**KANSAS CRIMINAL JUSTICE COORDINATING COUNCIL**

# KCJIS *NEWSLETTER*

## SecuRemote Upgrade Deadline and KSMART Website Address Change on June 30th
*By Troy Kinney*
*KBI  Network Control Technician II*

All agencies that use SecuRemote to authenticate to the KBI Law Enforcement Switch, KIBRS Gateway, KSLEIN, or KSMART have until June 30th to upgrade the program from version 4.1 (SP4 or SP5) to version NG, build R55/R56.  Check the version of SecuRemote by right-clicking on the envelope with the key in the System Tray (lower right hand corner of your screen by the time) and click **About VPN-1 SecuRemote**.  If there is a gold key instead of an envelope with a key in the System Tray, right-click the key, go to Help, then click **About VPN-1 SecuRemote** to verify the version.  For Windows 98 or Windows NT 4.0 sp6a operating systems, the version should be NG R55.  For Windows 2000 or Windows XP Professional, the version should be NG R56.  Procedures for installing SecuRemote NG, creating a digital certificate, and creating a site can be found on the KCJIS Web Portal at https://www.kcjis.state.ks.us/Information/audit/default.asp.  The program Adobe Acrobat Reader version 6.0 must be installed on your PC to open the files.  The reader can be obtained for free at  www.adobe.com/products/acrobat/readstep2.html.

The KSMART website, www.ksmart.state.ks.us, will be changed to ksmart.kcjis.state.ks.us as of June 30th.  The change is being made so that all new and existing websites will be under <service name>.kcjis.state.ks.us to standardize KCJIS naming conventions for better/easier use by KCJIS users.  The new website address is already active.  KCJIS users should adjust their Internet Explorer settings to accommodate for the new address.  A list of settings for Internet Explorer 6.0 sp1 can be found on the KCJIS Web Portal, https://www.kcjis.state.ks.us. Click on the 'Services and Info' link, then click on 'Internet Explorer 6' under Portal 100. The program Adobe Acrobat Reader version 6.0 must be installed on your PC to open the file.

If you have any questions, please call the KBI Help Desk Unit at (785) 368-6382, 24 hours a day, 7 days a week.

## KIBRS Training

*By Janell Zeiler*
*KBI Public Service Administrator II*

The Incident Based Reporting Section has scheduled several training dates throughout the summer months. If your agency would like to receive training and has not been contacted by one of the individuals in the IBR Section please contact, Janell Zeiler 785-296-8279.

June 17, 2004 (Tentatively)
Lawrence Police Department
CJIS Law App (refresher)
 & KIBRS Reporting Requirements

June 21, 2004
Norton Correctional Facility
CJIS Law App (intro)
8:00 a.m. - 5:00 p.m.

June 22, 2004
Pottawatomie County and Overbrook PD
KIBRS Reporting Requirements
1:00 p.m.-3:00 p.m.

June 23, 2004
Pottawatomie Tribal Police
KIBRS Reporting Requirements
Two sessions: 8:00 a.m.-12:00 p.m.
& 1:00 p.m.-4:00 p.m.

July 14, 2004
Jefferson County Sheriffs Department
KIBRS Reporting Requirements
8:00 a.m.-5:00 p.m.

August 10, 2004
Grant County Sheriffs Department
KIBRS Reporting Requirements
8:00 a.m.-12:00 p.m.

August 11, 2004
Ford County Sheriffs Department
KIBRS Reporting Requirements
8:00 a.m. - 12:00 p.m.

## KIBRS Deadlines

*By Janell Zeiler*
*KBI Public Service Administrator II*

The Incident Based Reporting Section would like to thank the agencies throughout the state for their increase in timely KIBRS reporting. The majority of the agencies were very cooperative in meeting the first quarter deadline. The IBR Section is now requesting for all April-June 2004 data to be submitted to the KBI headquarters by Monday, July 12, 2004. If your agency has no offense, arrests, LEOKA's or Supplemental Homicide reports, please complete a Zero Report. There will be a quarterly stat release provided on the KBI website by the end of June to provide first quarter stats. A semi-annual report is being compiled and is scheduled to be released in September. If you have any questions or concerns, please contact Janell Zeiler 785-296-8279.

## Message Switch Software Upgrade Status

*By Vicky Harris*
*KBI Information Resource Specialist II*

Portal 100 — The upgrade from Vendata 5.0 to Portal 100 has been completed. If you did not migrate all of your web mnemonics (those mnemonics ending in the letter "W") to Portal 100 but still want to, please contact the KBI help desk at 785-368-6382. The Portal 100 software provides message screens for every transaction used through the message switch, including all NCIC, NLETS, and Kansas specific message keys. There is no cost to the user for this software.

