

AGENDA
FLORIDA DEPARTMENT OF LAW ENFORCEMENT
February 6, 2014

ITEM 1. Respectfully submit the **Minutes of the December 10, 2013 Cabinet Meeting.**

(See Attachment 1)

RECOMMEND APPROVAL

ITEM 2. Respectfully submit the **Florida Department of Law Enforcement's FY 2013-14 2nd Quarter Report, with Contracts, Agreements and Purchases over \$100,000 for October 1 to December 31, 2013.**

(See Attachment 2)

RECOMMEND APPROVAL

STATE OF FLORIDA

IN RE: MEETING OF THE GOVERNOR AND
CABINET

CABINET MEMBERS: GOVERNOR RICK SCOTT
ATTORNEY GENERAL PAM BONDI
CHIEF FINANCIAL OFFICER JEFF
ATWATER
COMMISSIONER OF AGRICULTURE
ADAM PUTNAM

DATE: TUESDAY, DECEMBER 10, 2013

LOCATION: CABINET MEETING ROOM
LOWER LEVEL, THE CAPITOL
TALLAHASSEE, FLORIDA

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT.

GOVERNOR SCOTT: Now I'd like to recognize Commissioner Jerry Bailey with the Department of Law Enforcement to present his agenda. And he probably ought to talk a little bit more about his 42 and a half year low in crime rate.

COMMISSIONER BAILEY: Good morning, Governor, Cabinet. I have five items on your agenda this morning.

First is my recommendation for your approval of the minutes from the September 24th, 2013, Cabinet Meeting.

GOVERNOR SCOTT: Is there a motion to approve?

ATTORNEY GENERAL BONDI: So move.

GOVERNOR SCOTT: Is there a second?

CFO ATWATER: Second.

GOVERNOR SCOTT: Moved and seconded, show the minutes approved without objection.

COMMISSIONER BAILEY: The second item is our first quarter report. Highlights from this quarter include our participation in a month-long sex-offender sweep in Central Florida that resulted in the arrest of 26 sex offenders, primarily for child endangerment.

1 We arrested the City Marshall of Arcadia and
2 the Superintendent of Schools of Liberty County
3 both for grand theft and official misconduct.

4 Further, we dismantled a Central Florida cargo
5 theft ring responsible for stealing millions of
6 dollars in electronics, food, tires, clothing and
7 pharmaceuticals.

8 During this quarter, we arrested two
9 physicians in Palm -- relative to deaths in Palm
10 Beach County. One of the doctors has been charged
11 with first degree murder, and each was charged with
12 providing prescription narcotics without a medical
13 need.

14 Finally, again, what we had shown you with the
15 declining crime rate in both violent and nonviolent
16 crime continues as this year comes to a close, and
17 we hope to have good news for you when we actually
18 do the annual report.

19 I'll be happy to answer any questions about
20 Item Number 2.

21 GOVERNOR SCOTT: Are there any questions?

22 (NO RESPONSE) .

23 GOVERNOR SCOTT: Is there a motion to accept
24 the report?

25 ATTORNEY GENERAL BONDI: So move.

1 GOVERNOR SCOTT: Is there a second?

2 (NO RESPONSE).

3 GOVERNOR SCOTT: Any comments or objections?

4 (NO RESPONSE).

5 GOVERNOR SCOTT: Hearing none, the motion
6 carries.

7 COMMISSIONER BAILEY: I'm sorry?

8 GOVERNOR SCOTT: No one had any questions.

9 COMMISSIONER BAILEY: Okay. Our third item is
10 our '14/'15 legislative budget request. We're
11 requesting an increase of \$19 million, which is a
12 six-percent increase in our budget. A significant
13 item in this in terms of personnel funding is
14 increase in staffing for our firearms purchase
15 program.

16 We're requesting the moving of 18 currently
17 OPS positions to full-time equivalents. These were
18 positions that were originally federally funded,
19 and we are expecting the federal funds to greatly
20 be decreased or to completely go away and we're
21 also -- the addition of 18 positions to this
22 program. These would be funded by additional -- by
23 already available trust funds based on the \$5 fee
24 for firearms records check.

