Criminal History Reporting for Justice Courts

TJCTC Webinar April 2020

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This webinar was prepared in cooperation with the Texas Department of Public Safety CJIS Field Support Office.

CJIS Field Support

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cjisjjis@dps.texas.gov



Today's Presenters:

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- CJIS Field Support Unit
- Texas Department of Public Safety
- Jeff.McIlhaney@dps.Texas.gov

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Course Outline



What is CJIS?



Why is this important for Justice Courts?



How to Report Class C Offenses



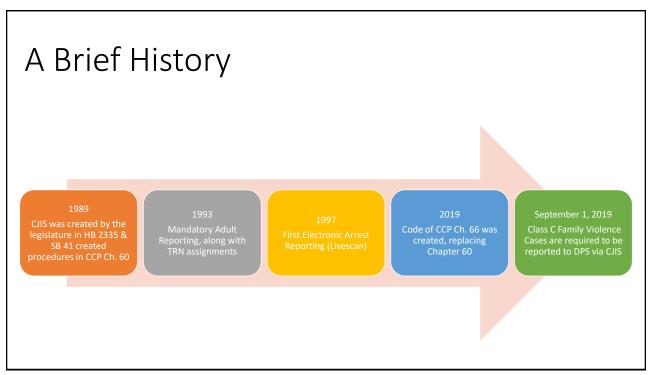
Resources

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What is CJIS?

Criminal Justice Information System

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Some Vocabulary:

What do all of these acronyms mean?!



Incident Tracking Number. This is a number linked to an arrest. It is used with a **TRS** (*incident tracking number suffix*) to link a criminal offense from arrest through disposition. It is assigned upon arrest on a **CR-43 form** (*can be on paper or electronic*).

State Identification Number. This is a unique identifier that helps link all of a defendant's Texas arrests and criminal charges. This number is linked to a person's fingerprints.





Computerized Criminal History System. It is the statewide repository of criminal history record information (**CHRI**) reported to DPS by local criminal justice agencies (*including justice courts*) in Texas. It is one of two components of **CJIS**.

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Let's take a look at the DPS Website where you can find more information!

https://www.dps.texas.gov/administration/crime_records/pages/cjisJJISReporting.htm

Why is this Important for Justice Courts?

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2019 Legislative Changes

- Last year, Justice Courts were added to the list of courts required to submit disposition data regarding Class C Family Violence Cases, on or after <u>September 1, 2019</u>.
- Do you remember hearing something about fingerprint cards and disposition reporting at a legislative update or new judge's school? Or requirements specific to family violence cases?

New Reporting Requirement for Family Violence Fine-Only Misdemeanors



Upon disposition of the case, the court must now report to DPS under CCP 66.252.

This statute already existed, but it didn't apply to any fine-only misdemeanors before.



Law enforcement prepares uniform incident fingerprint card and initiates reporting process when offender is charged.



Clerk then reports applicable info regarding person's citation/arrest and the disposition of the case to DPS within 30 days of disposition.

Shall report using a uniform incident fingerprint card (CCP 66.251) or an electronic method approved by DPS.

Only applies if offense was committed on or after 9/1/19, regardless of conviction date.

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If a Defendant is Charged with an Offense Involving Family Violence as Defined by FC 71.004

- Judge must now take their plea in open court. CCP 45.0211
 - Defendant may not instead mail in or deliver plea under CCP 27.14(b).
- The required court admonishment regarding firearms under CCP 27.14(e)(1) that a court must provide before accepting a guilty plea or nolo plea can no longer be provided via a statement printed on a citation.
- Only applies if offense was committed on or after 9/1/19, regardless of when the defendant enters their plea.

When would you see a family violence fine-only misdemeanor in justice court?

- Ex: Class C assault involving family violence as defined by FC 71.004.
- This could be something like a husband threatening to punch his wife and punching the wall next to her to scare her.

How do you know if an offense involves family violence?

• Look at the citation or complaint.