Datamaxx LINXX 2010 — The completed update from Datamaxx is scheduled to be available for the KBI Help Desk to begin testing on Monday, June 7. Once the product has been tested and is ready for implementation, you will be notified of the steps that you will need to take to obtain the newest release. We are working with Datamaxx to develop a better way of releasing the new updated product rather than mailing out CDs. We hope to have the release out before end of June.

**Coming Soon To Kansas Law Enforcement Agencies**
**KIBRS Views – A New Tool for Criminal Investigations**
*By Ron Rohrer*
*KBI Information Resource Manager*

Historically, the Kansas Incident Based Reporting System (KIBRS) has been used to generate crime statistics. Although that will continue, those same reports are now going to provide Kansas law enforcement agencies with much more.

The KBI appreciates all the law enforcement agencies that already are, and will be, submitting KIBRS reports electronically. This has significantly improved the timeliness and accuracy of the estimated 275,000 crime reports received each year. At the end of May 2004, 103 agencies were capable of submitting KIBRS reports electronically. In addition, 17 agencies are currently testing electronic interfaces.

The combination of electronic reporting and manual data entry by KBI staff has reduced the KIBRS backlog to weeks rather than months. Having up-to-date data in the system has taken the KIBRS program to a point where recent and historical offense reports can be collated and analyzed for investigative purposes. The KBI is now able to disseminate the KIBRS information to provide significant investigative assistance to all Kansas law enforcement agencies.

The KBI has asked a few agencies to test a program referred to as KIBRS Views. When fully implemented, Kansas law enforcement agencies will be able to view their own KIBRS reports, create their own geographic area of interest by selecting certain counties or cities to view crime reports, or view reports from all statewide reporting agencies.

A number of views are currently being tested prior to release on the KCJIS web portal. Examples are as follows:

Enter a suspect or victim name, and the web site will return all KIBRS reports where that name was included on a report, based on whether the requestor wanted to search a single agency, several counties, or statewide. When the web page displays the candidate KIBRS reports, the requestor clicks on any report and the web page will present all the information that was entered by the reporting agency on that particular KIBRS report.

Enter a type of weapon used, such as a shotgun, and the web site will return all KIBRS reports where a shotgun was entered on a KIBRS report.

Searches can also be made by drug offenses, by offense code for crimes against persons, by specific property, by suspect vehicle, and by zip code or city and street.

Future enhancements will include visual mapping of the incidents and the use of overlays to show proximity to schools, day care facilities, businesses, highways, etc. Eventually, the KIBRS Views program will expand to allow the user to create computer generated relationships between victims, suspects, time, location and method of operation (MO).

KIBRS Views will only be available on the KCJIS web site, and the user will be required to have a KCJIS access token. This will ensure that only law enforcement agencies can view the data, and that the data is being encrypted between the KBI and the local law enforcement agency. When available for general use, all KIBRS submitting agencies will be notified and provided with instructions for accessing the KIBRS Views program.

Users are asked to email comments and suggestions to Ron Rohrer (ron.rohrer@kbi.state.ks.us), Janell Zeiler (janell.zeiler@kbi.state.ks.us), or Julie Hall (julie.hall@kbi.state.ks.us).

## Criminal History Record Checks over the Public Access System
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

Kansas record checks for non-criminal justice purposes are now available to the general public over the Internet.

The Public Access System (PAS) is a KCJIS project that was implemented by the Information Network Kansas (INK) and the Kansas Bureau of Investigation (KBI). INK hosts the PAS venture on their Internet web site along with access to other state and local governmental information and databases. This is the same site that hosts the Kansas Offender Registry web site.

The PAS provides full information on all record check services provided by the Kansas Central Repository at the KBI. On-line record checks can be done with an interactive program that searches the Central Repository and usually returns rap sheets immediately. Fees for the checks can be paid by credit card or by establishing a "Subscriber's Account" with INK.

Since the site became operational in mid-March, there has been a steady increase in business. Currently PAS experiences about 600 - 700 record checks per week, with access by customers across the country as well as a few from foreign countries. The current record for long distance record checking is held by a customer in Australia. The system has proven to be a success.

System enhancements have been made based on feedback from PAS users who have completed customer satisfaction surveys or sent recommendations to INK and the KBI. A major improvement is the added ability to conduct a single search using two last names. That functionality provides the customer with the ability to include maiden names without incurring a second search fee.

The PAS address is www.accesskansas.org/kbi/criminalhistory.

