

# Portability Determination

[§22.1-289.035](#) J Code of Virginia

Legend:

CDC = Child Day Center

FDH = Family Day Home

FDS = Family Day System

CCE = Religious Exempt Child Day Center

CNS = Certified Preschool

VR = Voluntarily Registered

SAH = System Approved Home

**Are you a CDC, FDH, FDS, CCE, CNS, VR, SAH or subsidy provider - home or center planning to hire an employee or volunteer?\***

*\*Background check portability is limited to prospective employees or volunteers required to have background checks pursuant to [§ 22.1-289.035](#) of the Code of Virginia, and is not available to applicants, agents and household members required to obtain background checks pursuant to [§ 22.1-289.036](#).*

**YES**

**NO**

Have fingerprints through Fieldprint and/or a Virginia central registry search been completed within the last five years for the individual?

**You are not eligible for portability.**

**YES**

**NO**

Did the results of such background check indicate that the individual was not convicted of any barrier crime as defined in [§ 19.2-392.02](#) and was not the subject of a founded complaint of child abuse or neglect within or outside the Commonwealth?

**You are not eligible for portability.**

**YES**

**NO**

Is the individual currently or has been, within the previous 180 days, employed by or a volunteer at a child day center, family day home, family day system, or child day program described in subsection A of [§ 22.1-289.035](#)?

**You are not eligible for portability.**

**YES**

**NO**

**You may proceed with submitting the portability request in the portal. \*Note below.**

**You are not eligible for portability.**

**Note:** Access the Office of Background Investigations' web-based [portal](#) to submit your portability request. The fee for portability is nonrefundable, so please ensure that the individual is eligible for portability prior to submitting the request.