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Not only is reporting **required** under CCP Ch. 66, BUT accurate reporting is important for several other reasons:

1. Criminal Justice Purposes2. Grant Funding3. Statistics

Criminal Justice Uses

The information that counties report to DPS is used by:









Law Enforcement

Prosecutors

Judges

Community Corrections and Supervision Departments

(CSCD or probation)

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Completeness Reports & Grant Funding

- Counties must have an average of 90% or above on both adult and juvenile disposition completeness and maintain timely reporting of all information as required by state law in order for any unit of government or non-profit within the county to be eligible for Criminal Justice Division (CJD) funding.
- The completeness percentage is calculated by comparing the arrest reports filed by a given county to the dispositions entered into CJIS by that county.

https://egrants.gov.texas.gov/FileDirectory/CJD_Guide_to_Grants_v7.pd <u>f</u>

Statistics

- Legislation
- Policy

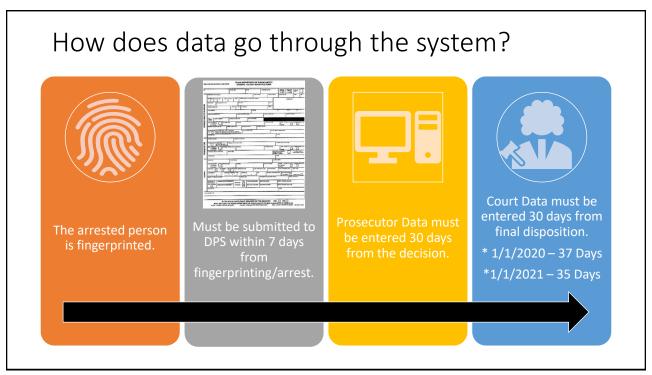
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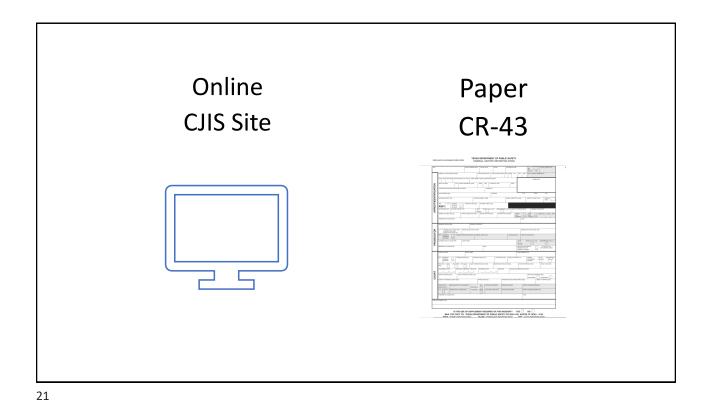
Why Only Family Violence Cases?

- Affirmative Family Violence Finding
- Collateral consequences
- Studies on family violence and a person's chances of committing other violent crime
 - Link between mass shootings and family violence

How to Report Class C Offenses

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Reporting on Paper

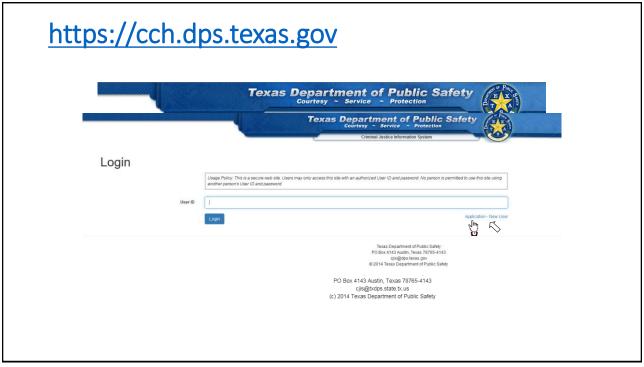
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Request Access Screen Choose one of the reasons listed below Request Access to CJIS If you need multiple reasons then choose "Other/Multiple Reasons" and list the multiple reasons in the box Adding/Modify Arrests Your Information Law Enforcement Law Enforcement Application Notifications Agencies Report Preadjudication/Prosecutor/ Court Dispositions To Help Us Process Your Request.. Courts NICS Reporting Security Check -Zonnb

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Acknowledgement Email (Should receive in a few minutes) From: cjis@bxdps.statetx.us To: EMAIL@EMAIL.COM Subject: Your CIIS User Application Your request for access to the CIIS website provided by the Texas Department of Public Safety has been received and is being reviewed. It will be processed within 14 days of receipt. Thanks. **Systemic Richer** CJIS Site Administrator*

Security Profile Setup Email

From: cjis@txdps.state.tx.us
To: EMAIL@EMAIL.COM;
Subject
Your CJIS Account has been Activated
Your CJIS account for User ID EMAIL@EMAIL.COM has been Activated.

