



CR NEWS

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Texas Department of Public
Safety. Comments, Suggestions
and mailing list updates are wel-
come.

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Texas CJIS Systems Access Policy Statement

(Revised April 2008)

The Department of Public Safety (DPS), as the CJIS Systems Agency (CSA) for the state of Texas, applies the rules contained within the *CJIS Security Policy* to grant access to the Texas Law Enforcement Telecommunications System (TLETS) and associated systems which include the Texas Crime Information Center (TCIC) and the Texas Computerized Criminal History (CCH) file and others. The FBI *CJIS Security Policy* provides a procedure for conducting national fingerprint-based record checks on all personnel granted access to FBI Criminal Justice Information Systems. These record checks shall be conducted within 30 days upon initial employment or assignment. If a felony conviction exists, the hiring authority shall deny systems access. The national policy states that if a criminal record of any other kind exists, systems access shall be denied until the CSO (CJIS Systems Officer) or his official designee reviews the matter to determine if systems access is appropriate. If the person appears to be a fugitive or appears to have an arrest history without conviction for a felony or serious misdemeanor, the CSO or his official designee shall review the matter to determine if systems access is appropriate. If the CSO or his designee makes a determination that FBI CJIS system access by the applicant "would not be in the public interest," access will be denied. Currently, the CSO for the state of Texas is David Gavin, Assistant Chief of Administration, Crime Records Service, Texas Department of Public Safety.

In Texas, these decisions by the CSO have been delegated to

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Tierra Heine	Fingerprint Card Supplies	Fax order form to 512-424-5599 Order Forms located at ftp://crspub.txdps.state.tx.us/	
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TEXAS CJIS SYSTEMS ACCESS POLICY (02/08)

APPLICANT'S OR EMPLOYEE'S CRIMINAL HISTORY RECORD INFORMATION

ORIGINAL APPLICATION FOR ACCESS:	<i>PERSON WHO ALREADY HAS ACCESS</i>
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FELONY CONVICTION	
Permanent Disqualifier	Permanent Revocation of Access
FELONY DEFERRED ADJUDICATION	
Permanent Disqualifier	Suspension of Access for 20 years
CLASS A MISD. CONVICTION	
Permanent Disqualifier	Suspension of Access for 10 years
CLASS A MISD. DEFERRED ADJUDICATION	
Permanent Disqualifier	Suspension of Access for term of deferral
CLASS B MISD. CONVICTION	
Disqualifier for 10 years	Suspension of Access for 10 years
<i>For Class B Conviction that occurred between 5 and 10 years ago, agency head may appeal to DPS for a waiver if there are mitigating circumstances.</i>	<i>For Class B Conviction that was completed between 5 and 10 years ago, agency head may appeal to DPS for a waiver if there are mitigating circumstances.</i>
CLASS B MISD. DEFERRED ADJUDICATION	
Disqualifier for 10 years	Suspension of Access for term of deferral
<i>For Class B deferred adjudication that was completed between 5 and 10 years ago, agency head may appeal to DPS for a waiver if there are mitigating circumstances.</i>	
INDICTMENT FOR ANY CRIMINAL OFFENSE	
Disqualifier until disposition	Suspension of Access until disposition
FAMILY VIOLENCE CONVICTION	
Permanent disqualifier	Permanent Revocation of Access

(Continued from page 1)

the local law enforcement agency administrators. The DPS is not required to review every applicant. Local agency administrators may authorize or deny access to FBI and DPS systems as designated in this policy statement. When a local criminal justice agency reviews an individual's criminal history record information, please note the DPS considers a deferred adjudication as a conviction for screening purposes. Any questions regarding the application of this policy should be referred to the Manager, Crime Information Bureau at the DPS (512) 424-2734.

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2008 UNIFORM CRIME REPORTING (UCR) CONFERENCE

The 2008 Uniform Crime Reporting Conference will be held at the Crowne Plaza in Austin from November 17th – November 19th, 2008. Sessions will include the new Sexual Assault Incident Reporting form, LEOKA, Drugs Seized, Summary and IBR definitions, Secure Site and more. The agenda and reservation numbers will be provided at a later date. We are limiting the number of attendees to 300. Mark your calendars!