25 You'll recall that we are approaching a

1 million firearms background checks for 2013. Just
2 this past Black Friday, we conducted almost 68
3 hundred background requests for gun purchases in
4 the state; and Black Saturday, we set a new record
5 for that day for firearms purchases in the state.

6 For the Thanksgiving holiday weekend, we did
7 13,500 background requests for firearm purchases.
8 In order to do this, we had to bring in people from
9 other parts of the Department to make it work.
10 Much of it is being done on line now.

11 We had a little glitch when the internal
12 system for Wal-Mart went down, but all in all, we
13 had quick response times throughout this weekend
14 where we were getting slammed with these background
15 requests. We expect this kind of numbers for the
16 firearms purchase program to continue through the
17 holiday season and into the tax refund season.

18 I'd be happy to answer any questions about our
19 LBR in Item Number 3.

20 GOVERNOR SCOTT: Is there a motion to accept
21 the legislative budget request?

22 ATTORNEY GENERAL BONDI: So moved.

23 GOVERNOR SCOTT: Is there a second?

24 CFO ATWATER: Second.

25 GOVERNOR SCOTT: Florida requires the Governor

1 to independently submit budget proposals;
2 accordingly, I am abstaining from the vote on this
3 item. The record should reflect my abstention.

4 Any objections to accepting the legislative
5 budget request?

6 (NO RESPONSE).

7 GOVERNOR SCOTT: Hearing none, the motion is
8 approved with one abstention.

9 COMMISSIONER BAILEY: Governor, our next
10 item -- and as was mentioned when the Florida
11 Highway Patrol was receiving its honor this
12 morning, synthetic drugs continue to be a problem.
13 New iterations of these synthetics continue to be
14 sold in smoke shops, truck stops, convenience
15 stores, and on the internet. We will be working
16 with Attorney General Bondi to put a range of new
17 synthetic iterations on to the schedule one. And
18 that currently is the only piece of substantive
19 that we're working with.

20 GOVERNOR SCOTT: All right. Is there a motion
21 to accept the legislative proposals?

22 ATTORNEY GENERAL BONDI: So move.

23 GOVERNOR SCOTT: Is there a second?

24 CFO ATWATER: Second.

25 ATTORNEY GENERAL BONDI: And could I comment

1 on that, Governor? The good news is this time we
2 only -- I signed an emergency outlaw -- an
3 emergency order outlawing four compounds; and
4 two of those were -- we were very proactive. They
5 were -- they're very active in Georgia, these two
6 compounds, so that's the good news.

7 The good news is also that we've driven them
8 underground, but they still are out there.
9 Parents, if you see this stuff, if you see it in
10 stores, if you see it in your kids' backpacks, take
11 it away from them; it's synthetic heroin; it's LSD;
12 it's acid. So, thank you.

13 GOVERNOR SCOTT: Florida law requires the
14 Governor to independently review legislation upon
15 passage; accordingly, I am abstaining from the vote
16 on this item. The record should reflect my
17 abstention.

18 Any objections to accepting the legislative
19 concepts?

20 (NO RESPONSE).

21 GOVERNOR SCOTT: Hearing none, the motion is
22 approved with one abstention.

23 COMMISSIONER BAILEY: Our final item for today
24 are 11 sets of rule amendments that are being
25 noticed to you. If requested, opportunities for

1 public comment will be offered at a later date, and
2 we anticipate coming back to you in February for
3 your approval.

4 Seven of these rules involve the Criminal
5 Justice Standards and Training Commission, and four
6 significant ones are we are adding a certification
7 for underwater crime scenes. We're revising the
8 certifications for K-9 handlers and K-9 operations.
9 We are revising the moral character standards to
10 include misuse of electronic databases, and we're
11 changing the name of the Law Enforcement Basic
12 Recruit Academy Program to the Florida Law
13 Enforcement Academy.

14 Two other items not Criminal Justice Standards
15 and Training Commission related are we're bringing
16 the proficiency testing of the FDLE toxicologists
17 in line with our other laboratory disciplines. And
18 others are simple cleanups based on our information
19 systems and the sheriffs' salary supplement
20 programs.