To begin using the site, you must now establish your security profile. Please follow this link: Security Profile Setup for EMAIL@EMAIL.COM to select a security photo, provide a security phrase describing the photo, answer three security questions, enter and confirm you was password. Click "Save Changes" to establish your profile. Once your profile is created, you may begin using the CJIS site.

Please let us know if you have questions or have difficulty signing on.

Have a nice day!

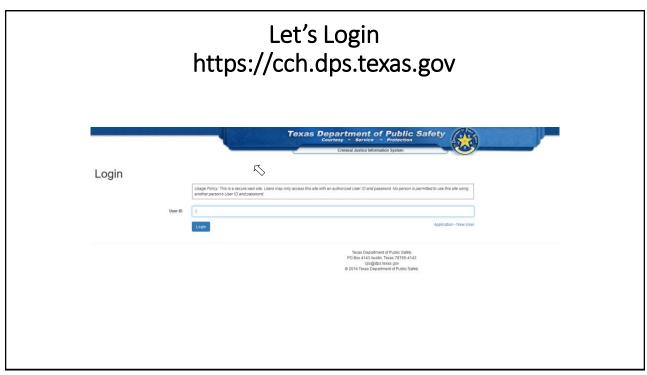
Thanks,

Sessandra Richey
CJIS Site Administrator**

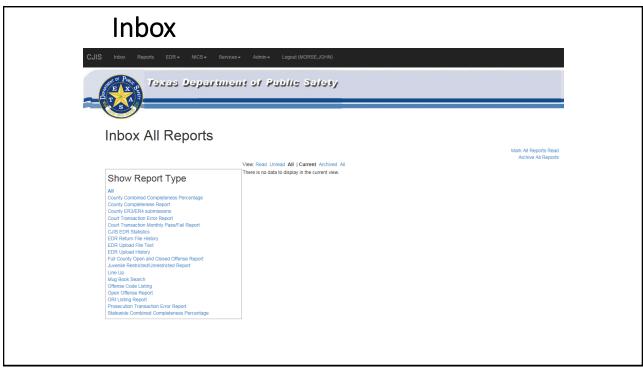
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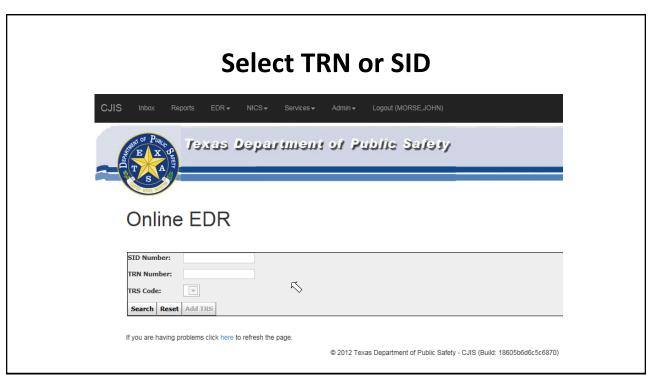
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Adding Charges on CJIS Site

Online EDR

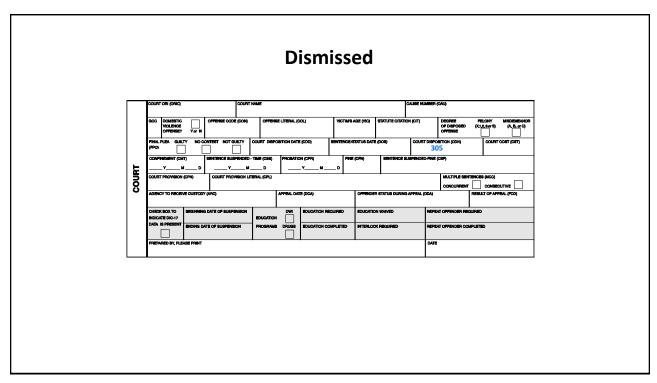


Select the appropriate TRS

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Entering Dispositions

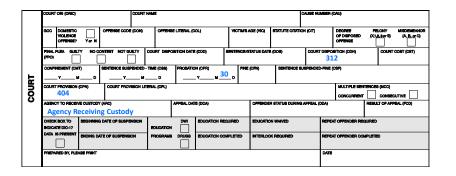
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License Plate License State TX
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DEFERRED - AFFIRMATIVE FINDING BY THE COURT OF FAMILY VIOLENCE CLASS C MISDEMEANOR Date of Entry: Date of Entry: Date of Arrest: Date of Entry: Date of Entry:

