



STATE OF MICHIGAN  
DEPARTMENT OF STATE POLICE  
LANSING

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**MSP Criminal Record Dissemination**

Most people who work in the Michigan Criminal Justice Community (MCJC) know that we are considered an “open records” state for criminal history record information (CHRI). This means that even though all cases closed without a conviction are considered sealed to the public, all adult cases closed with a conviction are available to the general public. But what about incomplete or juvenile cases?

On February 1, 2006 Public Act 310 of 2005 took effect which stated that the Michigan State Police **shall** disseminate open case information. When the law first took effect there was much debate within the MCJC about both the interpretation of the law and its practical implementation and effects. The MSP – Criminal History Section (MSP-CHS) continues to take feedback from the MCJC into account when making and implementing policy decisions regarding what open case CHRI will and will not be disseminated, and to whom. Based on this feedback, for example, adult arrest records without charges or judicial dispositions are disseminated to the public but only for the first 12 months after the date of arrest, while as of August 21, 2013 juvenile records are given out on fingerprint-based background checks but not through the Internet Criminal History Access Tool (ICHAT), regardless of how recent the case is. **All cases where MSP-CHS has identified arrest and charge information but not judicial are disseminated to the public, and any cases where judicial information has been submitted but it does not match the arrest/charge record will still be treated as open cases.** No open cases with or without charge or judicial information are deleted from (“fall off”) a person’s record regardless of how long they are in the MSP-CHS files. See the chart below for an explanation of how arrest records without charge or judicial information are disseminated.

No Prosecutor or Judicial Data - Arrest Disposition	LEIN Purpose Code C	Employment Fingerprints	ICHAT
DIV - Diversion	Y	N	N
NTA - Notice To Appear - Less than 12 months from date of arrest	Y	Y	Y
NTA - Notice To Appear - 12 months or more from date of arrest	Y	Y	N
PFI - Pending Further Investigation - Less than 12 months from date of arrest	Y	Y	Y
PFI - Pending Further Investigation - 12 months or more from date of arrest	Y	Y	N
REL - Released No Prosecution	Y	N	N
REP - Petition Required	Y	Y	N
REW - Warrant Requested - Less than 12 months from date of arrest	Y	Y	Y
REW - Warrant Requested - 12 months or more from date of arrest	Y	Y	N

Besides cases open to the public, based on statute certain cases are available through a LEIN purpose code C search and others are not. Furthermore, some cases with partial judicial information (such as dispositions of bind-over and bench warrants) are considered public while others are not. This means that even though all cases closed without a conviction are considered sealed to the public, all cases closed with a conviction are available to the general public. **It is the judicial disposition code – not the PACC code or anything in the comments field – that determines how a criminal record with judicial information will be disseminated.** See the chart below for an explanation of how the various judicial disposition codes affect dissemination, as of April 1, 2014.

COURT DISPOSITION -- MUST BE MATCHED TO ARREST PRINTS	COURT DISPOSITION LITERAL	LEIN PUR CODE C	EMPLOYMENT FINGERPRINTS	ICHAT
ADJ	JUV ADJUDICATION	Y	Y	N
ASA	ORD SET ASIDE ADJ	N	N	N
BOC	BOUND OVER TO	Y	Y	Y
BWI	BENCH WARRANT ISSUED	Y	Y	Y
CSA	CONV SET ASIDE	N	N	N
DIS	DISMISSED	Y	N	N
DMC	DISMISSED-MENT HEAL CT	Y	N	N
DMD	DISMISSED-7411	Y	N	N
DMK	DISM-PARENT KIDNAP	Y	N	N
DMM	DISMISSED-MIP	N	N	N
DMS	DISM-DOMEST ASSLT	Y	N	N
DMT	DISM-DRUG COURT	Y	N	N
DMV	DISM-VETERANS COURT	Y	N	N
DMY	DISMISSED-HYTA	Y	N	N
DPC	DEFERRED-MENT HEAL CT	Y	N	N
DPD	DEFERRED-7411	Y	N	N
DPK	DEFRD-PAR KIDNAP	Y	N	N
DPM	DEFERRED-MIP	N	N	N
DPS	DEFRD-DOMEST ASSLT	Y	N	N
DPT	DEFRD-DRUG COURT	Y	N	N
DPV	DEFRD-VETERANS COURT	Y	N	N
DPY	DEFERRED-HYTA	Y	N	N
FNG	FD NOT GTY-ACQTL	Y	N	N
GMI	FOUND GTY-MENT ILL	Y	Y	Y
GTY	FOUND GUILTY	Y	Y	Y
JCC	JUV CONSENT CAL	Y	N	N
JDA	JUV DIVERSION ACT	Y	N	N
NAP	NOT AUTH PETITION	Y	N	N
NGI	FND NOT GTY-INSANE	Y	N	N
NOC	PLED NOLO CONTD	Y	Y	Y
NOP	NOLLE PROSEQUI	Y	N	N
NSC	NO STATE PACC CODE	N	N	N
PLG	PLED GUILTY	Y	Y	Y
PMI	PLED GTY-MENT ILL	Y	Y	Y
TRS	TRF-ANOTHER COUNTY	Y	Y	Y

For more information contact MSP Dissemination and Court Reporting Coordinator  
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