

**APPENDIX 1**

**Federal Statutes Authorizing Fingerprint Checks for Non-Criminal Justice Purposes**

1. 28 U.S.C. § 534 (2002) Note (federally chartered or insured banking industry and, if authorized by a state statute approved by the United States Attorney General (approval authority has been delegated to the FBI), state and local employment and licensing).
2. 42 U.S.C. § 5119a (1998) (relating to providing care to children, the elderly, or disabled persons).
3. 28 U.S.C. § 534 (2002) (relating to the parimutuel wagering industry (horse/dog racing)).
4. 7 U.S.C. §§ 12a and 21(b)(4)(E) (2000), (commodity futures trading industry).
5. 42 U.S.C. § 2169 (2005) (nuclear utilization facilities (power plants)).
6. 15 U.S.C. § 78q(f)(2) (2004) (securities industry).
7. 49 U.S.C. §§ 44935-44936(2003) (aviation industry).
8. 49 U.S.C. § 44939 (2003) (relating to flight school training).
9. 28 U.S.C. § 534 (2002) Note (nursing and home health care industry).
10. 49 U.S.C. § 5103a (2005) (relating to issuance and renewal of HAZMAT-endorsed commercial driver license).
11. 5 U.S.C. § 9101 (2000) (relating to federal government national security background checks).
12. 25 U.S.C. §§ 3205 and 3207 (2000) (relating to Indian child care).
13. 42 U.S.C. § 13041(1991) (relating to federal agencies and facilities contracted by federal agencies to provide child care).

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14. 42 U.S.C. §§ 1437d(q) (1999) (relating to public housing and section 8 housing).
15. 25 U.S.C. § 4138 (1999) (relating to Indian housing).
16. 25 U.S.C. § 2701 (1988) (relating to Indian gaming).
17. 42 U.S.C. § 13726 (2000) (relating to private companies transporting state or local violent prisoners).
18. 8 U.S.C. § 1105 (2001) (relating to visa issuance or admission to the United States).
19. Executive Order 10450, 18 Fed. Reg. 2489 (Apr. 27, 1953) (follows 5 U.S.C. § 7311 (1966)) (relating to applicants for federal employment).
20. Pub. L. No. 107-188 § 201 and 212 (2002), 116 Stat. 594 (2002) (relating to handling of biological agents or toxins).
21. 46 U.S.C. §§ 70101 Note, 70105, and 70112 (2002) (relating to seaport facility and vessel security).
22. Pub. L. No. 108-458 § 6402 (2004) (relating to private security officer employment).