

TITLE 6: CRIMES AND CRIMINAL PROCEDURE
DIVISION 9: CRIMINAL JUSTICE SYSTEM COMPONENTS

§ 9206. Direct Access to Criminal Justice Information.

(a) Direct access to criminal justice information systems shall be limited to authorized personnel of a Criminal Justice Agency as defined in this Act. Each agency shall establish standard operating procedures to establish security levels or restrict access to criminal justice information to those personnel who are authorized to have such information; who need such information for the performance of their duties; who shall use such information for authorized purposes only; and who may not disclose information to recipients who are not eligible under this Act to receive, review or obtain such information.

(b) Agencies of the federal government authorized by federal statute to conduct investigations determining the eligibility for security clearances allowing access to classified information or for appointment to or retention in national security duties may, at the discretion of a criminal justice agency, be permitted direct terminal access to a criminal history record information system for such national security checks.

(c) Terminal access shall be subject to an agreement between the criminal justice agency and federal agency which protects the interests of the criminal justice agency and record subject, and which includes provisions for positive identification and audit. Criminal justice agencies which provide direct terminal access to such federal agencies are authorized to charge the federal agency for all costs associated with such direct access.

Source: PL 13-53, § 3 (106), modified.

Commission Comment: See the comment to 6 CMC § 9201 regarding PL 13-53.