

**North Carolina Criminal Justice Information Network
Governing Board Meeting
Thursday, February 23, 2012 9:00 AM
901 Corporate Center Drive
Maple Conference Room
Raleigh, North Carolina**

CJIN Governing Board Members Present:

Glen Allen	Bob Brinson	Crystal Cody
Henry Hight, Jr.	Norlan Graves	Tom Jarrell
Dewey Jones	Todd Jones	Robert Lee
Steve Lingerfelt	Michael McArthur	Basil McVey
Renee Robinson	Victor Watts	Robert West
Albert Williams		

CJIN Staff:

Gene Vardaman	LaVonda Fowler	Earl Bunting
Lars Nance		

Guests:

Senator Wesley Meredith	Tom Goodman	T. Jerry Williams
Danny Bell	Mark Beason	Mike Denning
Ronnie Blake	Teresa Woods	Tim Parker
Wyatt Pettengill	Debbie Allen	Damon Williamson
Rowena Heath	Andrew Levert	Robert Studdard
Tom Ebarly	Lou Fubian	Lillie Ebran
Kerry Swearingen	Eric Hunley	Linda Hodgson
David Lee Hunter	Kim Simma	Terry Hake
Rodney Spell	Robbie Austin	Tom Geisler
Vincent Taluci		

Board Activities and Announcements

CJIN Chairman Bob Brinson called the North Carolina Criminal Justice Information Network (CJIN) Governing Board meeting to order at 9:00 AM.

Chairman Brinson welcomed the Board members and guests to the meeting and informed them that sign-in sheets were being circulated.

Chairman Brinson then introduced Senator Wesley Meredith who spoke to the Board regarding a bill that he introduced entitled "Cash Converters"; the bill became law in the 2010 Legislative session. Senator Meredith shared with the Board his thoughts on second-hand dealers that pay cash for merchandise without having to keep records of each transaction.

Senator Meredith participated in a discussion with Chairman Brinson, Tom Goodman, Glen Allen, Dewey Jones and T. Jerry Williams.

Folder Materials

Chairman Brinson made the Board members aware that their folders contained an agenda, a draft copy of the minutes from the October 11 meeting, 2011 Executive Order No. 34, Travel Request Form, CJIN Expenditure Summary, COPLINK Letter, CJIN Data being collected, Scrap Metal Law, GS 66-11, DNA Law GS 15A-266, and a list provided by Verizon of Smart Phone Applications.

Chairman Brinson also thanked Board member Basil McVey and Willa Moyer for sharing the facilities of the NC Judicial Center for the meeting.

Ethics Awareness

Chairman Brinson informed the Board that per NC State Ethics Commission guidelines, all Board members are required to attend an ethics training course at least every two years. This course offerings and locations are also available on the Ethics Commission website.

Chairman Brinson gave an ethics reminder that is required to be presented at the beginning of any Board meeting. Chairman Brinson read into record the following, "In accordance with G.S. 138A-15, it is the duty of every Board member to avoid both conflicts of interest and appearance of conflict. Does any Board member have any known conflict of interest or appearance of conflict with respect to any matters coming before the Board today? If so, please identify the conflict or appearance of conflict and refrain from any undue participation in the particular matter involved".

Travel

Chairman Brinson stated that for travel reimbursement, please find a copy of the form in your folder, any questions please see LaVonda or Gene.

Approval of Minutes

Minutes from the October 13, 2011 CJIN Meeting were approved.

Project Updates, Discussion and Action Items

Chairman Brinson stated that generally the Board has a section of the Agenda devoted to project updates, discussion of old business, any outstanding action items, etc. At this time the staff has identified several items for the agenda. They are as follows:

