

**70MICHIGAN STATE POLICE**  
**Criminal Justice Information Systems (CJIS)**  
**Board Meeting Minutes**  
**April 21, 2023**  
**Michigan State Police Headquarters**

**Members Present**

<b>Name</b>	<b>Agency</b>
Lt. Col. Chris A. Kelenske	Michigan State Police (MSP)
Sheriff Troy Bevier	Lenawee County Sheriff's Office, Michigan Sheriffs' Association (MSA)
Undersheriff Ryan Schiller	Oceana County Undersheriff, MSA
Undersheriff Chuck Dewitt	Kent County Sheriff's Office, MSA
Ms. Michelle Kleckler	Division Director, MSP, Criminal Justice Information Center (CJIC)
Ms. Angie Yankowski	Division Director, MSP, Biometrics and Identification Division
Ms. Bobbi Morrow	State Court Administrative Office (SCAO)
Chief Darin Dood	Lakeview Police Department, Michigan Association of Chiefs of Police (MACP)
Ms. Lisa Hall	Midland County 911, Michigan Communications Directors Association
Mr. Chris Elsworth (Proxy for Ms. Julie Nakfoor Pratt)	Barry County Prosecutor's Office, Prosecuting Attorneys Association of Michigan (PAAM)
Mr. David Gilbert	Calhoun County Prosecutor's Office, PAAM
Mr. Kenneth Brzozowski (Proxy for Mr. Warren Wilson)	Michigan Department of Corrections (MDOC)
Mr. Darryl Hill	Michigan Secretary of State (SOS)
Mr. Brian Pillar	Michigan Department of Technology, Management and Budget (DTMB)
Mr. David Russell	Michigan Department of Health and Human Services (MDHHS)
Captain Shelley Holderbaum	Detroit Police Department
Judge Kirk Tabbey	14A District Court, Michigan District Judges Association
Chief Timothy Kozal	Muskegon Public Safety, MACP
Mr. Robert Medacco	Little River Band of Ottawa Indians, Inter-Tribal Council of Michigan
Ms. Shawn Ryan	Assistant Attorney General, Michigan Department of Attorney General

**Guests**

Sgt. Travis Fletcher, MSP  
 Ms. Mitzi Goldstein, MSP  
 Ms. Sherry Rosin, MSP  
 Ms. Jaala McClain, MSP

Mr. Wayne Aldrich, MSP  
 Ms. Ashley Alvarado, MSP  
 Mr. Kevin Collins, MSP  
 Ms. Krystal Howard, MSP

Capt. Matt Bolger, MSP  
 Capt. James Rickett, Detroit PD  
 Ms. Lynn Felton, MSP

**Roll Call**

Completion of roll call.

### **Welcome**

(Lt. Col. Chris Kelenske) called the meeting to order. Discussed changes to open meetings act.

Lt. Col. Chris Kelenske welcomed the newest member of the CJIS Board, Undersheriff Chuck Dewitt, Kent County Sheriff's Office, MSA. In addition, Lt. Col. Chris Kelenske recognized Sheriff Troy Bevier as Vice-Chair for his first CJIS Board meeting.

### **Approval of Agenda**

Motion: To approve current agenda. (Chief Dood)

Support: (Mr. Robert Medacco)

Motion passed unanimously. Agenda approved.

### **Last Meeting Minutes Approval**

Motion: To approve previous meeting minutes. (Sheriff Bevier)

Support: (Ms. Lisa Hall)

Motion passed unanimously. Last meeting minutes approved.

### **Legislative Update: Sgt. Travis Fletcher**

Signed Into Law:

#### **HB 4138 – UBC**

- Extends the requirements to purchase a license to purchase a pistol, to firearms.
- Does not require a License to Purchase (LTP) for a firearm other than pistol, to be returned to the licensing authority, forwarded to MSP, or to be entered into any registration database.
- Changes the requirement to return a LTP a pistol from the purchaser to the seller.
  - Civil fraction for failing to return a LTP to the licensing authority is now only available for the seller.
- Exemptions for requirement to obtain a LTP:
  - Law enforcement officer and CPL holders.
- Exemption for individual with recent NICS check from an FFL only applies to long guns.
- MSP is still required to provide forms for licenses to purchase, which will now need to include long guns.

