# POST APPLICANT POLICY & PROCEDURE FOR OBTAINING A FINGERPRINT-BASED BACKGROUND CHECK

Revised – July 2022

Pursuant to 24-34-303 (1)(f); 24-34-304 C.R.S. and Colorado POST Rule 14 — Fingerprint Based Criminal History Record Check, in order to enroll in any POST approved peace officer training program, or to be permitted to take the POST certification examination, all applicants must submit fingerprints. This includes all academy applicants, renewal applicants, and provisional applicants. Results are carefully reviewed to ensure appropriate eligibility. Pursuant to the Federal Bureau of Investigation (FBI), Criminal Justice Information Service (CJIS) Division policy, applicants have specific privacy rights when submitting fingerprints for criminal background checks. Please see attached Noncriminal Justice Applicant's Privacy Rights or click the link at: <a href="https://www.fbi.gov/services/cjis/compact-council/guiding-principles-noncriminal-justice-applicants-privacy-rights">https://www.fbi.gov/services/cjis/compact-council/guiding-principles-noncriminal-justice-applicants-privacy-rights</a>

Per § 24-31-304(3) C.R.S. (2005), it is the applicant's responsibility to provide the Colorado Bureau of Investigation (CBI) with the fingerprints and payment for the state and national fingerprint-based criminal history record check. Upon receipt of the fingerprints and payment for the costs, CBI shall conduct a state and national fingerprint-based criminal history record check utilizing records of CBI and the FBI. The POST Board shall be the authorized agency to receive information regarding the result of a national fingerprint-based criminal history record check.

Per § 24-31-305(1.5)(a) (2005), the POST Board shall deny certification to any person who has been convicted of a felony or *certain misdemeanors* after July 1, 2001 that are listed in § 24-31-305(1.5)(b) through (h) (2005), including entering into a **deferred prosecution or pretrial diversion agreement, deferred judgment and sentencing agreement and deferred sentencing agreement; whether pending or successfully completed. Juvenile adjudications/record are not considered a "conviction" unless filed in adult court.** 

For questions about POST Rule 8 or criminal convictions, please contact POST directly via email at: POST@coag.gov .

There are two options to submit fingerprints:

- 1. Go through a CABS vendor and submit digital fingerprints.
- 2. Go through a law enforcement agency and use a physical POST fingerprint card. *This option is only available for out of state applicants.*

The national criminal history record check generally takes approximately 2-3 weeks to complete when submitted via fingerprint card; however, it generally takes up to 72 hours when done electronically.

# **Colorado Applicant Background Services (CABS) Procedure:**

- 1. Please confirm availability of this option with your academy/agency prior to setting an appointment.
- 2. Register online at one of the following vendor sites and set an appointment for fingerprinting.
  - a. <u>Idemia (dba IdentoGo)</u> https://uenroll.identogo.com/ or 844-539-5539 Applicants will use this link and enter the service code as the first step to register and set their appointment:

Peace Officer Standards and Training – POST Board

Service code: 25YH81

b. <u>Colorado Fingerprinting http://www.coloradofingerprinting.com/</u> or 720-292-2722

Applicants will use this link and create an account, use the following code, schedule an appointment.

Peace Officer Standards and Training – POST Board

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- 3. Provide payment via credit/debit card for the fingerprinting fee of \$10.00, and CBI's processing fee of \$54.00. After payment, the applicant will receive an "Order ID" used to identify the applicant at his/her appointment.
- 4. The applicant will provide a **photo ID** and the Order ID at the time of appointment.
- 5. Live scan prints, a digital photo of the individual, and a digital signature will be submitted to CBI.

#### **Out-of-state applicants:**

1. Enroll online and schedule an appointment with the vendor in his/her state, if available.

OR

2. If there is no vendor location in the applicant's state of residence, the applicant should order a physical fingerprint card from Colorado POST, and submit the fingerprint card to CBI, per instructions provided with the card OR send it to a vendor for conversion.

