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CHAPTER 27: PROTECTIVE INTEREST FILE
SECTION 01: INTRODUCTION

Procedure #: 27.01.000

Effective Date: November 1, 2013

Supersedes:

See Also:

Applies To: All ACCESS Users

CALEA:

I. PURPOSE OF THE PROTECTIVE INTEREST FILE

- A. The Protective Interest File has been designed to aid law enforcement agencies in their protective mission. A record entered into the Protective Interest File will assist agencies in determining the threatener's location and may provide the record owner with information related to the threatener's criminal activity.
- B. Only law enforcement agencies with a protective mission as specified within municipal, state, or federal statutes, regulations, or other appropriate legal authority may enter and update records in the Protective Interest File.

II. CRITERIA FOR ENTRY IN THE PROTECTIVE INTEREST FILE

- A. Only law enforcement agencies with a protective mission as specified within municipal, state, or federal statutes, regulations, or other appropriate legal authority may enter and update records in the Protective Interest File. A record may be entered into the Protective Interest File for an individual for whom the authorized agency reasonably believes, based on its law enforcement investigation, may pose a threat to the physical safety of a protectee or their immediate family. Documentation (electronic or hard copy) must be on file to support a Protective Interest File entry.

III. RETENTION PERIOD FOR THE PROTECTIVE INTEREST FILE

- A. Protective Interest File records have an unlimited retention period. A Protective Interest File record will remain on file indefinitely or until action is taken by the entering agency to cancel the record.
- B. Other exceptions to the record retention periods will occur in the event a serious error is detected in the record on file.

IV. PROCEDURES FOR HANDLING A HIT

- A. When an agency receives a record in response to an NCIC inquiry and (1) the whereabouts of the person inquired upon is known and (2) the person inquired upon appears to be identical with the subject of one or more of the records, the agency must contact the ORI of the record possibly identical with the person in question to confirm the record information prior to taking official action based on the record information.



**CHAPTER 27:
SECTION 02:**

**PROTECTIVE INTEREST FILE
INQUIRY TRANSACTIONS**

Procedure #: 27.02.000

Effective Date: November 1, 2013

Supersedes:

See Also:

Applies To: All ACCESS Users

CALEA:

I. GUIDELINES FOR PROTECTIVE INTEREST INQUIRY

- A. When an agency transmits a wanted person inquiry (QW), the data in the Protective Interest File will be searched in addition to all other person files (except the NICS Denied Transaction and Unidentified Person Files). If vehicle identifiers are included in the inquiry, the Article, Boat, License Plate, Vehicle, and Vehicle/Boat Part Files will be searched as well. Additional information can be found in the Wanted Person File chapter.

II. REQUIREMENTS FOR PROTECTIVE INTEREST INQUIRY

- A. The capability to query only the Protective Interest File does not exist; however, the same procedures used to search the Wanted Person File will also search the Protective Interest File. Complete details can be found in the Wanted Person File chapter.
- B. As part of a positive Protective Interest File response, the receiving agency is advised that the person in question cannot be arrested solely upon the basis of the information provided. A caveat at the end of a record response emphasizes to record recipients that the record may be disseminated only to criminal justice agencies for criminal justice purposes.
- C. Following a positive response to an inquiry with limited personal descriptors, an agency should make a second inquiry using all identifiers contained in the response record(s). The second inquiry should ensure the receipt of all records which could possibly pertain to the person in question.
- D. A \$.H.TTP notification message will be sent to the entering agency for all inquiries resulting in a hit on a protective interest entry.

III. INQUIRY USING VEHICULAR DATA

- A. A QV, QW, or QGM inquiry by license plate number or vehicle identification number will retrieve all person files as well as the Protective Interest File in which the vehicle and/or license has been entered. Additionally, such an inquiry will retrieve data from the Boat, Vehicle, Vehicle/Boat Part, and License Plate Files. It is not necessary to include a name in this type of inquiry.

IV. EXAMPLE OF PROTECTIVE INTEREST INQUIRY RESPONSE

A. Positive Response

1L01HEADER WA1230000
WARNING-DO NOT ARREST OR DETAIN BASED SOLELY
UPON THIS INFORMATION.
MKE/POTENTIALLY DANGEROUS THREAT TO U.S. SECRET
SERVICE PROTECTEE
CMC/05 - VIOLENT TENDENCIES
ORI/DCSS802Q1 NAM/SMITH, JOHN J SEX/M RAC/W ETN/H
POB/TX
DOB/19511012 HGT/510 WGT/175 EYE/BRO HAI/BRO
FBI/123456789 CTZ/US
SKN/DRK SMT/SC R HND
FPC/121011CO141159TTCI13 MNU/AS-123456789
SOC/123456789
OLN/11111111 OLS/MD OLY/1999
DTT/20110803 OCA/12345627
MIS/KNOWN TO THREATEN PRESIDENT
LIC/ABC123 LIS/MD LIY/2000 LIT/PC
VIN/2Y27H5LI00009 VYR/1975
VMA/PONT VMO/VEN VST/2D VCO/BLU
ORI IS U.S. SECRET SERVICE INTELLIGENCE DIV
WASHINGTON 202-406-5731
NIC/K146203706 DTE/20110804 DLU/20110804
*****REPEAT-DO NOT ARREST OR DETAIN BASED SOLELY
UPON THIS INFORMATION
***CALL COLLECT U.S. SECRET SERVICE HEADQUARTERS,
TEL NO.202-406-5000 WHICH HAS BEEN NOTIFIED OF THIS
TRANSACTION. THIS RECORD IS FOR CRIMINAL JUSTICE
AGENCIES FOR CRIMINAL JUSTICE PURPOSES.
***DO NOT DISSEMINATE OR USE FOR LICENSING AND
EMPLOYMENT PURPOSES*****