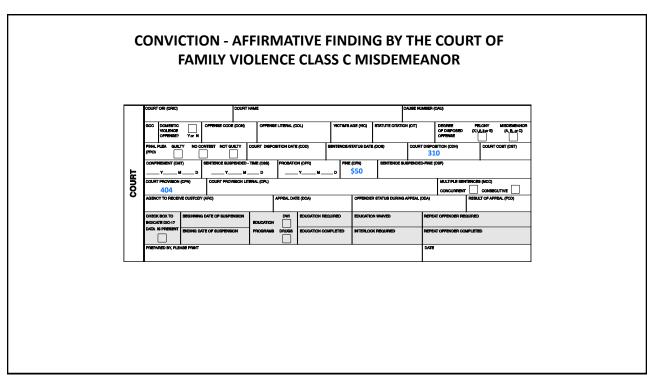
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DEFERRED - AFFIRMATIVE FINDING BY THE COURT OF FAMILY VIOLENCE CLASS C MISDEMEANOR



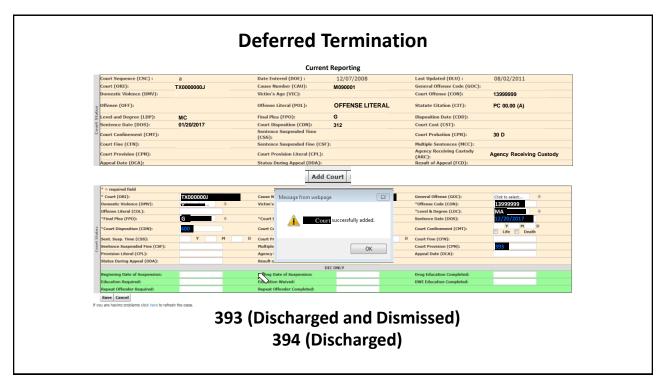
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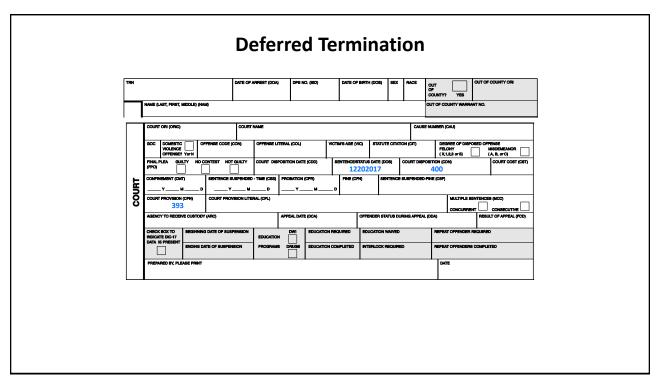
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CONVICTION – TIME SERVED AFFIRMATIVE FINDING BY THE COURT OF **FAMILY VIOLENCE CLASS C MISDEMEANOR** Tracking Number: Weapon: City: County: County: Comm. Veh. Code: License Year: Case Number (OCA): Victim's Age (VIC): Offense (OFF): Address: Zip: HAZ Code: License State: Arrest Number (AGN): General Offense Code (GOC): Offense Numeric (AON): ffense Literal (AOL): ate of Offense (DOO) Statute Citation (CIT): Disposition Number (ADN) Referred Prosecutor (REF): Add Court 23 Cause Message from webpage Victin Offense Literal (COL): *Level & Degree (LDC): Sentence Date (DOS): *Final Plea (FPO): Court successfully added. Court Disposition (CDN): Court Court Confinement (CMT): D Court Fine (CFN): OK DIC ONLY ding Date of Se Drug Education Completed DWI Education Completed: Save Cancel

