

THE CRIME RECORDS SERVICE NEWSLETTER



CR News

SUMMER 2002
VOLUME 10, NUMBER 5

TCIC 2000 DEADLINE NEWS

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STATES GRANTED MORE TIME, WITH APPROVAL OF A READINESS PLAN

Earlier this year, the FBI indicated that any state not fully compliant with NCIC 2000 requirements on July 11, 2002, would be permitted to continue sending legacy NCIC transactions, **if they submitted and received approval of a Readiness Plan.**

The NCIC 2000 compliant Texas Crime Information Center (TCIC) database and TLETS direct-member agency screens were implemented on January 27, 2002. The only remaining compliance factor for Texas was that **all** Interface Agencies were required to submit a plan to DPS, even those who have achieved compliance with NCIC/TCIC 2000 programming requirements. The Texas state plan submitted to the FBI was comprised of the readiness plans of the interface agencies.

On May 16, 2002, DPS hosted a meeting to discuss the TCIC 2000 issues, including technical issues and the expectations for the Readiness Plan. Texas Interface Agency plans submitted included the following elements:

1. The percentage of agency's programming completed on the date of the letter
2. The projected completion date
3. A general description of the plans for achieving this date
4. Point of contact name, phone number, and e-mail address
5. Whether the interface system is used for all TCIC/NCIC transactions or for inquiries only
6. The number of TLETS direct terminals at the agency and whether those terminals would be adequate for entry, locate, modify, cancel and clear transactions

It is anticipated that all Texas Interface Agency programming will be complete so that the entire state can be reported as compliant no later than March of 2003. If your agency has outstanding concerns or issues regarding this effort, contact Pamela Pierce via e-mail at pam.pierce@txdps.state.tx.us or (512) 424-2898.

TLETS TCIC 2000 Message Format programming specifications are posted at www.txdps.state.tx.us/tcic2000project with the USER ID of 'tcic2000' and PASSWORD of 'mel18can2'. *The NCIC 2000 Operating Manual, Code Manual, Technical Operational Updates (TOU's) and TCIC User Specification Pages* are also posted in this site. Employees of law enforcement and criminal justice agencies are permitted to access and use this site.

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Criminal Justice Information System

On April 1st through 4th of this year, DPS hosted the 2nd Texas Sex Offender Registration Conference in Galveston. The goal of the conference was to discuss the registration process and improve communication between agencies. Some classes presented information on developing successful interagency councils and effective networks. The guest speakers were outstanding, representing all areas within the criminal justice community.

The highlight of the conference was the keynote speaker, Patty Wetterling, whose son was abducted in Minnesota on October 22, 1989 at age eleven, by a masked gunman. Patty, along with her husband Jerry, co-founded the Jacob Wetterling Foundation which is a non-profit organization. Their hope is that other children will not be abducted, molested, or exploited. In 1991, Minnesota's Sex Offender Registration Act was the first legislative initiative of the Jacob Wetterling Foundation. In 1994, Congress passed the Jacob Wetterling Act requiring states to create sex offender registration programs.

The conference was a huge success and the CJIS/Sex Offender Registration Unit would like to thank the speakers, attendees and all those who worked to make it effective and successful.

The next Sex Offender Registration Conference is slated for November 17-20, 2003 in Galveston. We will provide more details as they become available.

The CJIS/Sex Offender Registration Unit is responsible for training criminal justice agencies on criminal history reporting and sex offender registration. Should you have any questions or need training you may contact this unit at one of the following phone numbers.

Field Representatives:

Shelia Bledsoe	512/424-7617	Northeast
Eddie Contreras	512/424-7618	West
Greg Easley	512/424-7615	Southeast
Marilyn Martinets	512/424-7651	Central
Jeff McIlhane	512/424-5493	Northwest
Yvonne Navarrette	512/424-7650	South
Charles Yoakum	512/424-7614	Panhandle
Main Office	512/424-2478	
Ethelann Knight	512/424-2479	Unit Supervisor
Cheryl Cox	512/424-2477	DPS Secure Sex Offender Website

The DPS Sex Offender Registration website can be viewed at the following address:

records.txdps.state.tx.us

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Automated Fingerprint Identification System