Moving Legislation:

#### **HB 4146-4148 –ERPO**

- Generally, an ERPO will prohibit a person from purchasing or possessing a firearm and require the person's relinquishment/surrender/dispossession of firearms.
- Eligible petitioners: family member; domestic relationship; guardian; health care provider; law enforcement officer.
- Venue: adult respondent, any county in state; minor respondent, either petitioner or respondent's County of residence; non-resident respondent, county of petitioner's residence.
- The act will require a court to issue an ERPO if, by a preponderance of the evidence, respondent:
  - "... can reasonably be expected within the near future to intentionally or unintentionally seriously physically injure himself, herself, or another individual by possessing a firearm, and has engaged in an act or acts or made significant threats that are substantially support of the expectation." Sec.7(1)
- Managed through LEIN much like a PPO.
  - A law enforcement agency designated in an ERPO that receives a true copy shall immediately enter order into LEIN and report the entry of the order to Federal Bureau of Investigation (FBI).
  - A law enforcement agency that receives information from the court that the restrained individual has been served; order is rescinded, modified, or extended; or order expires without being extended shall enter information into LEIN and report to FBI.

Introduced Legislation:

SB 263/264 – ACP

- Would amend the Michigan Address Confidentiality Program Act (ACP).
- Includes “kidnapping” to the existing list of offenses.
- Tentative go-live date is May 2023.

Enrolled Legislation:

HB 4045 – VECHS

- Would create the Volunteer Employee Criminal History System Act (VECHS).
- Provides MSP/CJIC authority to establish nongovernmental agencies as qualified entities to conduct national and state background checks for individuals seeking caregiver roles.

SB 83 – ERPO

Sgt. Fletcher updated on additional legislation:

- HB – 4411 recently introduced:
  - Individuals seeking a state ID no longer requiring showing citizenship, documentation such as proof they reside in the state of Michigan will be applicable, allowing the individual to obtain a state identification card.
  - Will continue to follow.
- HB – 4144 & 4139 Safe Storage Legislation:
  - Will be reviewed by legal; summary will be provided.

Open discussions held.

**Law Enforcement Information Network Updates: Mr. Kevin Collins**

Mr. Collins presented the following LEIN related topics:

Nlets XML Project:

- Project continues, with a tentative completion date of May or June 2023.

Extreme Risk Protection Orders:

- Assuming bill is signed into law, will be working with SCAO to coordinate collection of information on the ERPO form and entry into LEIN.
- Multiple vendors involved with making required programming changes to LEIN.
- May include programming changes to the CPL program.

Universal Background Checks:

- The Firearms Records Unit will be making required changes to forms and programming changes to MiPistol to account for “firearms” vs. “pistols.”

eWarrant:

- Dickinson County joined in January 2023.
- Currently working to get Benzie County onboard.
- Prosecuting Attorneys Coordinating Council/PAAM's leg of the system no longer works. Developing a work-around.

Open Discussions held.

**Criminal History Records Updates: Ms. Sherry Rosin**

Ms. Rosin presented to the Board updates on the Automatic Set Aside project.

Automatic Set Aside:

- Successfully implemented the automatic set aside process on Tuesday, April 11, 2023. Ran the eligibility calculator six times to ensure individuals could obtain maximum benefits; up to four misdemeanors and two felonies.
- The first run was completed by 1:53 a.m., the following five runs were completed six minutes later.
- Validated the information by 3 a.m.
- By 6 a.m. all information was available to the courts via CJIC Reporter.
- By 8 a.m. courts utilizing the Secure File Transfer Protocol had their information.
- We initially estimated 1,257,395 records to be set aside statewide: 1,196,747 misdemeanors and 60,648 felonies.
- The actual number of convictions set aside automatically was 1,182,866: 1,077,788 misdemeanors and 105,078 felonies.
  - In total 842,593 individuals had at least one conviction set aside.
  - A total of 252,550 individuals became conviction-free.
  - As of Wednesday, April 19 an additional 3,700 individuals became conviction-free.
  - Each day additional charges are being set aside automatically.