21 I'd be happy to answer any of your questions
22 on our rule recommendations.

23 GOVERNOR SCOTT: Is there a motion to approve?

24 CFO ATWATER: So moved.

25 GOVERNOR SCOTT: Is there a second?

1 ATTORNEY GENERAL BONDI: Second.

2 GOVERNOR SCOTT: Any comments or objections?

3 (NO RESPONSE) .

4 GOVERNOR SCOTT: Hearing none, the motion
5 carries.

6 Thank you, Jerry.

7 COMMISSIONER BAILEY: Thank you.

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2nd QUARTER PERFORMANCE REPORT

	Quarterly Performance 37,671 103%	Quarterly Standard 39,000 95%
Number / percent of lab service requests completed		
Average number of days to complete lab service requests	62	63
BIS (Biometric Identification System)	131 ¹	60
CER (Computer Evidence Recovery)	65	70
Chemistry	36 ¹	30
Crime Scene	19	30
Firearms	53	80
Latent Prints	84 ¹	60
Trace Evidence	138 ¹	115
Serology / DNA	80	111
Toxicology	48 ¹	40
Number of hits, samples added and total samples in DNA Database		
Number of hits	2,161	1,000
Samples added	38,959	45,000
Total samples	957,903	700,000
Percent of investigative resources dedicated to conducting major investigations	74%	70%
Number of criminal investigations	1,507	1,000
Number of domestic security cases	12	15
Number of intelligence initiatives	575	350
Number of calls for Capitol Police service	1,714 ²	2,250
Number of criminal incidents per 1,000 employees	.81	<10
Percent of criminal history record check requests responded to within defined timeframes	100%	96%
Number of criminal history record checks processed	1.5 million	1.25 million
Number of registered sexual predators / offenders added and total identified to the public	2,049 62,893	1,500 62,000
Number of missing persons cases	2,479	2,125
Missing Child Alerts activated	18	4
Amber Alerts activated	5	3
Silver Alerts activated	80	25
Percent of time FCIC is accessible	100%	99.5%
Number of arrest records created and maintained	24.9 million	24 million
Average reliability index for state officer certification examination	0.87	0.90
Number / percent of individuals who pass the basic professional certification examination	3,040 ³ 81%	3,200 80%
Percent of training centers in compliance with established administrative and financial standards	71% ⁴	80%
Number of professional law enforcement certificates issued	8,139 ⁵	10,000
Number of criminal justice officer disciplinary actions	330	226



Justifications

¹ **Forensic measures** – During this period, turnaround times exceeded standards in some disciplines, mostly due to staffing deficiencies. In order to mitigate this issue, the department is proactively hiring and training new lab personnel and transferring cases between regional labs to increase efficiency and assist with backlog service requests.

² **Number of calls for Capitol Police service** – Due to a more proactive patrol approach by officers, the number of calls for service is less than anticipated. Throughout the year, this measure fluctuates depending upon events scheduled at the Capitol.

³ **Number of individuals who pass the basic professional certification examination** – This measure reports the performance results of external individuals taking and passing the examination. During this quarter, fewer individuals took the exam than anticipated.

⁴ **Percent of training centers in compliance with established administrative and financial standards** – This measure has three component parts: facility inspections, monitoring of training delivery and perfect financial audits. During this period, several training centers failed to achieve a perfect financial audit, which resulted in performance for this measure falling below the standard.

⁵ **Number of professional law enforcement certificates issued** – Certificates are issued to all individuals meeting training requirements for basic and post-basic programs offered at Criminal Justice Standards and Training Commission certified training schools. During this period, the department issued certificates for all individuals meeting requirements.



Highlights



Crime in Florida Down 5% in 2013 – The 2013 Semi-Annual Uniform Crime Report shows Florida's crime volume dropped 5.2 percent compared to the first six months of 2012. This marks the lowest crime volume since the department began tracking data 43 years ago. According to the report, the number of violent crimes was down by 3.5 percent, including a 10.6 percent drop in murders, a 2 percent decrease in robberies and a 4.2 percent decrease in aggravated assault. Non-violent crime fell 5.5 percent; burglary and larceny were down 9.5 percent and 3.7 percent respectively and motor vehicle thefts decreased by 9.6 percent. Commissioner Bailey presented the report to the Governor and Cabinet at the November 19, 2013 Cabinet meeting.

