

**661—11.2 (17A,690,692) Definitions.**

“*Authorized agency*” means a division or office of the state of Iowa designated by a state to report, receive, or disseminate information under Iowa state law, administrative rule or Public Law 103-209.

“*Criminal identification records*” shall mean either of the following records, the forms for which are provided by the department to law enforcement agencies:

1. Department of public safety arrest fingerprint cards.
2. State of Iowa final disposition reports.

“*Dependent adult abuse registry*” means the official registry kept by the department of human services, established pursuant to Iowa Code chapter 235B.

“*Employee*” means a person who provides services to a qualified entity and is compensated for those services.

“*Fee*” means any cost associated with conducting a state or national criminal history record check.

“*Felony*” and “*misdemeanor*” shall have the same meaning and classifications as described in Iowa Code sections 701.7 and 701.8.

“*Fitness determination*” means an analysis of criminal history information to determine whether or not it disqualifies an individual from holding a particular position either as an employee or a volunteer.

“*National record check*” means a criminal history record check from the FBI that is fingerprint-based and is transmitted through the state central repository.

“*Nonlaw enforcement agency*” means an agency authorized by law to receive criminal history data from the department which is not a “criminal justice agency” as defined in Iowa Code section 692.1, subsection 10, or which is not an institution which trains law enforcement officers for certification under Iowa Code chapter 80B.

“*Qualified entity*” means a business or organization, whether public, private, for-profit, not-for-profit, or voluntary, that provides child care or child care placement services, including a business or organization that licenses or certifies others to provide child care or child care placement services. This definition also applies to organizations which provide care to the elderly or the disabled.

“*Taking of fingerprints*” shall mean the obtaining of a fully rolled set of inked fingerprint impressions having suitable quality for fingerprint classification and identification.

“*Volunteer*” means a person who provides services to a qualified entity without compensation.

“*Working day*” means any day except any of the following:

1. Saturday.
2. Sunday.
3. State holiday.
4. Federal holiday during which the administrative office of the submitting agency is closed.
5. Any day during which the administrative office of the agency is closed or relocated due to weather or road conditions or any condition related to a disaster emergency proclamation issued by the governor pursuant to Iowa Code section 29C.6.

This rule implements Iowa Code chapters 690 and 692.