Criminal & Juvenile Justice Information Advisory Group Meeting

August 11, 2017
Welcome & Introductions

Deb Kerschner, Chair
Advisory Group “Branding”
Focused Conversation

Amy Schmidt
Data Practices Update
Deb Kerschner
Data & Identification Standards Update

Oded Galili
UNIFORM CRIMINAL JUSTICE DATA AND IDENTIFICATION STANDARDS SUBCOMMITTEE

Process and Recommendations
THE TASK

• From the Task Force’s Identified Strategies
  – Establish uniform criminal justice data
  – Accurate identification standards
WHEN IDENTIFICATION GOES WRONG

• When A uses B’s name and DOB (usually a relative) then B is charged with a crime
• If B does not know she was charged and does not appear for court a warrant is issued for B
• B is arrested the next time she has any contact with the police
• Even when the situation is fixed B has the charge on her record and she is forever linked to that case and A’s criminal record and identification
THE ISSUE(S)

• Wrong identification leads to
  – Attaching a criminal history to the wrong person
  – Issuing warrants for the wrong person
  – Arresting the wrong person

• Time and resources to untangle the person and the wrong identification – who actually committed the crime?

• Clearing your (wrong) criminal history
OUR UNDERSTANDING

• Determine a common method to identify a person (having a complete record tied to the person – not having multiple “persons” which are actually the same one person).
• Data quality, ability to correctly identify offenses and the person(s) associated with those offences.
• Information is moved between systems in order to prevent errors.
THE TEAM AND THE PROCESS

• Team
  – Judge
  – Chief Law Enforcement Officer
  – Public Defender
  – Data Integrator

• Process
  – Meetings and open discussions around real-life scenarios and their outcomes
WHAT IS IDENTIFICATION?

• From Merriam – Webster:
  – The act of finding out who someone is or what something is: the act of identifying someone or something
  – Something that shows who a person is: a document, card, etc., that has your name and other information about you and that often includes your photograph
CURRENT IDENTIFICATION PROCESS

• CURRENTLY Depends when we identify ("level" of encounter)
  – Citation/misdemeanor Name/DOB;
  – Name/DOB, Photo;
  – Felony Name/DOB, Photo, Fingerprint; DNA
IDENTIFICATION PROCESS CONSIDERATION

- Depends when we identify ("level" of encounter)
  - Name/DOB;
  - Name/DOB, Photo
  - Name/DOB/ Photo, Fingerprint; DNA

Ideas the team discussed
- Minimum requirements to identify a person
  - More than just a name/DOB
  - Fingerprints/retinal scans/DNA/Rapid DNA/Facial recognition
- DNA in the future for identification vs. just resolving a crime
• Ideas the team discussed
  – Practicality – we will not obtain a fingerprint of every person in contact with police
  – Fingerprint identification should be after a decision to take action
  – Follow 299c.10
IDENTIFICATION PROCESS CONSIDERATION

• Reliable method(s) for identification
  – Name and DOB is not sufficient; we would like at least to attach a photo (captured at the point of issuing a citation)
  – We prefer fingerprint (for all misdemeanors and above)
  – For misdemeanors (when a citation was issued) – photo at issuance, fingerprints at conviction
  – Keep process of felony name/DOB/fingerprints/proto at charge and DNA at conviction (no changes suggested)
RECOMMENDATIONS TO THE TASK FORCE

• Vetting process with advocacy groups and the public – a few options
  – Presentations on the pros and cons of photos as first-line of criminal process identification
  – Publish the recommendations for public comments on a website

• Collecting feedback and creating final recommendations

• Singular or highly integrated Criminal Justice System
FINAL COMMENT

• Outcome: “The Right Information, To the Right People, At the Right Time”

• A correct identification at the beginning of the criminal justice process will solve many current issues.
QUESTIONS
THANK YOU
Other Business?

Members
Adjourn

Thank you for coming!