1. **CJLEADS** – Danny Bell, Project Manager for CJLEADS gave the Board an update on the progress of the system including over 16,000 trained users, over 451 Federal, State, County and Local Criminal Justice Agencies, leaving 10,000 more people to train, release 5 is scheduled to be released on Monday February 27, 2012, this release will have several new functionalities such as an advanced search and merging of data files by the officer, along with several new reports that can be obtained from the program, a new tab that was to assist officers in offense coding by General Statues, the next release is scheduled for the June timeframe, CJLEADS is hoping to have finished development of a "Lite" version for users who do not have access to air cards as well as a mobile version for

mobile devices, the shared watch list capability should be available in the June release, CJLEADS is working with AOC for integration with the statewide repository and working with DOJ on the N-DEx and DCI interface with CJLEADS, the FBI number was removed from the view of the user, there was an agreement by the FBI that since the program was going to be moved to a criminal justice run organization the number was made available to the user, but as there are no immediate plans for the program to move from the SAS facilities, then the FBI number had to be removed from the view of the user, this data will not be in the program, CJLEADS has asked the data agencies providing the data to CJLEADS to scrub this from their records prior to submission to CJLEADS, this will be effective October of 2012 and Danny was asked if there were any plans to allow a feed from NCJOIN or for Juvenile data to be made available to the user, Danny was unsure of that connection or of any discussions regarding Juvenile data.

Danny participated in a discussion with Chairman Brinson, Al Williams and Crystal Cody.

2. **CJIN Mobile Data Network Update;** Rodney Spell with the NC State Highway Patrol, addressed the Board on the CJIN Mobile Data Network (MDN), including that CJIN MDN has been historically viewed as two components, one being the mobile internet service that allows the user to reach the gateway and then the other to be the actual gateway into DCI, NCIC, DMV and other critical records, both of these components are undergoing an upgrade, the Highway Patrol upgraded the CJIN MDN to allow for air card users, they were told that the Vendor was moving to a different platform, the Vendor notified them that they would no longer support the current platform that the SHP uses after December 2012, the hardware has been purchased and the upgrades are taking place, the first mobile client has not been made available due to the multi-point authentication being built into the application for the user, a new date has not been released, the SHP is hoping to get a few test units running through Tallahassee, FL, prior to releasing the application, the goal of the SHP has been to maintain functionality across the board for the user, the SHP wants to enhance the system, there are some concerns regarding the new platform, as it does not allow for 3rd Party Vendor software, the SHP is working with the vendor on a second release that would allow for those programs to be run from the new platform, which would include Tracs and eCitation, other vendors were looked investigated and once the vendors were told that the radio portion of the CJIN MDN was to remain part of the system, they backed away from doing the project upgrade, in order for there to be no loss of functionality SHP has purchased equipment from other agencies and companies in order to be able to maintain the existing radio system until such time as agencies are able to migrate off the CJIN MDN with air cards, the national broadband or some other connectivity, the upgrades are being done through maintenance fees and are not costing additional funds, the equipment was purchased through grants, there are approximately 6,000 users, about 220 law enforcement agencies, one of the additional concerns is for the users that either cannot get physically or financially the means to obtain the air cards or broadband connectivity.

Rodney participated in a discussion with Chairman Brinson.

3. **NCAWARE Interface to RMS Vendors Update**, Basil McVey with the AOC provided the Board with an update on the RMS Vendor interface, including the operationally nightly Local Law Enforcement update available to any RMS Vendor, the vendors can contact Stephanie Taborn at the AOC for access to this nightly update, the AOC has distributed announcements that got to most of the vendors, but if anyone needs this update, please contact Stephanie at the AOC, the nightly update was to eliminate the need for doing double entry into both the RMS system and the NCAWARE system, the goal is to eventually be real-time or near real-time with this data entry, Basil stated that AOC is working with Charlotte and Buncombe counties on an interface implementation this year, and until they get these two counties are operational, then the other projects will need to be put on hold.

Basil participated in a discussion with Chairman Brinson, Steve Lingerfelt and Linda Hodgson.