Post Implementation:

- The difference between the date of disposition and date of sentencing. The criminal history record only has a Court Date field, which we use to determine eligibility. Courts have indicated the MSP is setting aside convictions early for cases where courts are reporting date of disposition.
- The MSP is working through those issues with SCAO.
- Currently, there are records that contain the Universal Control Number/FBI number that are completely suppressed. However, because of the sheer volume of those records, agencies may get a "Hit" at the federal level even though Michigan has no record to disseminate. We are working on a short- and long-term solutions for those as well.

Impact:

- Numerous emails and phone calls.
- Individuals would like to know if they are eligible for automatic set aside. We are directing them to the MSP website that provides them with information pertaining to clean slate.
  - [www.michigan.gov/cleanslate](http://www.michigan.gov/cleanslate)
- Development of a search function is underway. It will be added to the website and will allow individuals to search by PACC code, literal description, or key words to see if they have an eligible offense.
- Increase of Internet Criminal History Access Tool searches since April 11.

Open discussions held.

**Automated Fingerprint Identification System Updates: Ms. Jaala McClain**

Ms. McClain reported nothing pertaining to the Automated Fingerprint Identification System (AFIS) is currently taking place that would impact CJIS policy.

Automated Fingerprint Identification System:

- Started to update the Michigan AFIS from the current Multi-Biometric Identification System 4.2 to Multi-Biometric Identification System 5.
  - Better metrics.
  - Better algorithms.
  - Migration of fingerprints.
  - Providing better matches.
  - Go-live is tentatively, September or November 2024.
- Testing mobile ID. A new form of mobile ID, which is a touchless fingerprint, mapping the fingerprint.
  - Working with the FBI throughout their testing to determine if accepted for use.

#### **Statewide Network of Agency Photos Updates: Ms. Krystal Howard**

Ms. Howard reported no new update has taken place since the February 17th meeting pertaining to the Statewide Network of Agency Photos (SNAP) that would impact CJIS policy.

#### **Board Round Table**

Mr. Darryl Hill commented to the Board:

- The new driver's license card design. As of May 15, anyone who applies for a driver's license will receive the new card.
- Mobile driver's license potentially coming to Michigan, nothing additional has been determined at this time.

Open discussions held.

Ms. Lisa Hall made a comment on the confiscation of license plate as it pertains to digital license plate process. Departments are encouraged to follow their policies and procedures set in place.

Open discussions held.

Judge Kirk Tabbey commented to the Board:

- Wayne State University issued their Behavioral Health of Justice, School of Social Work with the Michigan Child, and Adolescent Lab, 2021 Michigan Research Report on the criminal justice system in Michigan.
  - Work Group – additional insight needed.
  - Limited optics on race and genders as it pertains to incarceration.
  - A cross system integration project was established. The key participants will include members of across all part of the criminal legal system.
  - What information should be shared data across all criminal justice systems.
  - Collection of data to show more information pertaining to this report by July.
  - Interest or questions, email Judge Kirk Tabbey for more information.
- Redesigning case management system for the courts.
  - Two committees' cross system data integration system – Michigan statewide work group.
  - The integration of case management systems and data.
  - Judicial Information System will develop courts cases.

Open discussions held.

Mr. David Russell commented to the Board:

- Kudos to the meeting minute transcriber!

Capt. Shelley Holderbaum thanked all members of the CJIS Board, advising the Friday, April 21, 2023, meeting is her last. Capt. James Rickett, Detroit Police Department, will take her seat on the CJIS Board.

**Public Comment**

No comments.

Motion: To adjourn (Undersheriff Chuck Dewitt)

Support: (Mr. David Gilbert)

Motion passed unanimously. Meeting Adjourned.

**2023 Upcoming CJIS Board meetings:  
Friday, July 21, 2023 – 9:30 a.m. to 12 p.m.  
Friday, October 20, 2023 – 9:30 a.m. to 12 p.m.**