FDLE Busts Inmate Escape Scheme – FDLE agents, along with officers from the Bay County Sheriff's Office, Panama City Police Department and US Marshals Service, arrested two Department of Corrections (DOC) inmates who forged court documents to secure their escape from the Franklin Correctional Institution on Sept. 27, 2013 and Oct. 8, 2013, respectively. Both were serving life without the possibility of parole for murder convictions in Orange County. Charles Walker and Joseph Jenkins were arrested without incident at the Coconut Grove Motor Inn, in Panama City Beach, on Oct. 19, 2013.

On Dec. 19, 2013, FDLE charged Walker and Jenkins with additional offenses and four current or former DOC inmates in connection with the inmates' escape: Nydeed Nashaddai was charged with conspiracy to commit escape and principal to escape, Jeffrey Forbes was charged with forgery, uttering a forgery and conspiracy to commit escape, Willie Slater, Jr., was charged with principal to escape, conspiracy to commit escape, uttering a forgery and tampering and Terrance Goodman was charged with harboring a fugitive and conspiracy to commit escape.

The investigation shows Nashaddai taught and assisted Jenkins in his escape attempt, who then forged release documents for Walker. Former inmate Slater helped on the outside ensuring the forged documents were delivered to the Orange County Clerk's Office. And Goodman, a friend of Jenkins, drove Jenkins and Walker to Panama City and rented the motel room.





CONTRACTS, AGREEMENTS AND PURCHASES OVER \$100,000

Q2 - FY 2013-14 (Oct. 1 – Dec. 31, 2013)

<u>P.O.#</u>	<u>VENDOR/SERVICE</u>	<u>AMOUNT</u>
C1634-R1459	Fisher Scientific Company LLC 750 packs of Indicating FTA micro cards. <ul style="list-style-type: none">▪ Alternate Contract Source▪ One Time Purchase	\$ 178,140
PO418073*	Global Information Services 1,344 hours of Information Technology (IT) staff augmentation - Systems Analysis & Programming for Rap-Back service. <ul style="list-style-type: none">▪ State Term Contract▪ Term: 11/18/13-6/30/14	\$ 106,176
PO437509	DLT Solutions, LLC Maintenance and technical support for Informatica SSA Name 3 software. Software supports name search functions for the Florida Crime Information Center (FCIC) Message Switch/Hot Files and the Falcon-Integrated Criminal History systems. <ul style="list-style-type: none">▪ Invitation to Bid▪ Term: 1/1/14-12/31/15	\$ 134,977
PO444862*	Global Information Services 1,300 hours of IT staff augmentation - Applications Development Analyst for Computerized Criminal History (CCH) system. <ul style="list-style-type: none">▪ State Term Contract▪ Term: 12/2/13-6/30/14	\$101,400
PO446399*	Global Information Services 2,000 hours of IT staff augmentation - Applications Development Analyst for Computerized Criminal History (CCH) system. <ul style="list-style-type: none">▪ State Term Contract▪ Term: 11/1/13-9/30/14	\$150,000
FDLE-014-14	MorphoTrak, Inc. Phase II upgrade hardware purchase and system implementation for the Biometric Identification System (BIS). <ul style="list-style-type: none">▪ Single Source▪ One Time Purchase	\$ 2,650,000
FDLE-020-14	MorphoTrak, Inc. Maintenance and technical support for existing Biometric Identification System (BIS) equipment. <ul style="list-style-type: none">▪ Single Source▪ Term: 11/15/13-11/14/16	\$ 3,411,792
FDLE-021-14	MorphoTrak, Inc. Maintenance and technical support for Ten Print matchers. <ul style="list-style-type: none">▪ Single Source▪ Term: 11/13/13-11/12/15	\$ 371,196