TEXAS DPS AFIS LATENT CASES

REMOTE SITES	TOTAL	OFFENSE													
	SUB-MIS-SIONS	CAPITAL MURDER	HOMICIDE	KIDNAPPING	SEX ASSAULT	Agg. ASSAULT	DRUGS	ROBBERY	AUTO THEFT	THEFT	BURGLARY	FORGERY	UNK. DECEASED	MISCELLANEOUS	TOTAL
ABILENE PD	34								1		3		2	1	7
AMARILLO PD	134				1		4		5	13	10	6		13	52
ANGLETON SO (BRAZORIA CO)	142		3						1		3			3	10
ARLINGTON PD	504	1	1	1		1	2	9	22	1	52	7		2	101
AUSTIN PD	663	1	3	3	6	1	3	18	27	3	69	3		7	144
BEAUMONT PD	239							1	1		13	2		1	18
BRYAN PD	31									1	2	1			4
CONROE SO (MONTGOMERY CO)	128				1		2	5	4	2	9			3	26
CORPUS CHRISTI PD	588		2		1	3	1	7	48		60	1		3	126
DALLAS PD*	2,554		30	1	1	2	2	67	46	11	339	38	4	8	549
EL PASO SO (EL PASO CO)	24										2	1	2		5
FT WORTH PD	212							6	8		32	6	1	19	72
FT WORTH SO (TARRANT CO)*	172	1	1			2	1	2			4	7	3	28	49
GALVESTON PD	285				1	2		5	4	3	22	5		1	43
GARLAND PD*	56	1							4		9	6			20
GEORGETOWN SO (WILLIAMSON CO)	193					1	1	1		1	16	3		2	25
HARLINGEN PD	333		1						2	3	11			19	36
HOUSTON PD	76		1					3	2		2		1	1	10
HOUSTON SO (HARRIS CO)	0														0
IRVING PD	201					4		2	9	4	34	4		1	58
LAREDO PD	47										2				2
LONGVIEW PD	0														0
LUBBOCK PD	100								3		16	4	1	2	26
LUFKIN PD*	19						1			2	1	3		2	9



Automated Fingerprint Identification System

TEXAS DPS AFIS LATENT CASES

REMOTE SITES	TOTAL SUB-MIS-SIONS	OFFENSE													
		CAPITAL MURDER	HOMICIDE	KIDNAPPING	SEX. ASSAULT	Agg. ASSAULT	DRUGS	ROBBERY	AUTO THEFT	THEFT	BURGLARY	FORGERY	UNK. DECEASED	MISCELLANEOUS	TOTAL
McALLEN PD*	26										1				1
McKINNEY SO (COLLIN CO)*	9										1				1
MESQUITE PD	362						1	8	13	1	35	23		2	83
MIDLAND PD	89									2	12	6		1	21
N RICHLAND HILLS PD*	85						2	1		5	4	1		8	21
ODESSA PD	180									1	21	3		8	33
PASADENA PD	188		2		1			1			21	1			26
PLANO PD	341		1		1		2	4	8		26	22	1	17	82
RICHARDSON PD*	245							4	3	6	9	6		3	31
SAN ANTONIO SO (BEXAR CO)	23													4	4
TEMPLE PD*	50										1	1		2	4
TEXARKAND PD	169						1		1		1	4		1	8
TYLER PD	153				1				2		22	8		1	34
WACO PD	11					1					3				4
WICHITA FALLS PD	152							1	7			2		3	13
SUBTOTAL	8,818	4	46	6	14	17	23	145	221	59	868	174	15	166	1,758
DPS CENTRAL SITE															
Latent Print Section	638		3				1	3	7	7	61	11	3	8	104
TOTAL	9,456	4	49	6	14	17	24	148	228	66	929	185	16	174	1,862

* Latent equipment purchased by local agency



Automated Fingerprint Identification System

TEN-PRINT OPERATIONS REPORT

April through June, 2002

Criminal Submissions Processed Through AFIS

The following information reflects the total number of criminal ten-print fingerprint transactions processed through AFIS.

Number of Transactions Processed from Electronic Submissions	103,339
Number of Transactions Processed from Cardscan Submissions	69,206
Total number of Criminal Transactions Processed in AFIS	172,545

Manually Processed Fingerprints

The following information reflects totals for fingerprint cards that were manually processed. This includes manually verified raps, and non-AFIS age group cards that were manually classed and searched.