4. **Interface COPLINK to NCIS LInX**; Chairman Brinson stated that the Board had voted to support the interface between the two regional systems of COPLINK and LInX. The objective was to get a critical mass of Local Law Enforcement Agencies able to see and share incident data. This interface will combine these two systems and get a large part of the state able to share this vital data. Since our last meeting the COPLINK agencies have released a Letter of Approval for the interface that was sent to the LInX Board for NC. The next step in moving forward is to meet tomorrow, February 24, 2012 in Wilmington, NC for a meeting with the LInX General Board. Crystal Cody will be giving a presentation there for all the board members. The purpose of the meeting is approve the interface with COPLINK. This has been a project of the CJIN Board for the last several years and it is looking to be a very successful solution for information sharing in the State.
5. **NC COPLINK Agencies – Letter of Approval**: Crystal Cody provided the Board with this letter and it states that all members of the COPLINK community are in favor of connecting and sharing data with the LInX users. This letter is in your folder.
6. **NC LInX Agencies – February 24th Meeting**; there will be a meeting tomorrow for the LInX users to vote on connecting to the COPLINK system.
7. **NC Governor’s Crime Commission Meeting – March 1, 2012**; the purpose of this meeting is to try and obtain funding sources that would allow the connection between COPLINK and LInX. As discussed earlier, we are hoping to find a way to get the most coverage with the least funds.
8. **UPDATE ON PRIOR MEETING ACTION ITEMS: CJ Leads and DA Access to DMV**; Norlan Graves stated that as far as he knew there is now access and the District Attorney’s Office has been using this. **Use of Video Players in DA Office and Court Rooms**, This has been accomplished. **Access ACIS Remotely**; Basil stated that if you are a sharing agency, or are willing to share data with the AOC, you have free access to the ACIS system remotely.

Chairman Brinson participated in a discussion with Norlan Graves, Basil McVey, and Crystal Cody.

9. **CJIN Initiative with LEA without RMS:** The CJIN Staff has been working with smaller LEAs that do not possess an RMS. These agencies find it hard to share data when it is in a paper format. The staff is hoping to have a solution within the next several months. The approach will consist of; meeting with the Vendors of the RMS system, determine the Vendors that are willing to assist those agencies that did not have an RMS, determine the Public Safety Answering Point for the agency without an RMS, because the agency operating the PSAP or Dispatch Center do have an RMS. The counties that we have contacted are willing to share a template of an incident and arrest report at a computer within their facility, so that an officer can input the information at their agency. This means that an officer from a smaller agency does not have to have a laptop or Field Based Reporting software on their computers in the field. At this point files are being printed and stored within a filing cabinet. This sparked the notion that perhaps if the smaller agencies were willing to take a thumb drive to the dispatching agency once a week with their incident reports on it, then they could be uploaded into the RMS system. The agencies are willing as are the Vendors to make this a reality for the smaller agencies. This will most likely be a no cost alternative solution for information sharing which is a win – win scenario for both the larger agency that dispatches and the smaller without the RMS. The main Vendor we have been working with is Southern Software as they have the most users (over 300) in the state of NC. These smaller agencies do not have the equipment or Broadband access with the appropriate security to connect directly to the dispatching center.

Chairman Brinson participated in a discussion Gene Vardaman and LaVonda Fowler.

10. **CJIN Agency Information:** The CJIN staff has been collecting information on every law enforcement agency in NC. A listing of the data being collected is contained in your folder. This has become an extremely useful tool for not only LEAs but also other State Agencies.
11. **CJ and LE Mobile Applications:** There has been a lot of interest and growth in mobile applications especially smart phone type applications for law enforcement and criminal justice personnel. Robbie Austin from Verizon has provided the Board with a list of applications that is in your folder. These are a sample example of what is available. Later in the meeting, Cindy Cousins will be presenting the mobile/smart phone application that was developed for Probation and Parole Officers here in the State of NC.

BREAK

Scrap Metal Discussion

Chairman Brinson introduced Detectives Kim Simma, Tom Geisler, Dave Hunter, from Charlotte Mecklenburg PD and Sgt. Terry Hake with Wake County Sheriff's Office. Kim stated that she appreciated the Board allowing her to come back and discuss her

concerns regarding scrap metal within her county. Kim presented to the Board on Charlotte's Pawn Shop program for the Pawn Shop Transaction Report that CJIN presented to the Legislature.

Detective Simma stated that scrap metal is a very hot item, along with gold buying and other precious metal purchasing, due to the price of precious metals right now. Scrap cars has been a major problem due to the wording of the statute. Detective Simma requested that the Board help with possible legislative changes or other means in which to provide a better tracking method and prevention for selling scrap metal. There has been some improvement, but there needs to be more in order for law enforcement to have better ability to enforce and prevent criminals from selling items that are stolen to scrap metal dealers. Detective Simma stated that in her discussions with Crystal Cody the COPLINK system that will be operational in Charlotte Mecklenburg will not have the necessary capabilities to do what Detective Simma feels is necessary to gather information on scrap metal dealers for the purposes of prosecution. Chairman Brinson stated that since COPLINK and LInX are incident based systems, that Detective Simma would like to see a database that allowed for items that were to be converted to cash or scrap metal. Since Charlotte-Mecklenburg is so close to the SC state line, it is hard with the laws differing in each state to determine which suspected persons are going across county and state line to dispose of stolen property. This type of database would help to determine that information.

