Tribal Background Check Requirement Highlights

Applicability of Rules
- Licensed, regulated, and registered providers*
- CCDF providers*
- Current and prospective staff members*
  - Including those employed before 11/19/2014 (date of enactment)
  *Except those related to all children in care.

Individuals Subject to Background Checks
- Those employed by a provider for compensation
- Contracted employees and self-employed
- Those who care for, supervise, or have unsupervised access to children in care
- Adults living in a family child care home**

*The FBI fingerprint check is national, why doesn’t it cover the out-of-state background check requirements?* Only offenses/records with a valid fingerprint make it into the national FBI database. Checking the individual State records helps mitigate gaps between the State and FBI records.

**Tribes may describe an alternative background check approach to specific components, subject to OCC approval.