Criminal Cards (including TDC faxes)	16,610
Applicant Cards	4,633
Deceased (known and unknown)	56
Total number of Manually Processed Fingerprints	21,299

Applicant Submissions Processed Through AFIS

The following information reflects the number of applicant ten-print fingerprint transactions processed through AFIS.

Number of Retainable Applicant Transactions Processed	23,673
Number of Non-Retainable Applicant Transactions Processed	12,814
Total number of Applicant Submissions into AFIS	36,487

A.F.I.S. SUCCESS STORY

DORITOS BANDITS

MONTGOMERY COUNTY S.O. HAD A ROBBERY/UUMV CASE TO SOLVE.

THE SUSPECTS HAD STOLEN TWO DODGE DURANGOS AND SHOT AT TWO STORE CLERKS. INSIDE BOTH DURANGOS WERE EMPTY DORITO BAGS.

THE BAGS WERE PROCESSED FOR LATENT PRINTS. A LATENT FROM ONE OF THE BAGS WAS ENTERED INTO THE STATE AFIS AND IDENTIFIED.

THIS HIT WAS THE KEY TO CATCHING VERY DANGEROUS SUSPECTS THAT COMMITTED A SERIES OF AGGRAVATED ROBBERIES.



Fingerprint & Records Bureau

FINGERPRINT CONTRIBUTORS

As you know, the Department makes great efforts to process electronically or manually all fingerprint submissions received, regardless of the quality of the prints received. We have also performed a substantial amount of manual work on poor quality prints in an attempt to ensure that they are accepted by the FBI when a national criminal history check is authorized. Even with our efforts, however, the quality of some submitted prints prevents them from being processed through electronic or manual methods either by us or by the FBI. The number of applicant fingerprint submissions has also continued to rise significantly, which heightens the importance of quality in fingerprinting.

We would like to take this opportunity to offer fingerprint training to your agency. Our fingerprint techni-

cians can assist your employees that take fingerprints in assuring that they obtain the best possible quality prints in any given situation. Even employees that do not actually take fingerprints, but are responsible for submitting them to the Department, could greatly benefit from the training, which would allow them to identify poor quality prints before they are submitted. The training may be scheduled at our Austin Headquarters location, or, if your agency's resources do not allow for travel to Austin, we will travel to your agency to provide training as our resources permit.

If you wish to schedule fingerprint training for your agency, or have any questions regarding these processes, please call Denisse Wuensche, Fingerprint Supervisor, at 512-424-5749.



Criminal Justice Information System

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SEX OFFENDER REGISTRATION UPDATE:

- By now all agencies should be aware of the sex offender driver license/ID requirements.

Requirement for having a driver license/ID designed for sex offenders:

Any sex offender convicted or adjudicated on or after 9/1/00.

Any sex offender who is under supervision/incarcerated as of 9/1/00.

An offender who meets these requirements must renew annually, in person, his/her driver license or personal identification certificate issued by the DPS until the person's duty to register has expired.

On March 1st, a letter was mailed out to each sex offender required to be on the annual renewal program. At that time, the offender had 30 days to comply with the requirement or the driver license would be revoked.

- National Sex Offender Registration guidelines:
If a registered sex offender is enrolled at or employed by an institution of Higher Education, notice shall be given to the administrator of that institution.
- Community Supervision and Corrections Department (CSCD) is now mandated to provide a Tracking Incident Number (TRN) in order to receive funding, therefore, local CSCD officers may be contacting their Sheriff's Offices and Court Clerks regarding TRN numbers. The CJIS Field Reps are available to provide training should any CSCD officer need training on submitting CJIS forms. If there is a need for a countywide meeting to open the lines of communication and address issues and concerns, please contact your CJIS/Sex Offender Field Rep. for assistance.



Texas Crime Information Center

TRIPLE (III) PARTICIPANTS

LOGGING CCH INQUIRIES

PARTICIPATING STATES:

Alabama	Alaska	Arkansas
Arizona	California	Colorado
Connecticut	Delaware	District of Columbia
Florida	Georgia	Idaho
Iowa	Illinois	Indiana
Maryland	Michigan	Minnesota
Mississippi	Missouri	Montana
Nebraska	Nevada	New Hampshire
New Jersey	New Mexico	New York
North Carolina	North Dakota	Ohio
Oklahoma	Oregon	Pennsylvania
South Carolina	South Dakota	Texas
Utah	Virginia	Washington
West Virginia	Wisconsin	Wyoming

NON-PARTICIPATING STATES:

Vermont	Louisiana
Massachusetts	Kentucky
Maine	Kansas
Rhode Island	Tennessee
Hawaii	

During FBI NCIC Audits, Texas agencies continue to be out of compliance on logging CCH inquiries. All operators must be trained to be consistent when identifying the REQUESTOR, ATTENTION AND OPERATOR fields.

The individual who requests the CCH must be properly identified in the REQ field and ATN field. You may use the title and full name of the requesting party in the "REQUESTOR" or "ATTENTION" field (example: REQ/Officer Betty Rhoades; REQ/Chief Roy David; ATN/Officer Don Stone; ATN/DA Neil Brooks). If numbers are used in the REQUESTOR and ATTENTION fields along with the requestor's last name, numbers must be unique to your department and not be reissued to another employee when the current holder is no longer employed by your agency. **The preferred method is to use the title along with the first and last name.**

If the Requestor is an authorized person from another agency or office, identify that person by full name and the name of their agency, office or ORI in the "REQ" and "ATN" fields (example: REQ/Officer Tim Moon Anywhere PD; REQ/Bill Simms TX5555555; ATN/DA James Wood; ATN/Haden Parks TX3333333). **If you are authorized to use the other agency's ORI, you must use their ORI instead of your own ORI.**

The person actually operating the TLETS terminal must be properly identified in the "OPR" field. You can not use first names only, initials or non-unique numbers. **The preferred method is to use the first and last names of the person operating the TLETS terminal** (example: OPR/Vivian Cannon; OPR/Norman Green).

****Manual logging of QH and QR inquiries is optional if the REQ, ATN and OPR fields are properly identified. However, manual logging is still highly recommended.****

CONVICTED PERSON ON SUPERVISED RELEASE FILE

This file contains records of subjects who are put under specific restrictions during their probation, parole, or supervised release sentence following imprisonment. The court can order as an explicit condition of a sentence of probation or supervised release "that the defendant not commit another local, state or federal crime during the term of supervision" (Title 28, U.S.C., Section 3563 and 3583).

When an agency transmits a wanted person inquiry, the data in the Convicted Person on Supervised Release File will be searched in addition to all other NCIC 2000 person





Texas Crime Information Center

Continued from Page 6

files (except the Unidentified Person File). A positive response will provide a warning that states: "DO NOT ARREST BASED ON THIS INFORMATION." In addition, the last line of the return reads "CONTACT ORI IF RECORD SUBJECT IS ARRESTED FOR A NEW OFFENSE." This contact is to be accomplished through an administrative message (AM). The YQ format is **not** to be used when a positive response from this file is received. REMEMBER, all returns must be read carefully to ensure an appropriate response is correctly processed.

PLACING A LOCATE ON A TCIC/NCIC RECORD

Any agency, except the agency that entered the record, that recovers stolen property, apprehends a wanted person, or finds a missing person, MUST place a locate on the corresponding record(s), after confirming the hit. Many agencies are placing a locate on a record prior to completing the hit confirmation process. A locate cannot be removed once it has been attached to a record. Therefore, if for some reason, the entering agency is not able to confirm the record at that time, then the record must be cancelled and re-entered by the entering agency. In addition, a locate placed on a Missing Person record will automatically retire that record. Please ensure the hit confirmation process has been completed prior to placing a locate on a record.

TCIC/NCIC TRAINING COURSES

Criminal Justice personnel who access or utilize TCIC/NCIC information are required to attend the appropriate level of TCIC training. The level of training required depends upon what TCIC/NCIC functions the personnel will be performing.

The Full Access Operator course (16 hours) is designed for terminal operators who perform all NCIC/TCIC functions, including inquiry, entry, modification, clearing, and canceling. Operators who inquire only, including Mobile Digital Terminal (MDT) and Mobile Data Computer (MDC) should take the Less than Full Access Operator course (8 hours). Both categories of operators must receive this training within the first six months of assignment or employment. In order to comply with federal requirements, Full Access and Less than Full Access Operator's must retest or take the appropriate training again within two years of certification.