Dave Hunter, the Automotive Detective from Charlotte-Mecklenburg PD, stated to the Board that he had met with Representative Tim Moore about trends with auto theft. Taking cars in for scrap metal, since the law is that if the vehicle is 10 years old it does not require a title. This has allowed for criminals to go into residential neighborhoods and take vehicles out of driveways for scrap and there is no trace of them after they are crushed. In 2011, there were over 2,000 cars stolen in Charlotte-Mecklenburg, 1,291 of them were older than 10 years. The Detective would like to see more stringent laws that increase the years from 10 to 20 for no title.

Detective Tom Geisler of Charlotte-Mecklenburg PD, stated that the sell of A/C units or catalytic converters is an issue, since the law requires you to be in business to sell, use, or otherwise have possession of those items, but people were going to the scrap yards with business cards that they made on their home computers in order to sell the items they had stolen. The law doesn't state how you prove you are a dealer, or authorized retailer, so if there were more stringent forms of accountability it would hopefully ensure less items stolen. Detective Geisler also stated that the seller of an item receives immediate cash for his deposit. The detective would like to see a holding period as with pawn dealers, prior to the release of funds, to determine if the item is stolen.

Sgt. Terry Hake with the Wake County Sheriff's Office stated that the largest problem for Wake is auto theft on the interstates. Sgt. Hake has been working with Johnston County, Raleigh PD and others to try and curtail this problem. The punishment isn't in Sgt. Hake's opinion strong enough to ensure that the person convicted does not do it again. Sgt. Hake also stated that there is an exception to the 10 year title rule, which is if the vehicle has been totaled, so criminals are stealing the cars, wrecking them with something like a front-end loader, and then they get around the 10 year title rule. Sgt. Hake would also like to see a way of helping church's whose A/C units have been stolen and scraped, to ensure that it doesn't happen again through statute.

Chairman Brinson asked the CJIN Staff to spend some time researching the Scrap Metal issues and concerns to bring this back to the March meeting.

Kim participated in a discussion with Bob Brinson, Tom Geisler, Dave Hunter, Terry Hake and Glen Allen.

DNA Law and Challenges, General Discussion

Chairman Brinson introduced Board Member Al Williams, Senior ADA, Buncombe County, who gave the Board an overview of his concerns regarding the new DNA law. Al stated that the legislature passed this new DNA law that allows for a suspect's DNA to be gathered at the time of arrest, for certain offenses; the statute is in the folder for a list of specific crimes. The DA's Office has some concerns regarding the portion of the law that states, if the suspect is found not guilty, pleas to a lesser crime, etc., the DNA has to be expunged from his record. The SBI received seven new positions through this law, but no other agency did. The wording of the law states that the DA is responsible for ensuring that the sample of DNA has been destroyed and expunged from the database, but there is nothing in the law that has a mechanism for letting the District Attorney's office even know if DNA was taken.

AOC has given the District Attorney's some support in building a program that would allow for some notification when DNA is taken, but there are so many variables that are involved that a program needs to address all the issues and circumstances that would require that DNA be expunged from the database. The example that Al gave the Board, is that a suspect is charged with a burglary, arson and a rape, all at one time, in one incident, they are fingerprinted, and the DNA swab is taken at the time of the arrest. The case is heard for probable cause and the DA decides that the crime occurred at 5:00PM and I don't think I can prove burglary, that charge gets dropped, and the arson and rape are sent to the Superior Court to be heard by the Grand Jury. With the program that the AOC is developing for the District Attorney's it will let them know that there is a burglary charge that DNA was swabbed on and it needs to be destroyed, but it doesn't take into account that there are two more charges of arson and rape also associated with this incident. So this leads to huge amounts of manpower needed to confirm with the SBI that the DNA has been expunged and or destroyed. But the law in NC also states that if you are charged with any felony and convicted, the DNA is stored indefinitely. Al stated that this isn't a problem that is solvable by technology, so the District Attorney's are going to be contacting the legislature regarding their concerns and hopefully come to an understanding regarding the wording of the statute in order to perhaps put the burden of expungement verification on the defendant and not the DA; the defendant does it in other states. Al wanted to notify the Board so that if there is additional support needed in the General Assembly to move forward with some changes, the Board will be apprised of the issues and concerns before that happens. Chairman Brinson has asked staff to illuminate the issues and concerns and advise the Board at the upcoming March meeting.

