



OFFICE OF
NOLAN COUNTY JUDGE
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SWEETWATER, TEXAS 79556

**A RESOLUTION OF THE NOLAN COUNTY COMMISSIONERS COURT
CREATION OF NOLAN COUNTY LOCAL DATA ADVISORY BOARD**

WHEREAS, CHAPTER 60, TEXAS CODE OF CRIMINAL PROCEDURE (CCP) DEFINES THE COMPUTERIZED CRIMINAL HISTORY SYSTEM (CCH) AS THE STATEWIDE REPOSITORY OF CRIMINAL HISTORY DATA REPORTED TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY (DPS) BY LOCAL CRIMINAL JUSTICE AGENCIES IN TEXAS. CCH IS ONE COMPONENT OF THE TEXAS CRIMINAL JUSTICE INFORMATION SYSTEM (CJIS). THE OTHER COMPONENT OF CJIS IS THE CORRECTIONS TRACKING SYSTEM (CTS) MANAGED BY THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE (TDCJ); AND

WHEREAS, CHAPTER 60, CCP REQUIRES THAT INFORMATION ON ARRESTS, PROSECUTIONS AND THE DISPOSITION OF THE CASE FOR PERSONS ARRESTED FOR CLASS B MISDEMEANOR OR GREATER VIOLATION OF TEXAS CRIMINAL STATUTES BE INCLUDED IN CCH. THE STATUTE IDENTIFIES MANY OF THE ACTUAL DATA ELEMENTS. IN ADDITION, ALTHOUGH NOT REQUIRED BY STATUTE, CCH HAS TRADITIONALLY INCLUDED LIMITED SUPERVISION DATA REPORTED TO DPS BY TDCJ. OF SPECIAL NOTE IS THAT CHAPTER 60, CCP CREATES AN INCIDENT TRACKING NUMBER (TRN) AN INCIDENT TRACKING NUMBER SUFFIX (TRS) AS THE KEYS FOR LINKING CHARGES FROM ARREST THROUGH ADJUDICATION. USE OF THE TRN AND TRS ENSURES THAT THE OUTCOME OF EACH ARREST CHARGE CAN BE TRACKED THROUGH THE SYSTEM, BUT ESTABLISHING THIS CAPABILITY REQUIRES EACH REPORTING ENTITY TO BE EXTREMELY CAREFUL IN ITS MANAGEMENT OF CASES TO INCLUDE AND PASS ALONG THE TRN AND TRS; AND

WHEREAS, CHAPTER 60 CCP ESTABLISHES A FLOW OF INFORMATION AT THE LOCAL LEVEL THAT IS REQUIRED FOR SUCCESSFUL CCH REPORTING FROM EACH COUNTY. THE STATUTE PLACES RESPONSIBILITY FOR REPORTING TO CCH ON SPECIFIC LOCAL CRIMINAL JUSTICE AGENCIES, AS FOLLOWS:

ARRESTING AGENCIES: THE POLICE DEPARTMENT AND SHERIFF'S DEPARTMENT THAT ARRESTS A PERSON FOR A CLASS B MISDEMEANOR OR HIGHER VIOLATION OF A TEXAS STATUTE IS REQUIRED BY CHAPTER 60, CODE OF CRIMINAL PROCEDURES TO REPORT THAT EVENT TO DPS WITHIN SEVEN (7) DAYS. THE REPORT, IF ON PAPER, MUST BE ON THE CRIMINAL HISTORY REPORTING FORM (CR-43) CREATED BY DPS. THE REPORT MUST INCLUDE THE ARREST PERSON'S FINGERPRINTS, THE TRN AND OTHER DATA REQUIRED BY STATUTE. IF AVAILABLE, ELECTRONIC TRANSMISSION OF THE DATA IS THE PREFERRED METHOD. A CRITICAL COMPONENT OF SUCCESSFUL REPORTING IS COOPERATION WITHIN THE COUNTY. A LARGE PART OF THAT COOPERATION IS EACH REPORTING AGENCY PASSING THE TRN AND TRS IS THE NEXT LEVEL. THE ARRESTING AGENCY NEEDS TO SEND THE TRN AND TRS TO THE PROSECUTOR, AS INDICATED BELOW.