## **POST Fingerprint Card Procedure:**

- 1. Contact POST and order a fingerprint card.
- 2. Take POST fingerprint card to a law enforcement agency to roll your fingerprints. The law enforcement agency will roll the applicant's fingerprints and charge any required fee for the process to the applicant. (Live Scan may be used if the agency has set up an account with CBI to conduct fingerprints for POST.)
- 3. The applicant will forward the completed fingerprint card to **CBI**, accompanied by a certified check or money order, made out to CBI in the amount of \$39.50 (CBI <u>does not</u> accept personal checks).

Send completed cards to: Colorado Bureau of Investigation

Attention: Fingerprint Identification

690 Kipling, Suite 3000 Denver, CO 80215

# \*\*PLEASE DO NOT MAKE THE CHECK OUT TO POST OR SEND THE FINGERPRINT CARD TO POST

as it will significantly delay the process. \*\*

- 4. The CBI and FBI will notify POST directly of any criminal conviction, if one exists. If a conviction is determined to prevent the applicant from becoming certified, POST will notify the applicant or the academy of such information. If enrolled in an academy, the academy **shall** take appropriate measures to immediately dismiss the person from the academy, pursuant to Rule 14 (f)(V).
- 5. If an applicant is found to have a felony conviction or de-certifying misdemeanor, and not be associated with an academy, POST will notify the applicant.
- 6. Per FBI policy, POST will provide a copy of the criminal record upon request by the applicant and positive verification of the applicant's identity. POST will notify the applicant they have the right to challenge the accuracy of the information on the criminal record and provide the applicant with information and resources regarding the challenge process.
- 7. For a challenge of Colorado state record please see details at: <a href="https://www.colorado.gov/pacific/cbi/identity-theft-and-mis-identification">https://www.colorado.gov/pacific/cbi/identity-theft-and-mis-identification</a>. An applicant can also take their dispute directly to the arresting agency. The applicant with a record may also direct their challenge regarding the accuracy or completeness of any entry on their record to the FBI, Criminal Justice Information Services (CJIS) Division, ATTN: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, WV 26306. See details at: <a href="http://www.fbi.gov/file-repository/challenge-brochure.pdf/view">http://www.fbi.gov/file-repository/challenge-brochure.pdf/view</a>
- 8. POST will allow an appeal period of up to 30 days for the applicant to complete a challenge of criminal background accuracy.

For general information please see Privacy Statement at: https://www.fbi.gov/services/cjis/compactcouncil/privacy-act-statement)

Please feel free to contact POST with any questions. Thank you.

APPLICANT  *See Privacy Act Notice on Back  FD-258 (REV.3-1-10) 1110-0046	LEAVE BLANK	TYPE OR PRINT ALL INFORMATION IN BLACK LAST NAME NAM FIRST NAME MIDDLE NAME  Must have full name including middle. If no middle, write "NMN."			FBI LEAVE BLANK  Circle FBI	
Complete signature of applicant  RESIDENCE OF PERSON FINGERPRINTED		Other names including maiden and nicknames.	COCBI0000 COLORADO B OF I DENVER, CO		DATE OF BIRTH DOB Month Day Year	
DATE SIGNATURE OF OFFIC	IAL TAKING FINGERPRINTS	CITIZENSHIP CTZ	SEX RACE HGT.	. WGT.	YES HAIR PLACE OF BIRTH POB	
EMPLOY COLORADO ESS  PEACE OFFICER STANDARDS and TRAININ REASON FINGERPRINTED	POST-Dept of Law 1300 Broadway, 9th Floor Denver CO 80203  Law Enforcement Licensing Must be submitted by a	FBI NO. FBI ARMED FORCES NO. MNU SOCIAL SECURITY NO. SOC	CLASS	LEAV	/E BLANK	
	Law Enforcement Agency 24-31-303(1)(F), CRS and 24-31-304(3), CRS	MISCELLANEOUS NO. MNU				
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6. L. THUMB	Fill in all required area	city and state (Denver, C as of the card. s \$39.50. Payment in the rado Bureau of Investigat	form of a certif	fied check o	or money order must be will be accepted.	
					4	
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY		L.THUMB R.THU	мв	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY		