

**CRIMINAL AND JUVENILE JUSTICE INFORMATION SYSTEMS
(CJJIS) COUNCIL**

**MINUTES OF MEETING
Wednesday, December 18, 2013, 8:30 a.m.
Staybridge Suites, 1600 Summit Lake Drive
Tallahassee, FL**

Members Present:

Mark Zadra, Designee for Commissioner Gerald Bailey, Florida Department of Law Enforcement (FDLE)
Scott Morgan, Designee for Secretary Wansley Walters, Department of Juvenile Justice (DJJ)
Gina Giacomo Designee for Tena Pate, Chair, Florida Parole Commission (FPC)
Robert Musco, Chief, Green Cove Springs Police Department
Eleese Davis, Designee for Interim Secretary Esther Jacobo, Department of Children and Families (DCF)
Cheryl Strickland for Clerks, St. John's County Clerk of Court
Doug Smith, Designee for Secretary Mike Crews, Department of Corrections (DC)
Don Eslinger, Sheriff, Seminole County
Hamilton Davies for Katherine Fernandez Rundle, State Attorney's Office, Eleventh Judicial Circuit
Stacy Scott, Public Defender, Eighth Judicial Circuit
Carolyn Snurkowski, Designee for Attorney General Pam Bondi
Elisabeth Goodner, Office of State Courts Administrator (OSCA)
Justin Ferrera for Jeff Dawsy, Sheriff, Citrus County

Members Absent:

Robert Fields, Designee for Julie Jones, Department of Highway Safety and Motor Vehicles (DHSMV)

WELCOME MEMBERS and OPENING

Chair Musco welcomed Council members and attendees.

Minutes of the October 25, 2012 CJJIS Council Meeting

Chair Musco requested approval of the minutes of the October 25, 2012, CJJIS Council meeting. Council members moved and seconded motion to adopt the October 25, 2012 minutes. Motion passed.

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| <p>ITEM 1 Use of Mobile App Devices Mr. Larry Coffee Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Mr. Larry Coffee of the FDLE. Mr. Coffee briefed the Council on the Criminal Justice Information Systems (CJIS) security policy on the use of apps on mobile devices. Recommendations on the security of mobile devices are awaiting approval by the Federal Bureau of Investigation. One of the recommendations includes an exemption for advanced authentication for agencies using mobile devices.

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| <p>ITEM 2 Automated License Plate Readers (ALPR) Mr. Charlie Schaeffer Florida Department of Law Enforcement Action Item</p> |
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Chair Musco recognized Mr. Charlie Schaeffer of the FDLE. Mr. Schaeffer briefed the Council on the use of ALPR in Florida. Mr. Schaeffer asked the Council for input in policy and guidelines on the use of ALPR in Florida. A bill was filed for the 2014 Legislative Session, SB 226, which creates a public records exemption for images obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images. A concern is the length of time the data can be retained. Vermont passed legislation that addresses the amount of time a repository can retain the data collected. Vermont worked with the American Civil Liberties Union on the time frame; they agreed to keep the data for 18 months.

Lt. Pete Kelting from Seminole County Sheriff's Office briefed the Council on the committee established to review ALPR. A concern of the committee was the public records aspect.

- Motion: Council member Doug Smith motioned that the CJJIS Council reconstitute the ALPR committee to review the standards to collect the data (to include retention and investigative uses) and provide recommendations to the Council no later than mid-February 2014. The committee should work with the Florida Sheriff's Association and Florida Police Chiefs Association. Council member Stacy Scott volunteered to serve on the committee. Motion seconded and passed.

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| <p style="text-align: center;">ITEM 3 Non-Criminal Justice Use of Criminal Justice Network Mr. Charlie Schaeffer Florida Department of Law Enforcement Action Item</p> |
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Chair Musco recognized Mr. Charlie Schaeffer of the FDLE. Mr. Schaeffer briefed the Council on the use of the Criminal Justice Network (CJNet). The CJJIS Council is charged with the oversight of the CJNet and overtime FDLE has seen an increase in the use of the CJNet for non-criminal justice purposes. Companies are accessing information for the license plate readers, parking enforcement, and toll plazas. The concern involves the number of transactions run through the CJNet. The current average is 1.2 transactions a second. In addition to companies accessing the CJNet, out of state law enforcement agencies are utilizing the CJNet when a vehicle with a Florida tag runs through their toll plaza without paying the toll.

With the increase in transactions, the Council discussed the importance of keeping the line available for officer safety and public safety and options to ensure the CJNet is used for the intended purposes. The Council discussed setting up non-criminal justice use inquiries on a separate server, how to handle transactions in a state of emergency, classifying transactions, and controlling the number of transactions a company submits.

Action Item: The Council recognizes officer safety is most important when determining access to the CJNet. The FDLE will look at possible solutions and report back at the next Council meeting. Possible items to consider include: changing the message switch (prioritization), separate server for non-criminal justice use, discuss with Governor’s office and legislature charging for use of CJNet, and include a plan on how to move forward with recommendations (could utilize Council committees or workgroup).

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| <p style="text-align: center;">ITEM 4 Electronic Warrants Mr. Charlie Schaeffer Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Mr. Charlie Schaeffer of the FDLE. Mr. Schaeffer updated the Council on the status of the electronic warrant project. FDLE was awarded grant funding to assist with the electronic warrants project. The three factors that impact the processing of a warrant are: it’s a paper process, duplication of data entry, and the volume of warrants being processed. The new system will allow agencies several options to enter the warrant, depending on type of connectivity. Several agencies have been identified to pilot electronic warrants.

ITEM 5
Global Federated Identity and Privilege Management (GFIPM)

Mr. Charlie Schaeffer
Florida Department of Law Enforcement
Information and Discussion

Chair Musco recognized Mr. Charlie Schaeffer of the FDLE. Mr. Schaeffer briefed the Council on GFIPM. GFIPM is a standard way to manage identities and how those identities can be trusted across a series of systems. Several Southeast states are joining the National Identity Exchange Federation, facilitated by the Georgia Tech Research Institute. Georgia Tech is willing to train Florida on how to bring programs into a GFIPM standard which would enable Florida to trust other entities and join the federation.

ITEM 6
Civil Citations

Mr. Mark Greenwald
Florida Department of Juvenile Justice
Information and Discussion

Chair Musco recognized Mr. Mark Greenwald of the DJJ. Mr. Greenwald briefed the Council on civil citations. The civil citation program is typically limited to first time misdemeanor offenders, there are some exceptions. If a youth does not complete the program he or she will be processed as if the civil citation never happened. Law enforcement agencies do not have access to the DJJ's juvenile justice information system, only specified DJJ staff has access.

Agenda 8 was discussed next

ITEM 8
Florida Law Enforcement Connectivity (FLEX), Regional Law Enforcement eXchange (RLEX)
and N-DEx: Law Enforcement National Data Exchange

Mr. Mark Zadra and Mr. Chuck Murphy
Florida Department of Law Enforcement
Information and Discussion

Chair Musco recognized Council member Mark Zadra. Council member Zadra updated the Council on the status of the FLEX and RLEX projects. These systems are not databases, rather more of a connectivity tool. There are seven regions throughout the state that will be able to query each other once fully implemented. The project is moving forward and FDLE will continue to provide updates to the Council.

Chair Musco recognized FDLE member Chuck Murphy. Mr. Murphy briefed the Council on the status of the Memorandums of Understanding (MOU) with agencies and N-DEx. MOU's will soon be signed with several agencies. Agencies have two options when all regions are connected, either use FLEX or RLEX. Southeast LINX will be connected to N-DEx shortly.

Agenda 9 was discussed next

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| <p style="text-align: center;">ITEM 9 2013 HB 1325 – Relating to Victims of Human Trafficking Update Ms. Jean Itzin Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Ms. Jean Itzin of FDLE. Ms. Itzin briefed the Council on 2013 HB 1325. HB 1325 allows a victim of human trafficking to expunge his or her convictions. This is a new type of expunge. The current expunge process requires that a person file a certificate of eligibility and a \$75 processing fee with FDLE. With the passage of HB 1325, the victim does not come to FDLE for a certificate of eligibility, nor do they pay a fee. The petition to expunge must be filed with a state attorney or statewide prosecutor and the arresting agency. The court of original jurisdiction may grant the expunction at its discretion.

Agenda 10 was discussed next

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| <p style="text-align: center;">ITEM 10 2013 HB 585 – Relating to the Department of Law Enforcement Ms. Donna Uzzell and Mr. Charlie Schaeffer Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Ms. Donna Uzzell of the FDLE. Director Uzzell briefed the Council on the language in HB 585 which allows cities or counties to conduct state and national criminal history records on persons contracted to work with cities or counties (i.e. taxi drivers or tow truck drivers).

Chair Musco recognized Mr. Charlie Schaeffer of FDLE. Mr. Schaeffer briefed the Council on the requirement to submit palm prints and mug shots upon arrest. FDLE is working with local law enforcement agencies to implement the provisions of HB 585. The FBI is implementing a facial recognition system next year, submitting photos now will prove beneficial.

Agenda 11 was discussed next

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| <p style="text-align: center;">ITEM 11 Federal Bureau of Investigation Next Generation Identification – Increment Four Mr. Charlie Schaeffer Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Mr. Charlie Schaeffer of FDLE. Mr. Schaeffer briefed the Council on the FBI's Next Generation Identification. Increment Four is expected to be implemented summer 2014. It is anticipated that photos in our criminal history repository will be associated with positive fingerprint

recognition. Currently, an agency can put things that are not verified, like a fingerprint, with an unsolved identity in the national database. There is discussion of using N-DEX for the unknowns or the unverified since we are still looking for them. There is a debate going on about how to correlate the known and the unknown. The technology exists, but no one is sure what to do. The investigation side is pushing for this technology. FDLE is working on an MOU to participate in the National Facial Recognition System.

Another aspect of Increment Four is the federal rapback program. The federal program will be similar to Florida's retained applicant program. When someone gets arrested, FDLE notifies the appropriate entity of the arrest.

Agenda item 7 was discussed next

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| <p>ITEM 7 Criminal Justice Network (CJNet) Redesign Mr. Chris Larry Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Mr. Chris Larry of the FDLE. Mr. Larry briefed the Council on the redesign of the Criminal Justice Network (CJNet). FDLE redesigned the CJNet to better serve its customers. FDLE met with stakeholders to determine the frequently used features. A new feature allows users to contact FDLE Customer Support via email. The new CJNet will launch during January.

Agenda item 12 was discussed next

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| <p>ITEM 12 Biometric Identification System (BIS) Mr. Charlie Schaeffer Florida Department of Law Enforcement Information and Discussion</p> |
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Chair Musco recognized Mr. Charlie Schaeffer of FDLE. Mr. Schaeffer updated the Council on the biometric identification project. FDLE is in phase 3 of the upgrade. In this phase FDLE started technical searches of civil fingerprints. Now civil fingerprints are processed just like a criminal search so all prints are being processed the same. FDLE conducts 7,000 to 8,000 searches per day between civil and criminal fingerprints. With the implementation of the national fingerprint rapback system, the FBI will merge the databases. Currently, when an agency makes an identification at a booking facility, the system responds with criminal only identifications. Under the new system, agencies may get non-criminal identifications.

ITEM 13
Driver License Photo Sharing

Mr. Charlie Schaeffer
Florida Department of Law Enforcement
Information and Discussion

Chair Musco recognized Mr. Charlie Schaeffer of FDLE. Mr. Schaeffer briefed the Council on the driver license photo sharing project. FDLE is working with DHSMV to make photos available on Florida Crime Information Center (FCIC) for not only Florida law enforcement officers, but other states as well. The project is expected to be implemented spring 2014. In addition to Florida driver license photos, agencies will be able to view driver license photos from other states.

ITEM 14
Computerized Criminal History (CCH) Modernization Project

Mr. Mark Zadra
Florida Department of Law Enforcement
Information and Discussion

Chair Musco recognized Council Member Mark Zadra of FDLE. Council Member Zadra briefed the Council on the CCH modernization project. Several years ago FDLE looked into modernizing CCH. FDLE obtained grant funds to put together ideas on how to modernize it (what does it not do that you need it to do and what products are available to do to where we want to be). FDLE proposed a legislative budget request and hopes the governor recommends the funding. The size of the project and the cost will require its own legislation.

ITEM 15
Appointing CJJIS Council Chairperson

Ms. Donna Uzzell
Florida Department of Law Enforcement
Action Item

Chair Musco recognized Director Donna Uzzell of FDLE opened the floor for discussions on appointing a new CJJIS Council Chair.

- Motion: Council member Zadra nominated Council member Musco to serve as Council Chairperson. Council member Smith seconded the motion. Council member Musco accepted nomination. Motion adopted.

With the appointment of Council member Musco to Council Chairperson, Director Uzzell opened the floor for discussions on appointing a new CJJIS Council Vice-Chair.

- Motion: Council member Smith volunteered to serve as Council Vice-Chairperson. Council member Eslinger seconded the motion. Motion adopted and passed..

Chair Musco opened the floor for discussion. Several Council members discussed agency projects.

Chair Musco reminded members that a teleconference to address action items related to license plate readers will take place in February.

Chair Musco mentioned the next Council meetings will be in June 2014 and November 2014.

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| CLOSING REMARKS |
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Chair Musco thanked members for their attendance. The meeting was adjourned at 1:15 P.M.