## Statute File Release Scheduled
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

The newest version of the KCJIS Statute File will be released in early July 2004. It will include a handful of newly established criminal offenses and some updated versions of existing offenses. In addition, there have been a few changes that will improve the overall quality of the file. These changes were requested by Office of Judicial Administration and a number of local jurisdictions.

The second and final release for 2004 is currently planned for August 2004. This will resolve any pending issues from the July release. If there is no difference between the two releases, the KBI will accompany the second release with appropriate language to advise all clients.

Agencies requiring vendor assistance to update their database should make plans for the installation of the new version of the Statute File in July 2004 and possibly again in August 2004.

2004 legislation involving new or revised criminal offenses that will be reflected in the Statute File:

(1) Controls on bounty hunters requiring them to produce their certification and advise local law enforcement officials prior to any apprehension – Class A non-person misdemeanor;

(2) Improper use of traffic control signal preemption device, possessing, using, selling or purchasing – severity level fluctuates depending upon the type of misuse from a Class B misdemeanor on up to a Severity Level 5 Person felony;

(3) Unlawful use of recording device in a motion picture theater – severity level fluctuates depending upon the number of previous convictions from Class A nonperson misdemeanor to a Severity Level 9 nonperson felony;

(4) Campus police officer is included in K.S.A. 21-3410, assault on officers.

(5) The offense of Unlawful Passing of a Stopped Emergency Vehicle, an infraction, has been added to the KCJIS Statute File and will be available in the next release. Some jurisdictions around the state have indicated a need for this infraction to be used in their local records management systems. It is assigned Law Key # 4713.

## National Crime Prevention and Privacy Compact
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

During the 2001 legislative session, Kansas ratified the National Crime Prevention and Privacy Compact. Ratification of the Compact was an objective of the KCJIS project.

The Compact provides uniform rules and regulations for the sharing of state criminal history records at the national level in support of noncriminal justice activities. In ratifying the Compact, Kansas agreed to be bound by the procedures created by a Compact Council for the release and use of criminal history records for noncriminal justice purposes. The advantage to the state is that we now belong to a structure that ensures the smooth transfer of criminal histories between states in a uniform, controlled manner.

The Compact Council is essentially the noncriminal justice equivalent of the national Advisory Policy Board. Both the APB and the Compact Council are administered and supported by the FBI.

Each signatory state selects a state Compact Officer to represent the state at Compact Council meetings. Kansas' Compact Officer is SAC Dave Sim, KBI Records Section. He was elected to the Council board and now holds one of nine state seats with voting privileges.

### Central Repository Operations Bulletin

As a reminder, the Records Section of the KBI Central Repository now publishes by e-mail a technical bulletin aimed at first-level supervisors responsible for compliance with statutory and procedural standards for data exchange in the KCJIS environment. The bulletin provides information about Central Repository functions, rules and procedures.

Subscriptions to the Operations Bulletin are available by contacting PSA II Barbie Berggren, Supervisor, KBI Document Processing Unit, at: Barbie.berggren@kbi.state.ks.us. Include "Central Repository Operations Bulletin" in the subject line.

The bulletin is also available on-line in the KCJIS web site at: https://www.kcjis.state.ks.us/ Information/Services/

## Kansas Open Records Act
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

Effective July 1, 2004, there will be a change to the *criminal investigation exception* in the Kansas Open Records Act. Specifically, KSA 45-221(a)(10) has been amended to allow discretionary closure of criminal investigation records if the release would "interfere with any prospective law enforcement action, **criminal investigation or prosecution**." (Addition emphasized in bold).

In addition, upon request the record custodian shall provide a written citation to the specific provisions of paragraphs (A) through (F) in KSA 45-221(a)(10) that necessitate the closure. This citation must be given only upon request, so it does not have to be initially volunteered unless the requestor asks for the specific citation. However, if asked, it will be important that the agency justify the closure referenced to in (A) through (F).

The record should be released if the following conditions apply. Release of the record:

- is in the public interest,
- would not interfere with any prospective law enforcement action, criminal investigation or prosecution,
- would not reveal the identity of any confidential source or undercover agent,
- would not reveal confidential investigative techniques or procedures not known to the general public,
- would not endanger the life or physical safety of any person,
- would not reveal the name, address, phone number or any other information which specifically and individually identifies the victim of any sexual offense in article 35 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto.

## Hazardous Materials (HAZMAT) Endorsement Update
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

The Transportation Security Administration (TSA) is still organizing its efforts to conduct the background checks required under the USA PATRIOT Act for commercial truck drivers applying for hazardous materials endorsements.

