



MADISON COUNTY DATA REPORTING IMPROVEMENT PLAN

Section I – LEGISLATIVE REQUIREMENTS

Chapter 60.10, Code of Criminal Procedure (CCP) creates provisions regarding a data reporting improvement plan applicable to a county that has an average disposition completeness percentage, including both juvenile and adult dispositions, of less than 90 percent. The statute requires the commissioner's court of such a county to establish a local data advisory board, as described by state law, not later than November 1, 2009. The bill sets forth the persons authorized and required to be included in such a local data advisory board. The statute requires a local data advisory board to prepare a data reporting improvement plan, in addition to other duties prescribed by law, and requires the plan to describe the manner in which the county intends to improve the county's disposition completeness percentage; ensure that the county takes the steps necessary for the county's average disposition completeness percentage to be equal to or greater than 90 percent in the first report DPS submits to certain state officers and agencies regarding local jurisdiction reporting on or after January 1, 2013; and include a comprehensive strategy by which the county will permanently maintain the county's disposition completeness percentage at or above 90 percent. The statute requires a local data advisory board established under the bill's provisions, not later than June 1, 2010, to submit to the Department of Public Safety (DPS) the data reporting improvement plan prepared for the county. DPS, on receipt of a data reporting improvement plan, is required to post the plan on the DPS Internet

website. The statute authorizes the public safety director of DPS to adopt rules concerning the contents and form of a data reporting improvement plan.

Pursuant to Article 60.10, Texas Code of Criminal Procedure, the Madison County Local Data Advisory Board adopts this as the Data Reporting Improvement Plan. By resolution dated October 26, 2009, the Madison County Commissioner's Court established this board to meet and generate a data reporting and improvement plan. Madison County's Data Advisory Board is committed to achieving and maintaining an average disposition completeness percentage equal to or greater than 90% in the first report the DPS submits under Art. 60.21(b)(2) on or after January 1, 2013. The members of the advisory board pledge to cooperate in compiling the data required by law, forwarding the appropriate information to the correct county agencies, and reporting data to DPS. We will strive to provide a working environment of respect toward each member and recognize the merit of each individual.

Section II – MADISON COUNTY LOCAL DATA ADVISORY BOARD

William C. Bennett, Jr. – Madison County Criminal District Attorney – Committee Head

Sam Cole – Madison County Jailer

Joyce Batson – Madison County District Clerk

Charlotte Barrett – Madison County Clerk

Patsy Strawther – Madison County Juvenile Probation Officer

Jade Bracewell – Madison County Community Supervision

Debbie Reynolds – NetData

Gary Clendennen – Madisonville Police Department

If and when any member of the Data Advisory Board is not able to continue to serve, it will be the responsibility of the Board to appoint a replacement.

Section III – CURRENT DATA REPORTING

Adult Process

Chapter 60, CCP places responsibility for reporting to CCH on several local criminal justice agencies. Currently, the process in Madison County starts with the Madison County Jail that handles centralized booking for the entire county. When an individual is brought to the Madison County Jail for booking, a TRN is generated and the arrest information filled out, fingerprints are taken and this information is electronically transmitted to DPS and the Criminal District Attorney through the NetData software system. An arrest packet that includes the magistrate warning, bond and probable cause statement is then prepared and picked up by the District Clerk for felony arrest or the County Clerk for misdemeanor arrest. The clerks then provide copies of such to the Criminal District Attorney's Office. This packet is used to open the electronic and hard file within the Criminal District Attorney's Office.

The Criminal District Attorney will decide to accept, reject, dismiss, change or add to felony or misdemeanor charges. This decision is then reported electronically to DPS through the NetData software system at the time an indictment is handed down by the Madison County Grand Jury or an information is filed with the County Clerk or he disposes of a case in another manner.

The indictment form is provided to the District Clerk with the TRN noted within the form and held for disposition by the court. The District Clerk's office then reports the court disposition to DPS electronically through the DPS website. In

misdemeanor cases, at the same time an information is filed with the County Clerk, an electronic file is provided to that office containing the TRN which the clerk will use to electronically report the disposition to DPS through the NetData software system.

Any misdemeanor cases wherein the arrest was made out of county on a Madison County warrant and no TRN exists, the County Clerk creates a TRN and fingerprint card through portable electronic fingerprint equipment and transmits the TRN with the fingerprints to DPS. At the time of disposition the County Clerk reports the disposition to DPS utilizing the assigned TRN.

This same process will be used in misdemeanor cases wherein the Madison County Jail attempted to report the arrest of an individual but for some unknown reason the arrest was never confirmed by DPS.

This process is currently not available for felony cases.

Juvenile Process

A paper TRN is started with the law enforcement agency detaining a juvenile then provided to the Madison County Juvenile Probation Officer to conduct the juvenile intake process and reports by mail the TRN to DPS. The juvenile probation officer refers the TRN and intake record to the Criminal District Attorney's Office for review and recommendation. The Criminal District Attorney will decide how to proceed with the case, report such to DPS by mailing in the TRN and then return the TRN to the juvenile probation office for further processing. If a petition is filed with the Madison County Court sitting as the Juvenile Court, the TRN will be provided to the County Clerk for reporting of the court disposition.

In both adult and juvenile processing, a critical component of successful reporting is well trained employees, cooperation and communication within the county agencies.

Section IV – PROBLEM AREAS

The main problem areas for Madison County concerning compliance with Chapter 60, CCP stem from out of county arrests for in-county warrants in felony cases, booking reporting errors and failure to report dispositions timely.

Section V – REMEDIATION PLAN

The goal of the Data Advisory Board is to provide whatever means it takes to ensure and maintain compliance in reporting. Therefore, at the time of arrest, the arresting law enforcement personnel will provide, in writing, to the Madison County Jail personnel an accurate description, statute and degree level for each offense being charged beginning with the highest degree level offense. The jail personnel will not accept a person for booking until this information is provided by the arresting officer. The jail personnel will utilize the NetData software system to accurately book, fingerprint and transmit the arrest to DPS. Additionally, the Madison County Jail Administrator will post at the booking station the procedures for arrests in Class C offenses, Fail to Appear, Motion to Revoke or Adjudicate and out of county warrant that are not to be reported to DPS.

On a monthly basis, the Criminal District Attorney's office will review each arrest by downloading the county open arrest report from the DPS website and determine if there are any booking reporting errors that need to be corrected and/or

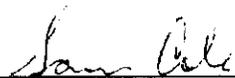
prosecutor/court dispositions that have not been reported timely. The results of the review will be added to the open arrest report, printed and distributed to the Madison County Jail, District Clerk and County Clerk for review, corrections and/or disposition reporting.

As to the reporting of felony out of county arrest on a Madison County warrant, the advisory board will explore the possibility of acquiring portable electronic fingerprint equipment to have in the District courtroom or the possibility of utilizing the equipment in the County courtroom, to assure that a TRN and fingerprint card are created and transmitted to DPS.

Every local agency responsible for reporting data to DPS is obligated to make certain that their employees attend training seminars yearly to be aware of any and all updates with the DPS reporting system. The Data Advisory Board will meet once every quarter to keep abreast of any issues or problems concerning reporting data to DPS.

The undersigned members of the advisory board pledge to cooperate and communicate with one another to keep Madison County in compliance with the legislative requirements of Chapter 60, CCP.

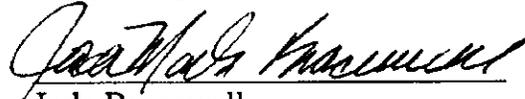

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4/21/2010
Date Signed