



KCJIS News



VOLUME 11: ISSUE 1

FEBRUARY 2009

NCIC Violent Gang and Terrorist Organization File Information

Capt. Randy Moon, Kansas Highway Patrol—CJIS Systems Officer



There are two issues that continue to come to the attention of the FBI Criminal Justice Information Services (CJIS) Division, and have been plaguing the user community with lawsuits. The first is to remind users of the policy regarding the dissemination of data in the National Crime Information Center (NCIC) Violent Gang and Terrorist Organization File (VGTOF). The VGTOF should be afforded the same security and dissemination controls as Criminal History Record Information. The policies regarding the dissemination of data in the VGTOF are provided in full in the *NCIC 2000 Operating Manual* (December 1999) and the *FBI CJIS Security Policy* (June 2007, Version 4.4).

The unauthorized dissemination of NCIC VGTOF terrorist records and information can result in legal action by the individual that was provided with the information against the state or local agency that disseminated the information, as well as the federal government. Additionally, the unauthorized dissemination of NCIC VGTOF terrorist records and information can compromise ongoing federal investigations. On August 3, 2008, the caveats that precede terrorist records in the NCIC VGTOF were modified to clearly advise recipients of terrorist records that unauthorized disclosure of the information is prohibited.

The second issue is the retention of NCIC VGTOF terrorist records within the databases of state and local agencies. The Terrorist Screening Center (TSC) is the owner of all NCIC VGTOF terrorist records, and these records should not be retained within the databases of state and local agencies. Maintaining NCIC VGTOF terrorist records within state and local databases is problematic. Since the TSC is the only contributor to the terrorist portion of VGTOF, the TSC is the only entity that can update the records and is unable to do so for records residing in a state or local database. Consequently, inquiries into a state or local database based upon information derived from VGTOF may result in an encounter with an individual that the TSC has since removed from the VGTOF because they were determined to have no nexus to terrorism. Moreover, retention of VGTOF information in a state or local database can raise jurisdictional problems with regard to information requests under state Freedom of Information Act laws for the federal data.

The FBI CJIS Division has asked that we pass this along to all Kansas agencies. I strongly encourage that you provide this information to the users within your agency to ensure they are aware of the various VGTOF issues. If you have any questions regarding the information above, please contact the Kansas Highway Patrol CJIS office at 785-296-5980.

INSIDE THIS ISSUE:

2009 NIBRS Training	2
E-911 Legislation	2
2009 KIBRS Deadlines	3
KIBRS Update	3
KCJIS Conference	3
NDEx Update	4

2009 NIBRS Training

Janell Zeiler, Kansas Bureau of Investigation—KIBRS

The Incident Based Reporting Section at the Kansas Bureau of Investigation has requested Greg Swanson, FBI Training Instructor/ NIBRS Implementation Coordinator conduct a training session in Topeka on July 21-22, 2009.

Mr. Swanson will be presenting information on the National Incident Based Reporting System. This will be a great opportunity to meet with state and federal representatives to answer questions regarding issues that your local agency may be experiencing.

The classes will be held on the campus of Washburn University. The seating is limited and we ask that each agency limit their registration to two individuals. The deadline for registration is July 3, 2009. If you would like to receive additional information regarding this training session or would like to register, please contact Donna Sheldon, 785-296-8276 or Janell Zeiler, 785-296-8279.



E-911 Legislation

Ed Klumpp, Kansas Association of Chiefs of Police



Senate bill 48 was introduced in the Senate Utilities Committee of the Kansas Legislature relating to E-911 funding. The text of the bill is located at: <http://www.kslegislature.org/bills/2010/48.pdf>. The bill proposes to extend the current E-911 funding and grant programs for ten years and to clarify the funds can be used for all emergency communications technology to receive emergency information from the public and provide the information to the first responders. A hearing for the bill was held on January 29. The committee has not finalized action on it yet. However, they are considering extending the sunset until 2011 and form a task force to study some of the details of the bill.

Release Of Call Location Information

The House Energy and Utilities Committee heard testimony on February 9th on HB 2126 which would require telecommunications companies to divulge certain phone location information to emergency call centers and law enforcement. Although the original bill language requires release to other persons also, those provisions will probably be removed just leaving the emergency call centers and law enforcement. The committee has not taken final action on the bill. Its future is uncertain. The text of the bill is located at: <http://www.kslegislature.org/bills/2010/2126.pdf>.

Both of these bills are in the first stages of the process. If passed by the committee they are in, they still face a vote in the full House or Senate where they originated, then the same committee and full vote in the opposite chamber before going to the governor for consideration.

If you want to support these bills contact your local Senator and Representative and ask them to support Senate Bill 48 and or House Bill 2126. You can find the contact information for your legislators at: <http://www.kslegislature.org/legsrv-legisportal/redistricting.do>.