In a briefing by TSA officials to the National Crime Prevention and Privacy Compact Council meeting in Minneapolis on May 18th, the following points were made:

· On April 21st TSA began processing the names of about 2.7 million truck drivers against national databases, to include watch lists maintained by the Bureau of Immigration and Customs Enforcement. This is a major step forward in the HAZMAT process.
· Establishing and collecting fees to support the HAZMAT program is still an unresolved issue for TSA. Until this is resolved, TSA will have a difficult time accomplishing the tasks necessary to begin backgrounding.
· TSA's records management system is part of the infrastructure due to be operational on June 15th.
· Adjudication of the records collected on the HAZMAT applicants may be contracted to a vendor. TSA has asked the Compact Council for authority to allow a 3d party to access criminal history records for the adjudication process. The Compact Council will consider this request at their next meeting in August.
· TSA has sent proposed workflow diagrams to state points of contact for review and comment. Kansas Department of Motor Vehicles and the KBI have received these draft plans and will respond to TSA after further review.

## Up-Dated NCIC Missing/Wanted Person File Data Collection Entry Guide
*By Judy Ashbaugh*
*KBI Administrative Specialist*

The FBI has recently made a number of changes to the dental information used in NCIC entries of missing/wanted persons. The coding was simplified and dental information can now be entered for wanted persons. This allows for cross matching of dental information between unidentified deceased or living persons and the wanted and missing person files.

An up-dated NCIC Missing/Wanted Person File Data Collection Entry Guide is now available on the KCJIS secure site (choose "KS Operating Manuals" then "Missing Persons"). This packet is used for gathering additional information on an NCIC missing person entry, which should be added in the NCIC entry as soon as possible after the original entry. The packet is in Adobe Acrobat 6.0. At the end of the packet is a release of information form which may be copied as many times as necessary to complete the packet.

## Missing Persons Update
*By Judy Ashbaugh*
*KBI Administrative Specialist*

Including an abductor's name and date of birth as an alias for a child in NCIC is **prohibited**. When a warrant has not or will not be issued for the abducting parent or other known person, that person should be entered in the EMO category of the NCIC Missing Persons File. Then, both of the missing person entries should be cross-referenced by placing the NIC in the MIS field of the respective entries. This will require a signed report on file for the entry of the adult; but remember a signed report by the investigating officer may be used. If you have any questions, contact: Judy Ashbaugh @ 785-296-8244 or via e-mail at: judy.ashbaugh@kbi.state.ks.us

## The National Fingerprint-Based Applicant Check Study (N-FACS)
*By SAC Dave Sim*
*KBI Criminal Hisotry Record Section*

In April, the FBI completed a study comparing the technical merits and accuracy of identifying ten flat (non-rolled) impression fingerprints. Flat impressions are obtained by simply placing and pressing each finger on the card (or on the livescan platen) without rolling it from side to side.

This study concluded that the FBI could receive and process flat impressions rather than the traditional rolled impressions without reducing the accuracy of the identification.

Since flat impressions have less detail than rolled impressions, obtaining the same level of accuracy in identifying the subject requires significantly more computing power. The FBI study determined that their integrated automated identification system (IAFIS) has sufficient power to support a small number of flat impression submissions. However, if a large number of submitting agencies move to flat impressions the IAFIS will have to add additional computing capacity.

From the perspective of the submitting agency, flat impressions are easier to capture. Livescan devices that only record flat impressions are less expensive than devices that capture rolled impressions, so the cost of livescan technology is more affordable to more agencies.

At the Kansas automated fingerprint identification system (AFIS) host at the KBI, flat impression records can't be processed by the existing system. The KBI is beginning the process to replace the AFIS host and expects to move to a new system within the next three years. Flat fingerprint impression processing is expected to be included in the design of the new system.

## Reserve your 2004 KIBRS Handbook
*By Janell Zeiler*
*KBI Public Service Administrator II*

The Incident Based Reporting Section will release the 2004 Edition of the Kansas Incident Based Reporting Handbook in June. The IBR Section is accepting orders for the most current version of the handbook. If you have not requested your copies please contact Janell Zeiler 785-296-8279 or Julie Hall 785-296-8278

## Expungement Laws – Are You Current on Kansas Statutes?
*By KBI Legal Department*

Did you know that in 1998 the Kansas Legislature passed a law that allows the expungement of arrests from a person's criminal history record after three years? And are you up-to-date on the offenses that were excluded from expungement in 2002? If not, you now have a handy expungement guide available online through KCJIS.

To assist criminal justice users with expungement issues and questions, the KBI has placed a pdf file on the KCJIS web site that provides a quick reference to legislative changes and current statutes. We hope it is helpful.

# NEWSLETTER