CJIS FIELD REPRESENTATIVES BY REGION

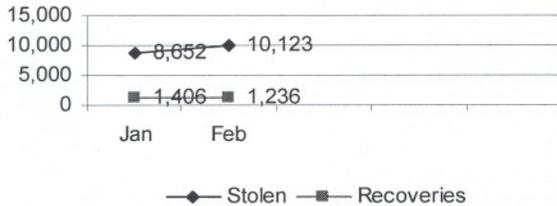
CJIS REGION	CJIS REPRESENTATIVE	CJIS REP. PHONE NO.
REGION ONE	SHEILA BLEDSOE	(903) 797-6120
REGION TWO	JEFF McILHANEY	(979) 776-3167
REGION THREE	JIM MERCHANT	(512) 424-7552
REGION FOUR	CAROL OWSLEY	(512) 424-7792
REGION FIVE	JC VILLANUEVA	(512) 424-5068
REGION SIX	VACANT	(512) 424-7791
REGION SEVEN	RHONDA DANIELS	(512) 424-7651
REGION EIGHT	JOHN MORSE	(512) 424-5067
REGION NINE	NICK PERALES	(512) 424-7618
REGION TEN	JAMES McELROY	(512) 424-7614

We have a new CJIS Field Representative, Nick Perales. Mr. Perales started at the TXDPS in December 2007 in General Services and joined the CJIS Staff in Crime Records, March 2008. Nick will be assisting the counties in region nine with their Criminal History Reporting. He is currently working on a Political Science degree at the University of Texas in San Antonio and has recently moved to Austin to pursue a beneficial career path with DPS. Nick is an excellent addition to our team of field representatives and we look forward to working with him.

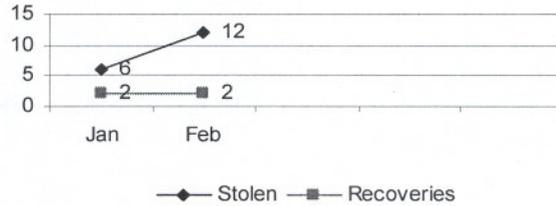
TEXAS H.E.A.T. ABTPA BOARD MEETING 03/08

Non-H.E.A.T. vs. H.E.A.T. Registered Vehicles (Stolen and Recovered)

2008 Non-H.E.A.T. Registered (Monthly)



2008 H.E.A.T. Registered (Monthly)



Above data does not represent Uniform Crime Reporting (UCR) statistics. H.E.A.T. VIN information was compared against the Texas Crime Information Center (TCIC) stolen and recovery transactions. Possible TCIC transaction errors could exist reflecting the individual TCIC system user and their knowledge of TCIC policy and procedures. Since there is no known measuring device to accurately designate the "reason" for these recoveries, a direct correlation between the H.E.A.T. Program and recovery data is not possible.

H.E.A.T. Agencies
(as of February 2008)

464

H.E.A.T. Vehicles in TCIC
(As of February 2008)

39,802

H.E.A.T. Hotline Calls
(Jan.—Feb. 2008)

1,654

Top Five H.E.A.T. Counties

(TXDOT registered vehicles over 100,000 as of 02/08)

TCIC Entries

Dallas
Harris
Bexar
Tarrant
El Paso

Mail Order/Internet

Bexar
Dallas
Harris
El Paso
Tarrant

Top Five H.E.A.T. Counties

(TXDOT registered vehicles under 100,000, as of 02/08)

TCIC Entries

Nueces
Victoria
Hays
Comal
Limestone

Mail Order/Internet

Hays
Nueces
Victoria
Guadalupe
Limestone

TEXAS CJIS SYSTEMS ACCESS POLICY (04/08)

(Continued from page 3)

POLICY: TERMINAL/NETWORK ACCESS

Individuals granted terminal access or access to any equipment that stores, processes, or transmits Texas or National CJIS Systems data are required to pass a national fingerprint-based background check. This includes contractors covered by a security addendum, as well as city, county, and other governmental IT staff under a management control agreement with the criminal justice agency. The DPS considers all TCIC/NCIC record information and CCH/III information as criminal justice data. Information derived from the Driver License system or the Vehicle Registration system via TLETS may contain personal and private information protected by federal or state statute but not by the FBI Security policy.

To establish a practical process for screening in Texas that is consistent with the CJIS Security Policy requirements, DPS applies the community supervision history and conviction history standards contained in the Minimum Standards for Initial Licensure and Suspension of License of the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) to persons requesting access to the Texas and national CJIS systems.

For persons who are peace officers:

The Department will allow access to FBI and DPS systems to a person with a valid, active peace officer license from TCLEOSE. This means regardless of any criminal history background, the Department will grant access to a peace officer as long as the TCLEOSE license remains valid and active.

For persons who are not peace officers:

The Department applies the TCLEOSE Minimum Standards for Initial Licensure and Suspension of License to determine eligibility for systems access. The complete TCLEOSE licensing requirements may be found in Title 37, Texas Administrative Code, Chapters 217 and 223. The chart enclosed represents the TCLEOSE rules utilized by the Department for access to the CJIS systems. Local Chiefs and Sheriffs should use the chart on page 3 to make the appropriate decisions about these positions.