PROSECUTOR: CHAPTER 60, CCP REQUIRES THAT ANY COUNTY ATTORNEY, DISTRICT ATTORNEY OR OTHER PROSECUTOR RECEIVING A CLASS B MISDEMEANOR OR GREATER

OFFENSE MUST REPORT TO DPS THE DECISION TO ACCEPT, REJECT, CHANGE OR ADD TO THE CHARGE FOR TRIAL. AS WITH THE ARRESTING AGENCIES, PROSECUTORS MAY REPORT ON PAPER OR ELECTRONICALLY, INCLUDING THE TRN AS RECEIVED FROM THE ARRESTING AGENCY.

DISTRICT AND COUNTY CLERKS: CHAPTER 60, CCP REQUIRES THE DISTRICT AND COUNTY CLERKS WHOSE COURTS TRY CLASS B MISDEMEANORS OR GREATER VIOLATIONS OF TEXAS STATUTES MUST REPORT THE DISPOSITION OF THIS CASE TO DPS. THE CLERKS ARE DEPENDENT UPON RECEIVING THE TRN AND TRS FROM THE PROSECUTOR. THE REPORTS MAY BE REPORTED ON PAPER OR ELECTRONICALLY; AND

WHEREAS, PURSUANT TO ARTICLE 60.10 TEXAS CODE OF CRIMINAL PROCEDURE, THE NOLAN COUNTY COMMISSIONERS COURT IS REQUIRED TO CREATE THE NOLAN COUNTY LOCAL DATA ADVISORY BOARD AND CHARGE THAT BOARD WITH THE CREATION OF NOLAN COUNTY'S DATA REPORTING AND IMPROVEMENT PLAN.

NOW, THEREFORE, IT IS HEREBY RESOLVED, THAT THE NOLAN COUNTY COMMISSIONER'S COURT HEREBY CREATES AND ESTABLISHES THE NOLAN COUNTY LOCAL DATA ADVISORY BOARD ESTABLISHED THIS BOARD TO MEET AND ESTABLISH A DATA REPORTING AND IMPROVEMENT PLACE WHICH WILL:

1. DESCRIBE THE MANNER IN WHICH THE COUNTY TENDS TO IMPROVE THE COUNTY'S DISPOSITION COMPLETENESS PERCENTAGE;
2. ENSURE THAT THE COUNTY TAKES STEPS NECESSARY FOR THE COUNTY'S AVERAGE DISPOSITION COMPLETENESS PERCENTAGE TO BE EQUAL TO OR GREATER THAN MANDATED BY STATUTE;
3. INCLUDE A COMPREHENSIVE STRATEGY BY WHICH THE COUNTY WILL PERMANENTLY MAINTAIN THE COUNTY'S DISPOSITION COMPLETENESS PERCENTAGE AT OR ABOVE THE PERCENTAGE MANDATED BY STATUTE.

IT IS FURTHER RESOLVED THAT THE FOLLOWING INDIVIDUALS ARE APPOINTED TO SUCH BOARD TO REPRESENT THE AGENCIES IDENTIFIED BELOW:

NOLAN COUNTY SHERIFF'S DEPARTMENT:	DAVID WARREN
NOLAN COUNTY ATTORNEY:	LISA PETERSON
DISTRICT ATTORNEY:	ANN REED
NOLAN COUNTY CLERK:	PAT MCGOWAN
DISTRICT CLERK:	PATTI NEILL
SWEETWATER POLICE DEPARTMENT:	JIM KELLY
CHIEF OF ADULT PROBATION:	GREG COCKRILL
NOLAN CO. COMMISSIONER PCT. 3:	TOMMY WHITE
NOLAN CO. JUDGE:	TIM FAMBROUGH
JUVENILE PROBATION:	GERALD JENSCHKE

DATED: NOVEMBER 9, 2009

Tim Fambrough
TIM FAMBROUGH
NOLAN CO. JUDGE

Terry Wllman
TERRY WLLMAN
COMMISSIONER PCT. 1

Tommy White
TOMMY WHITE
COMMISSIONER PCT. 3

Tony Lara
TONY LARA
COMMISSIONER PCT. 4

Terry Locklar
TERRY LOCKLAR
COMMISSIONER PCT. 2

ATTEST: *Pat McGowan*
PAT MCGOWAN
NOLAN COUNTY CLERK