1. If the record contains ORI/ ++USM++++, the following response will be returned:

1L01HEADER
WA1230000
WARNING-DO NO ARREST OR DETAIN BASED SOLELY UPON
THIS INFORMATION.OBTAIN IDENTIFYING INFORMATION.
SUBJECT IDENTIFIED AS A CREDIBLE THREATENER AND
POTENTIAL DANGER TO U.S. MARSHALS SERVICE
PROTECTEE. IMMEDIATELY CONTACT USMS
COMMUNICATIONS CENTER AT 202-307-9100 FOR FURTHER
INFORMATION.
MKE/POTENTIALLY DANGEROUS TO USMS PROTECTEE
CMC/05 -VIOLENT TENDENCIES
ORI/MDUSM0123 NAM/SMITH, JOHN J SEX/M RAC/W ETN/H
POB/TX

DOB/19511012 HGT/510 WGT/175 EYE/BRO HAI/BRO
FBI/123456789 CTZ/US SKN/DRKSMT/SC R HND
FPC/121011CO141159TTCI13 MNU/AS-123456789
SOC/123456789
OLN/11111111 OLS/MD OLY/199
DTT/20110803 OCA/123456273
MIS/KNOWN TO THREATEN FEDERAL COURT JUDGE
LIC/ABC123 LIS/MD LIY/2000 LIT/PC
VIN/2Y27H5LI00009 VYR/1975 VMA/PONT VMO/VEN VST/2D
VCO/BLU
ORI IS US MARSHALS SERVICE BALTIMORE FIELD OFFICE
301-307-6100
NIC/K146203706 DTE/20110804 DLU/20110804
*****CONTACT USMS COMMUNICATIONS CENTER AT 202-307-
9100 WHICH HAS BEEN NOTIFIED OF THIS TRANSACTION.
THIS RECORD IS FOR CRIMINAL JUSTICE AGENCIES FOR
CRIMINAL JUSTICE PURPOSES.
***DO NOT DISSEMINATE OR USE FOR LICENSING AND
EMPLOYMENT PURPOSES*****

2. If the record contains any other ORI, the following response will be returned:

1L01HEADER
WA1230000
WARNING-DO NOT ARREST OR DETAIN BASED SOLELY
UPON THIS INFORMATION. OBTAIN IDENTIFYING
INFORMATION. IMMEDIATELY CONTACT AGENCY FOR
FURTHER INFORMATION.
MKE/POTENTIALLY DANGEROUS TO PROTECTEE
CMC/05 - VIOLENT TENDENCIES
ORI/VASP01000 NAM/SMITH, JOHN J SEX/M RAC/W ETN/H
POB/TX
SKN/DRKSMT/SC R HND
FPC/121011CO141159TTCI13 MNU/AS-123456789
SOC/123456789
OLN/11111111 OLS/MD OLY/1999
DTT/20110803 OCA/123456273
MIS/KNOWN TO THREATEN GOVERNOR
LIC/ABC123 LIS/MD LIY/2000 LIT/PC
VIN/2Y27H5LI00009 VYR/1975
VMA/PONT VMO/VEN VST/2D VCO/BLU
ORI IS VA STATE POLICE ROANOKE OFFICE 703-555-1212
NIC/K146203706 DTE/20110804 DLU/20110804
*****CONTACT LAW ENFORCEMENT AGENCY THAT ENTERED
RECORD WHICH HAS BEEN NOTIFIED OF THIS
TRANSACTION. THIS RECORD IS FOR CRIMINAL JUSTICE
AGENCIES FOR CRIMINAL JUSTICE PURPOSES.
***DO NOT DISSEMINATE OR USE FOR LICENSING AND
EMPLOYMENT PURPOSES*****

B. Negative Response

NO NCIC WANT DOB/19511012 NAM/SMITH, JOHN J SEX/M
RAC/W NO RECORD VIN/ABC123DEF45678901

***VERIFY VIN/ABC123DEF45678901; IT DOES NOT CONFORM
TO VIN STANDARDS FOR 1981 AND LATER VEHICLES.

***MESSAGE KEY QW SEARCHES WANTED PERSON FILE
FELONY RECORDS REGARDLESS OF EXTRADITION AND
MISDEMEANOR RECORDS INDICATING POSSIBLE
INTERSTATE EXTRADITION FROM THE INQUIRING AGENCY'S
LOCATION. ALL OTHER NCIC PERSONS FILES ARE
SEARCHED WITHOUT LIMITATIONS.