The Peace Officer course (4 hours) is designed for sworn law enforcement officers who receive or contribute to NCIC/TCIC records but don't actually operate a terminal. System users who handle, receive, or receive benefit from the NCIC/TCIC system, but do not operate a terminal should take the Criminal Justice Practitioner course (2 hours). Officers and practitioners must be trained within the first

year of assignment or employment. There are no recertification requirements for these two courses.

FAQ

Q. Does the Basic Telecommunicators course (TCLEOSE course # 1013) provide TCIC/NCIC training?

A. No. The Basic Telecommunicators course (TCLEOSE course # 1013) does not provide TCIC/NCIC training for Full Access or Less Than Full Access operators. The Basic Telecommunicators course satisfies the TCLEOSE requirements for a Telecommunicators license. If a person takes the Basic Telecommunicators course, they must still take the Full Access (TCLEOSE course # 3802) or the Less Than Full Access (TCLEOSE course # 3807) course, depending upon what type of access the operator requires.

Q. Can the Requestor (REQ) and the Operator (OPR) be the same person in a CCH inquiry?

A. Yes, the REQ and OPR can be the same person if that Operator is validating or entering TCIC/NCIC records. The REQ field should also include a reason why the Operator ran the CCH (example: REQ/Helen Troy Validation; REQ/Dean Hook Wanted Person Entry).

Q. How often do non-terminal and non 24-hour terminal agencies have to update their TCIC service agreements with the TLETS terminal agencies that enter TCIC/NCIC records and provide service for the NTA and non 24-hour agencies?

A. New agreements must be signed when there is a change in either agency's administration.

Q. Are we able to send hit confirmation request on convicted persons on Supervised Release records?

A. No. Refer to NCIC Operating Manual, Supervised Release section. No arrest or detention should be made based solely on convicted person on supervised release file record response. This notification is used to inform the parole or probation officer that an inquiry has been made on a subject this officer supervises. Contact the entering agency only if the record subject is arrested for a new offense.

Q. When entering an all terrain vehicle into the stolen vehicle file where the make is known and a valid VMA code exists for that make, can VMA/ATV still be used?

A. No. The proper VMA should be used along with VMO/CYL and VST/MV (for multiwheel).



Electronic Arrest Reporting

The Department of Public Safety LiveScan Project is comprised of 93 sites around the state. LiveScan equipment facilitates the submission of arrest data electronically to the DPS. By submitting arrest data electronically, the arresting agency receives identification information on the subject in custody electronically within 4 hours, often much sooner. The subject's Computerized Criminal History is updated with arrest data within 24 hours.

LiveScan Q & A

Q: Can subjects arrested on out of county warrants be submitted via LiveScan?

A: If you are arresting a subject for another county's warrant, the DPS requests that you supply the warrant issuing agency with the subject's demographic data and a fingerprint card only. The arresting agency should not submit arrest data to the DPS in this case.

Q: Can a Two Finger Look Up (TFLU) be performed on the LiveScan system?

A: Yes, a TFLU can be performed on the LiveScan. Use the "Create New Record" option and choose the "FBI Applicant" format. The only required field on this format is the name. Be sure to submit all ten fingerprint images for identification.

For training on LiveScan equipment or other questions concerning system operation, contact the LiveScan Field Reps:

