NICS Reference materials
- POC Requirements
- Appeal Information

Training

Training >>

- Federal Prohibition presentations
- Training options
- Train-the-Trainer information

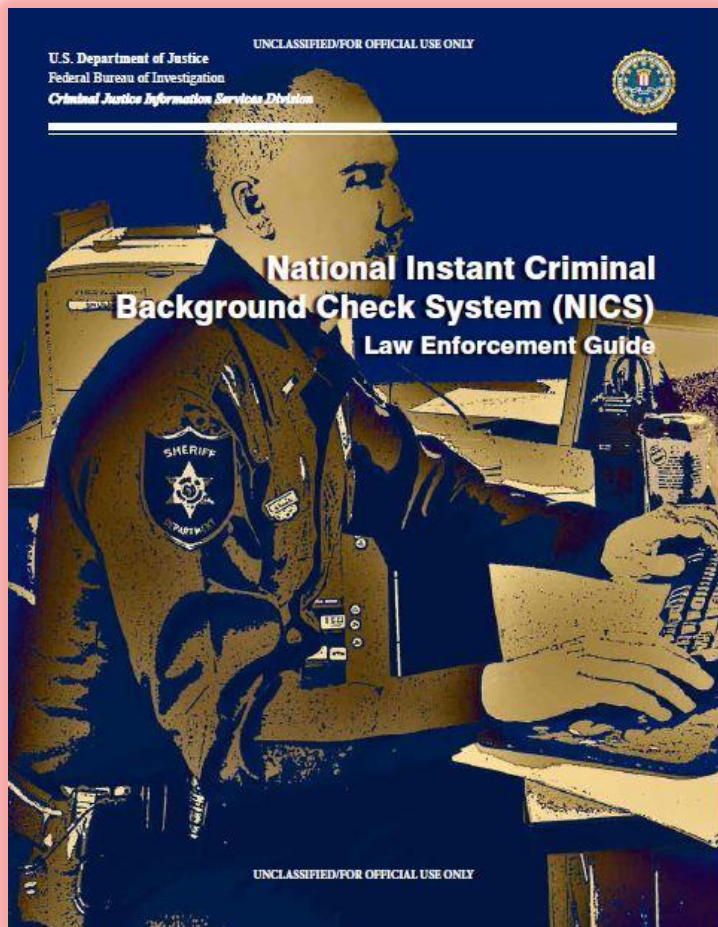
Technical Information

Technical >>

- Interface Control Document
- NGI updates
- New NICS updates



NICS Law Enforcement Guide



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NICS DTF Response for Query NICS Denied (QND)

NOTICE: DO NOT DETAIN OR ARREST BASED ON THIS HIT. THE DATE OF THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM (NICS) DENIAL (DND) PROVIDED IN THIS RECORD IS THE DATE THE SUBJECT WAS DENIED BY THE NICS FROM THE PURCHASE/POSSESSION OF A FIREARM PURSUANT TO THE STATE AND/OR FEDERAL LAW. HOWEVER, IT IS POSSIBLE THIS SUBJECT MAY NO LONGER BE PROHIBITED FROM PURCHASING/POSSESSING FIREARMS.

This message precedes a NICS Denial Transaction File record.

*** THE INFORMATION DISPLAYED IN THIS RECORD IS A POSSIBLE MATCH TO THE INDIVIDUAL QUERIED. THIS MATCH IS BASED ON NAME AND DESCRIPTIVE DATA ONLY. NO LAW ENFORCEMENT ACTION SHOULD BE INITIATED BASED SOLELY ON THIS INFORMATION.

This message appears at the end of a NICS Denied Transaction File record.



STATE INFORMATION



State Criminal History Records

- Criminal history changes
 - Header
 - Missing Data
- Communication
 - CJIS System Officer
 - Technical staff
 - Testing
 - NICS Point of Contact (POC)
- NICS resolution process



NICS Header

MESSAGE FROM THE NICS YOU:

=====

On 2015/08/15 at 10:58:48 via pid = [26905]

Sending message

=====

Beginning 4 byte Frame: [FF00AA55]

1st Size byte: [0]

2nd Size byte: [96]

Message:

[2L011790PH600320000.QR.WNVICS000.NAM/TEST,JOSEPH

Ending 4 byte Frame: [55AA00FF]

=====



NICS Header

MESSAGE FROM YOU TO THE NICS:

=====

On 2015/08/15 at 12:46:18 via pid = [26888]

Message received: [ML0108152008]

WVNICS000

CR.PAIII000

^?09:46 08/15/2015 90147

^?09:46 08/15/2015 38201 WVNICS000

^?TXT

^?



**Line 7 should include:
HDR/2L01790PH60032000**

^? ATN/1790PH6 15 Aug2015 1058

=====



Non-Operational Environment Testing



- State testing available
 - POC state testing
 - Batch submissions
 - NICS Index
 - Background check
 - SISI
 - Extended searches on VAF, ATFRDD, and DDF
 - Test subjects available
 - Originating Agency Identifier Interface Technical Details Document
- Standardized Extensible Markup Language Testing



Non-Operational Environment Testing



- Contact information for testing
 - Cynthia Goodnight
 - (304) 625-2310
 - cynthia.goodnight@ic.fbi.gov
 - Terri Lea Gaston Cooper
 - (304) 625-2531
 - terri.cooper@ic.fbi.gov



System Outages

- NICS background
- National Databases
 - Interstate Identification Index
 - National Crime Information Center
 - NICS Index
- Notification process
- Behind the scenes



NEW NICS



New NICS

- 24x7x365
- Shorter period of downtime
- Algorithm
- Background check processing
 - Multiple queues
 - Enhanced submission capability