Al participated in a discussion with Renee Robinson, Chairman Brinson, and Tom Jarrell.

Mental Health, Access to Criminal Records

Chairman Brinson stated that this is more of an update to the Board than a presentation. This subject was brought up at the previous CJIN meeting and said that we were building a case for mental health facilities around the state to have access to criminal history/records, both in terms of treatment and staff safety and security. We are working that issue, there isn't an easy solution, but it is being researched and will be discussed further at the next Board meeting.

Division of Adult Correction Smart Phone Application

Chairman Brinson introduced Cindy Cousins from the Department of Public Safety. Cindy stated that the purpose of the development of the Probation Officer Dashboard program was to allow for greater mobility and functionality for the Probation and Parole Officer in the field. The program has eliminated a vast amount of work with the caseload that they are required to maintain. The program allows for "at a glance" view of offenders that need to be contacted, or otherwise checked on, and this is done "behind the scenes" whereas before an officer was doing this by hand with 100 case files on his desk. Now the automation is in place to assist with the ability to calendar court dates, through a web service to AOC, as well as any run in with law enforcement such as a traffic violation and to verify persons through DMV web service as well as to record a narrative of a visit or upload a photo or new information on a person that is in the residence of a probationer or parolee. There are security measures in place to remotely wipe the phone if it ever gets lost or stolen, but all data is backed up on the Public Safety server and can be accessed at any time by the officer. The data that is available to the Probation and Parole Officer exceeds that of the District Attorney's and Magistrates at times. The far reaching effects of this technology should be of extreme interest to other departments.

Cindy participated in a discussion with Robbie Austin, Chairman Brinson, Al Williams, Debbie Allen and Victor Watts.

North Carolina Information Sharing and Analysis Center (ISAAC)

Chairman Brinson introduced Anne Smith, Intelligence Analyst and Theresa Tanner, Special Agent with the NC SBI, who gave the Board a presentation on the history of the Information Sharing and Analysis Center. Anne stated the reasons for the start of ISAAC and some of the events world wide that were considered major terrorist threats. Theresa explained the FLO program, which is Field Liaison Officer program. These FLO positions are responsible for being the contact in the field through a variety of sources through out the state, to ensure that all stake holders are being represented. Anne and Theresa also coordinate information sharing with other states at various seminars and conferences across the county to ensure that the lines of communication are open with NC.

Anne and Theresa participated in a discussion with Cindy Cousins, Chairman Brinson and Al Williams.

Lunch

North Carolina Data Exchange (DEx)

Chairman Brinson introduced Wyatt Pettengill and Tim Parker with the SBI on the NC Data Exchange Program. Wyatt explained that this system is an aggregator for incident level data at the local level which will then be pushed up to the National Data Exchange (NDEx). This program is specific to crime data, or UCR in a NIBERS format to the National Data Exchange. This information will be able to be in real-time and flow from the SBI to the NDEx. The agency has the right to restrict the data that is sent to the SBI and therefore NDEx. The data stored in NDEx has a series of search and query tools as well as additional analytics. There will be a web-portal that is available to all agencies to check and determine if the data that the SBI received is missing information or needs clarification, but it will be left up to the agency to go and determine what has been identified as a potential problem and corrected the records from the web portal. There have been discussions with CJLEADS for Offender data and with VINE for Jail data throughout the state. The NC DOJ will collect the data and it is grant funded. The program is to be operational by Mid-2012. If you want access to NDEx your agency will need to contact your DCI trainer, the data is near real-time. In order to update some records, it would be necessary to delete the record at the SBI and then have the agency resubmit the record for inclusion.

Wyatt and Tim participated in a discussion with Al Williams, Crystal Cody, Bob Brinson, and Glen Allen.

New Business/ Adjournment

The next CJIN Board meeting will be March 29, 2012 in this same location. The 2012 CJIN Annual Report will be distributed prior to the next meeting.

The meeting was adjourned at 3:15 PM.