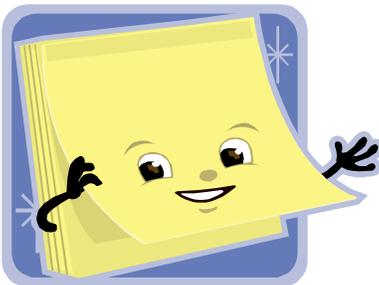


2009 KIBRS Reporting Deadlines

Janell Zeiler, Kansas Bureau of Investigation— KIBRS

The Incident Based Reporting Section at the Kansas Bureau of Investigation has released the 2009 deadline schedule for submitting Kansas Standard Offense and Arrest data to the KBI. These dates also represent the deadline for submitting the *Law Enforcement Officers Killed and Assault (LEOKA) report*, *Supplemental Homicide Reports* and the *Zero Report*.

- | | |
|-------------------|---|
| April 17, 2009: | First Quarter deadline. All January- March 2009 data submitted to the KBI headquarters. |
| July 17, 2009: | Second Quarter deadline. All April- June 2009 data submitted to the KBI headquarters. This is the deadline to be included in semi-annual statistic reports. |
| October 16, 2009: | Third Quarter deadline. All July- September 2009 data submitted to the KBI headquarters. |
| January 15, 2010: | Fourth Quarter deadline. All October- December 2009 data submitted to the KBI headquarters. This is the deadline to be included in the FBI Crime in the United States publication and other Annual Statistic Reports. |



REMINDER—2009 KCJIS Conference

Don't forget to block off June 8-9 for the 2009 KCJIS Conference. It will be held at the Ramada Inn—Topeka. More details to follow.

KIBRS Update

Donna Sheldon, Kansas Bureau of Investigation— KIBRS



I was named as the Administrative Specialist in the Incident Based Reporting Section on September 8, 2008. I will be responsible for the training of new employees within the section and will serve as the section's liaison to the Federal Bureau of Investigation. I look forward to working closely with the law enforcement agencies within Kansas to ensure that crime data is reported in a uniform manner across our state. I am anxious to assist you and your agency with any questions regarding incident based data. Please be patient as I do not have all the answers, but I will use the resources that are available to me in order to resolve your issue. I believe this is a great opportunity for me to expand my knowledge and assist law enforcement personnel in Kansas. Please feel free to call me at 785-296-8276 or e-mail me at Donna.Sheldon@kbi.state.ks.us.



To send comments, suggestions or article submissions please contact

Bill Reid, Kansas Bureau of Investigation
Phone: 785-296-8242
E-mail: bill.reid@kbi.state.ks.us

The KCJIS NEWSLETTER is published by the Kansas
Criminal Justice Coordinating Council

Roger Werholtz
Chairman
Secretary of Corrections

JaLynn Copp
Vice Chair
Office of the Governor

Council Members:

Robert E. Blecha, Director
Kansas Bureau of Investigation

Justice Marla Luckert
Kansas Supreme Court

Col. Terry Maple, Superintendent
Kansas Highway Patrol

The Hon. Stephen Six
Attorney General

J. Russell Jennings, Commissioner
Juvenile Justice Authority



N-DEx Update

Linda Virtue, Kansas Highway Patrol—Kansas NDEx POC

In March 2008, FBI's Law Enforcement National Data Exchange (**N-DEx**) Increment 1 was deployed. N-DEx provides Law Enforcement Agencies (LEA) the capability to share and manage incident/case report and arrest information, open and closed investigated case data, with other LEAs.

N-DEx query capability is now available to Kansas LEAs. Keep in mind, usage of N-DEx is tracked and audited by the FBI, therefore, N-DEx should be used only for its intended investigative purpose.

For LEAs to obtain this valuable investigative tool, users must first have a LEO account. Once the LEO account has been secured, the applicant can then access the required computer based training (CBT) for N-DEx. The user must complete all seven levels of the CBT, sending verification of all completed training levels along with the N-DEx application via fax to Linda Virtue, Kansas N-DEx Point of Contact (POC), Kansas Highway Patrol 785-296-0958 or US mail addressed to:

Linda Virtue, Kansas N-DEx POC
Kansas Highway Patrol
122 SW 7th
Topeka, Ks 66603
Phone: (785)296-5980
lvirtue@khp.ks.gov

Once the application information has been received and processed at the state level by the CSA, it is forwarded to the FBI for final N-DEx approval of query capabilities.

Work is currently underway at the state level, to eventually enable the Kansas repository to supply data to N-DEx on behalf of local agencies. Once that work is complete, LEA's, particularly those with automated records management systems who desire to participate in data submission, will be one step closer to broader participation in N-DEx beyond query capability. Stay tuned as Kansas continues its progress towards the goal of participation in national information sharing.

access ndex main page: http://www.fbi.gov/hq/cjisd/ndex/ndex_home.htm