Michael Denney, South Region (512) 424-5067

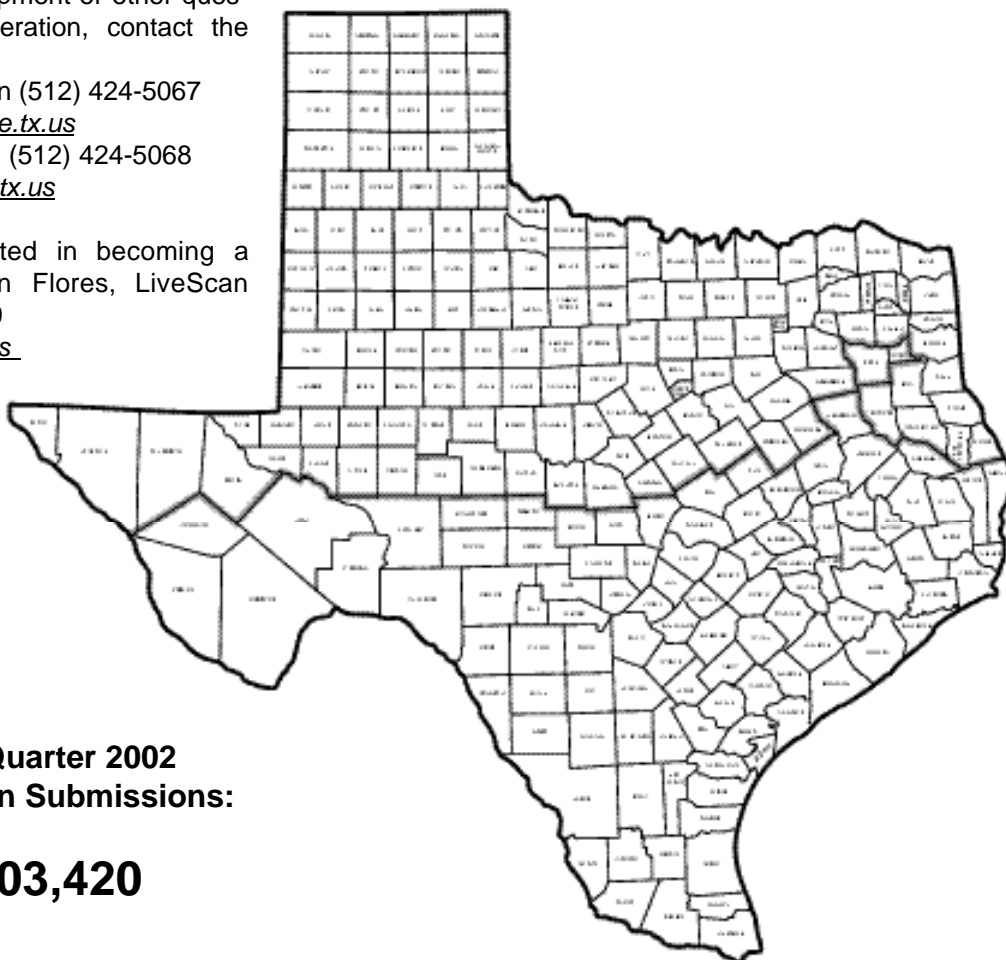
michael.denney@txdps.state.tx.us

Richard Skruch, North Region (512) 424-5068

richard.skruch@txdps.state.tx.us

**If your agency is interested in becoming a LiveScan site, contact Juan Flores, LiveScan Coordinator at (512) 424-2409

juan.flores@txdps.state.tx.us



**2nd Quarter 2002
LiveScan Submissions:**

103,420



Electronic Disposition Reporting

Currently, 60 counties are participating in Electronic Disposition Reporting (EDR) for the State of Texas. From January through June 2002, electronically, a total of 205,123 dispositions were applied to the Computerized Criminal History database.

NEWS FROM THE DRIVER LICENSE DEPARTMENT

COURT RULES AGAINST STATE IN ALLEN V. STATE

In a 6-3 decision in *Allen v. State*, the Texas Court of Criminal Appeals ruled that non-payment of the reinstatement fee required under Texas Transportation Code §724.046(a) does not extend the 90 day suspension period under Texas Transportation Code §724.035.

The decision of the Court of Criminal Appeals applies to all suspensions processed by DPS. Therefore, if the DL record shows an alarm for non-payment of a reinstatement fee, law enforcement officers should not arrest the individual for driving while license invalid or driving while license suspended if the statutory suspension period has been completed and the license has not expired. Any driver who fails to display a driver license to an officer upon request may be cited for failure to exhibit a driver license upon demand under Texas Transportation Code §521.025.

CR News On-Line

Visit the Department of Public Safety web site at <http://txdps.state.tx.us/siteindex.htm>, and choose the "Crime Records Service Newsletter" hyperlink to view current or archived issues of CR News. You will also find an e-mail hyperlink that can be used to submit

changes to your agency information, provide comments on CR News or ask questions pertaining to CR News. If you prefer to correspond via USPS, you may use the form provided below and send it to the address on the front of this newsletter.

DATE _____	COMPLETED BY _____
AGENCY _____	ORI TX _____
NEW TAC _____	REPLACED _____
ADMIN/CHIEF/SHERIFF _____	
MAILING ADDRESS _____	
PHYSICAL ADDRESS _____	
TELEPHONE # _____	TAC TELEPHONE # _____



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