Current NICS Background Check Status Screen



Background Check NTN: 2TS4-68F Owner: CASHAFER Region ID: 07 Source: FBI

Form Owner Scripting

Status Change

NTN: **2TS4-68F** Current NTN Status: **Cancelled** Brady Date: **02/14/2015**

Purge Now Flag Audit Flag

NCIC Want LG Notify Partial Resp Manual Record Other IQ Information Unattainable

Waiting For Disposition
 State Prohibitor
 Work Pending

Delayed
 Open
 Proceed
 Denied
 Under Appeal
 Implied Proceed
 Cancelled
 SOR Denied

Ready For Callback
 Refer to FFL Liaison
 FFL/Appellant Notified

NTN Inquiry

OK

Callback Info: **FINN,3046257452,8 - 4 M-F** Firearm Retrieval Code: **99 - DENIALS THAT DO NOT REQUIRE A FIREARM RETRIEVAL**

Miscellaneous Comments

Denying Record IDs PCA: Additional Information: Alternate Denial:

Database	Record-ID	PCA	Description
NICS	1635113954	D	Adjudicated Mental Defective/Committed to a Mental Institution
NICS	1635114393	D	Adjudicated Mental Defective/Committed to a Mental Institution
NICS	1635381153	D	Adjudicated Mental Defective/Committed to a Mental Institution
NCIC	X172159430		
NCIC	9027000		

Denying Record IDs

Database	Record-ID	PCA

Search NCIC Results Ill Results NICS Results ICE Results VAF ATRFDD DDF Records Status Comments Attachments

No RPCs found for this FFL.



New NICS Background Check Status Screen

User - Internet Explorer
 http://pegatest.nnics.cjis.8080/prweb/PRServlet/UHko3oflAhuDY5c
 NNICS CDE - Home

Temp. SYSTEM_LIAISON_ANALYST

NTNQ-2221 0013XT7NY

Initial > Transfer > Research > Open > Final

NTN: 0013XT7NY Status: Delayed Transaction Type: 1
 Name: Krusty The Clown Gender: M State of Residence: Texas
 DOB: 6/1/1962 Race: W State of Purchase: Texas
 SSN: Place of Birth: US Height:
 Source: C Region: RegionVGT Brady Transfer Date: 2/24/15
 Status Retrieved Date:

Case Contents Actions

Show: Cases Open Assignments Completed Assignments

Name	Assigned To	Deadline	Status
Research	Delay	5 days from now	Research - Pending Action

Perform Search/Record Request

Perform Search Request Query Secondary Databases Refresh Results

Search NIC Results 5 III Results 0 NICS Index Results 0 ICE Results VAF Results ATRRDD Results DDF Results Set Transaction Status WFD Status

Transaction Status and Indicators

NTN Status: Select...
 False FFL/Appellant/ORI Notified True Audit False Partial Response
 False Purge Now False LG Notify
 True Work Pending False Resources Exhausted False Notify on Final Status
 Brady Transfer Deny: False False IQ False Information Unattainable

Denying Records

Database*	Record ID*	PCA*	SPC	Protection Order Expiration	Denying Record*
NICC	TX00000000000100	Select...		Select...	Select...
NICC	TX00000000000100	Select...		Select...	Select...



NICS Index

• Adding NICS Index Records via the NICS E-Check

- Batch of records
- Manually entering one record at a time

• How Can External Agencies Update the NICS Index via a Manual Entry?

- External agencies will log in to the NICS E-Check and click on the NICS portal icon to create, modify, and/or cancel NICS Index records via a manual entry.

- The system will automatically generate the NICS Record Identifier (NRI ID) and Data Source (agency source of record).

- Agencies will enter the subject's information, including all required fields, and any additional identifying information.

- The user will click Submit to complete the record submission.

Temp .ORI

NIQ-1576

NICS Refresh

Refresh Time

Processes

- Processes
- ATFRDD - Inquiry
- Batch - Retrieve Results
- Batch - Upload
- Check NTN Status
- NICS Index - Create**
- NICS Index - Inquiry**
- Submit a Search Request - E.C.
- User Roles - Maintain

Allows user to manually add NICS Index records

Allows user to search for existing NICS Index records; Users can cancel or modify records from this process

Temp .ORI

3645

NICS Index (3645)

NICS Record ID is automatically generated

NRI	3645	Expiration Date	NRI Status
Last Name		First Name	Validation Date Jul 21, 2015
Created	Jul 21, 2015 1:35:16 PM	Last Update	Jul 21, 2015 1:35:16 PM
Created by	Temp .ORI	Updated by	

Add NICS Index

Data Source Information Subject Information

PCA Code Select...

Last Name * Middle Name Place of Birth Gender * Height Eye Expiration Date (mm/dd/yyyy)


First Name * Cadence ARI State Weight Hair OCA



NICS Index

Adding NICS Index Records via a Manual Entry


The snapshot below shows what the page users will see after they click **Submit**. On this page, users can verify the record was submitted successfully.

 **NICS Index (7268)**

NICS Record ID is automatically generated

Blank NRI Status is updated with an 'A'

NRI	7268	Expiration Date		NRI Status	A
Last Name		First Name		Validation Date	
Created	Sep 10, 2015 3:26:13 PM	Last Update	Sep 10, 2015 3:30:36 PM	Creating Agency	WVNICS001
Created by	Temp SystemLiaisonAnalyst	Updated by	Temp SystemLiaisonAnalyst		

 Thank you for your input.

Success message



Can You Help the NICS Section?

- Update criminal history records with complete information
- Submit warrants and protections order into the NCIC
- Submit to the NICS Index if applicable
- Conduct testing with the NICS prior to criminal history record changes
- Respond to NICS requests
 - Timely manner (Brady law provides for three business days)
 - No record if applicable
 - Agency correction
 - Provide all available documentation



Contact Information

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