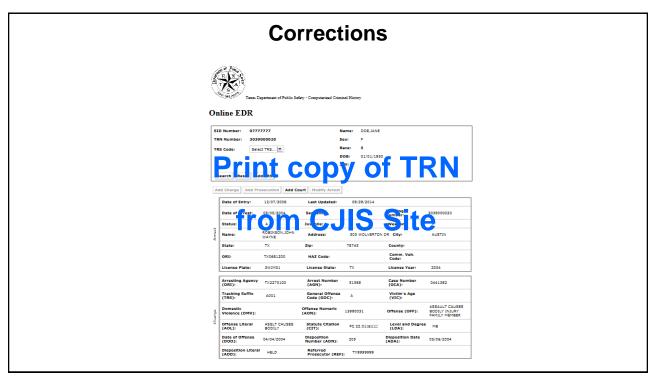
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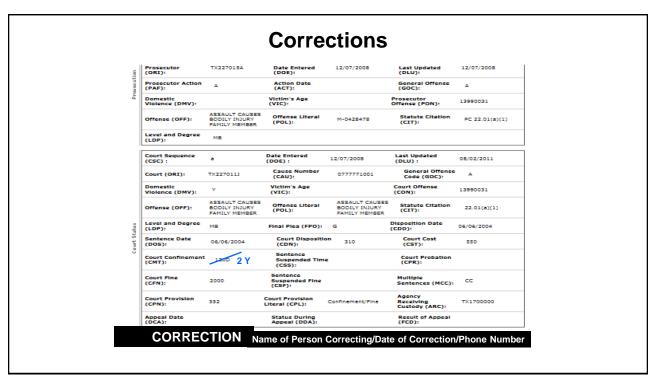


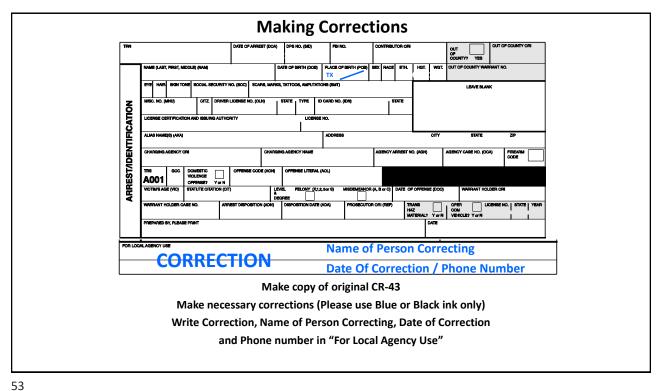


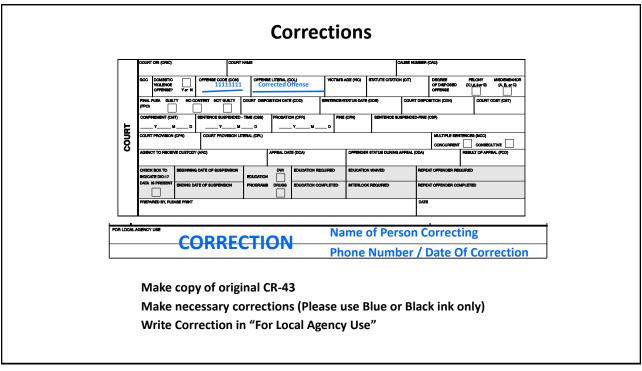
How to Make Corrections

		Corre	ections		
Court Sequence (CSC) :	a	Date Entered (DOE):	12/07/2008	Last Updated (DLU):	08/02/2011
Court (ORI):	TX227011J	Cause Number (CAU):	0777771001	General Offense Code (GOC):	A
Domestic Violence (DMV):	Υ	Victim's Age (VIC):		Court Offense (CON):	13990031
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Appeal Date (DCA):		Status During Appeal (DDA):		Result of Appeal (FCD):	









Resources

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DPS Contacts

CJIS Supplies

Fingerprint Section

512-424-5248

Electronic Disposition Reporting (EDR)

Cassandra Richey 512-424-2479

512-424-2367 512-424-5599 (fax)

DPS Contacts

Corrections

512-424-2476 (fax)

Error Resolution Section

512-424-7256

errorresolution@dps.texas.gov

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DPS Contacts

CJIS Website

512-424-2500 https://cch.dps.texas.gov cjis@dps.texas.gov Biometrics Coordinator (Livescan)

*Contact to order Livescan Tracking Incident Numbers (TRN) Chrystal Davila 512-424-7026 livescan@dps.texas.gov

Websites

• CJIS Site

https://cch.dps.texas.gov

• Reporting Forms

https://www.dps.texas.gov/administration/crime_records/pages/cjisRptngForms.htm

(Note: You can't print the forms and use them. They will need to be ordered. This is the address where you can see what they will look like.)

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Who is your CJIS Field Rep?

Email one of the following:

CJIS cjis@dps.texas.gov or

Amber Myers at <u>A_M1814@txstate.edu</u> or

Jeff McIlhaney at Jeff.McIlhaney@dps.Texas.gov