The local agency administrator (i.e. Chief, Sheriff, or their equivalent) may request a waiver to allow access to FBI and DPS systems. To qualify for a waiver, an individual must have been convicted or placed on community supervision for a Class B misdemeanor at least five (5) years prior to the application. The agency head must articulate in writing that mitigating circumstances existed with the case and must attest to the value of the individual to the criminal justice community. The request shall also include a statement that the public interest would be served by reducing the denial period.

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Requests shall be addressed to the Director of DPS and mailed to the following address:

Texas Department of Public Safety
Crime Records Service – MSC 0233
Attn: Manager, Crime Information Bureau
P.O. Box 4143
Austin, Texas 78765-4143

Future amendments to the TCLEOSE Minimum Standards for Initial Licensure and Suspension of License will be examined by the Department to determine whether they remain an appropriate measure of an individual's access to FBI and DPS systems.

POLICY: HARD-COPY ACCESS ONLY

To make the Texas CJIS Systems fingerprint-based criminal history background check requirements consistent with the national standards as expressed in the CJIS Security Policy, it is no longer necessary to process a national fingerprint-based background check for those criminal justice agency employees with access to only "hard-copy" criminal justice data. All other rules regarding dissemination, security and privacy relating to Texas or National CJIS Systems data are applicable to these hard-copy access employees and agencies are authorized to perform fingerprint-based criminal history background checks, if they elect to do so.

This policy change does not apply to the following individuals and each are still required to pass a national fingerprint based background check: employees with terminal access or access to any equipment that stores, processes, or transmits criminal justice data; all contractor employees covered by a security addendum; city, county, and other governmental IT staff under a management control agreement; and employees authorized to request transactions to be performed and receive the hard-copy results since this is tantamount to terminal/network access. (Example: An analyst who requests a criminal history background check from dispatch and receives the response for review would be required to undergo the fingerprint based background check).

A corresponding change is reflected in the background check requirements for non-criminal justice agencies with statutory access to the Texas and national criminal history record information for purposes such as licensing, employment, and volunteers.

If you have any questions regarding the "hard-copy" access policy change, please contact the Manager, Crime Information Bureau at 512 424-2734.

DPS IDENTIFICATION SUPPLIES ORDER FORM



TO: CRIME RECORDS SERVICE
 TEXAS DEPARTMENT OF PUBLIC SAFETY
 PO BOX 4143
 AUSTIN TX 78765-4143
 FAX: 512-424-5599
 Please furnish the following supplies:

Date: _____

FORM NIUMBER	DESCRIPTION	# PER PACKAGE	QUANTITY ORDERED
CR-6	DPS Applicant Card*	250 p/pkg	
CR-12	DPS Identification Supplies Order Form	100 p/pad	
CR-23	Out of State Probation/Parole Supervision Card	Single cards	
CR-26	Death Notice Form	100 p/pad	
CR-42	Request for Criminal History Check	100 p/pad	
CR-43	Adult Criminal History Reporting Form with Preprinted TRN and Fingerprint Card Attached*	100 p/pkg	
CR-43	Adult Criminal History Reporting Form with Fingerprint Card Attached*	100 p/pkg	
CR-43J	Juvenile Criminal History Reporting Form with Preprinted TRN and Fingerprint Card Attached*	100 p/pkg	
CR-43J	Juvenile Criminal History Reporting Form with Fingerprint Card Attached*	100 p/pkg	
CR-43P	Adult Probation Supervision Reporting Form with TRN Numbers	200 p/pkg	
CR-43P	Adult Probation Supervision Reporting Form without TRN numbers	200 p/pkg	
CR-44	Adult Supplemental Reporting Form	100 p/pkg	
CR-44J	Juvenile Supplemental Reporting Form	100 p/pkg	
CR-44S	Adult Supplemental Court Reporting Form	100 p/pad	
CR-45	Adult DPS Fingerprint Card*	250 p/pkg	
CR-45J	Juvenile DPS Fingerprint Card*	250 p/pkg	
FD-249	FBI Arrest & Institution Fingerprint Card (Felony Card)*	500 p/pkg	
FD-258	FBI Applicant Fingerprint Card*	500 p/pkg	
FD-353	FBI Personal Identification Fingerprint Card*	500 p/pkg	
R-84	FBI Final Disposition Notice	500 p/pkg	
	Fingerprint Card Return Envelopes (For Arresting Agency Only)	100 p/box	

*DPS does not pre-stamp the agency ORI on any fingerprint card. Overnight services are available at ordering agency's expense.

NOTE: Please order minimum of three weeks supply. Please submit order at least 4 weeks prior to depletion of your supplies.

NOTICE: Provide a complete shipping address (PO box (s) are acceptable).

AGENCY NAME _____

STREET ADDRESS _____

COUNTY _____ CITY _____ STATE TX ZIP _____

ATTENTION _____ PHONE NO. (____) _____