

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

Members Present

Name	Agency
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 Sheriff's Office, MSA
Undersheriff Chuck Dewitt	Kent County Sheriff's Office, MSA
Ms. Michelle Kleckler	Division Director, MSP, Criminal Justice Information Center (CJIC)
Ms. Krystal Howard (Proxy for Angie Yankowski)	Departmental Manager, MSP, Biometrics and Identification Division
Ms. Bobbi Morrow	State Court Administrative Office (SCAO)
Ms. Lisa Hall	Midland County 911, Michigan Communications Directors Association
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. Corey Ames (Proxy for 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 Jamar Rickett	Detroit Police Department
Honorable Jason Elmore	28 th Circuit Court, Michigan Judges Association
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	Mr. Wayne Aldrich, MSP	Capt. Matt Bolger, MSP
Ms. Mitzi Goldstein, MSP	Ms. Ashley Alvarado, MSP	Ms. Cari Sutton, MSP
Ms. Sherry Rosin, MSP	Mr. Kevin Collins, MSP	Ms. Lynnette Felton, MSP
Ms. Abby Rochon, MSP	Sgt. Matthew Neihengen, DPD	Mr. Jeremy Ludwig, Allegan County 911

Roll Call

Completion of roll call.

Welcome

Lt. Col. Chris Kelenske called the meeting to order.

Lt. Col. Chris Kelenske welcomed the newest members of the CJIS Board, the Honorable Jason Elmore (Michigan Judges Association) and Captain Jamar Rickett (Detroit Police Department).

Approval of Agenda

Motion: To approve current agenda. (Judge Kirk Tabbey)

Support: (Mr. David Gilbert)

Motion passed unanimously. Agenda approved.

Last Meeting Minutes Approval

Motion: To approve previous meeting minutes. (Ms. Bobby Morrow)

Support: (Mr. Robert Medacco)

Motion passed unanimously. Last meeting minutes approved.

Legislative Update: Sgt. Travis Fletcher

Signed into Law:

HB 4045 – VECHS (PA 23 of 2023)

- Creates the Volunteer Employee Criminal History System Act (VECHS).
- Provides MSP/CJIC authority through state legislation to establish certain non-governmental agencies as qualified entities.
- Provides authority to conduct national and state background checks for individuals seeking caregiver rolls, through qualified entities.

HB 4138 – UBC (PA 19 of 2023)

- Extends the requirements to purchase a license to purchase a pistol, to long guns.
- 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 a recent National Instant Criminal Background Check (NCIC) from a Federal Firearms License only applies to long guns.
- MSP is still required to provide forms for licenses to purchase, which will now need to include long guns.

SB 83 – ERPO (PA 38 of 2023)

- Generally, an Extreme Risk Protection Order (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)
- Entered into 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 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 459-460 – Mobile Driver’s License

- Directs the Michigan Department of State (MDOS) to issue a mobile operator’s or chauffeur’s license to an individual.
- Still required to have the physical copy in their immediate possession while operating a motor vehicle.
- MDOS to promulgate rules to regulate relying parties.

HB 4411

- Would remove the proof of citizenship requirement for individuals looking to obtain a state ID.

HB 4846

- Would remove the requirement for law enforcement and veterans to complete the CPL training and pay the CPL fees to obtain a CPL.

Ms. Bobbi Morrow: HB 4132 for automated speed enforcement systems, the MSP and the Michigan Department of Transportation (MDOT) must agree on use.

Sgt. Travis Fletcher: HB 4132 passed the first chamber and is now with the Senate. HB 4132 would allow both MDOT and the MSP, upon agreement, to deploy automated devices in a construction work zone. If motoring traffic was to pass the device at more than 10 mph over the posted speed limit, a citation would automatically be generated. Additional automated enforcement devices are also in discussion.

Law Enforcement Information Network Update (LEIN): Mr. Kevin Collins

Mr. Collins presented the following LEIN related topics:

Nlets XML Project:

- Project continues.
- A set of message keys went live the week of July 17.
- Project completion date is October 2023.

Address Confidentiality Project:

- Changes to LEIN were made in May. Added the ACP participant ID number to the Driver Status and Complete Driving History responses.
- The program has been delayed until August.

Bi-Partisan Safer Communities Act:

- On May 9th a field notification was sent to LEIN users detailing how to sign up for the link-and-pin Under 21 requests for information.

- NICS: A 50 percent nationwide response rate for the Under 21 requests for information.

NCIC Violent Persons File:

- Implementation is in discussion for the State of Michigan.
- Similar to Michigan's Officer Safety Caution.
- The NCIC Violent Persons File:
 - Alerts law enforcement on an individual they are encountering may have the propensity to commit violence against them.
 - Three categories of records where an individual has been convicted of violence against a law enforcement officer, violence against a person, and violent offense against a person where a firearm or weapon was used.
 - Once category where a law enforcement officer believes an individual intends to commit violence against a law enforcement officer.
- The criminal history system will submit these entries through LEIN based on the conviction.

Criminal History Records (CHR) Update: Ms. Sherry Rosin

Ms. Rosin presented the following CHR related topics:

Automatic Set Aside:

- Successfully implemented the automatic set aside process. Almost 3 million misdemeanor and felony convictions set aside since Tuesday, April 11, 2023.
- As of today:
 - An additional 140,000 misdemeanors have been set aside.
 - An additional 39,000 individuals had at least one conviction set aside, 2,400 of which are now conviction-free.
- Post Implementation:
 - A Date of Disposition field and a Date of Sentence field will be implemented.
- Impact:
 - Website that provides public with information pertaining to "clean slate": www.michigan.gov/cleanslate

FBI Audit:

The Criminal History, Next Generation Identification Audit was recently completed. Nine local agencies were audited across the state. The audit is based on the authorization they have. One finding was discovered, that being a discrepancy in the literal description of the fingerprint code. MSP had three minor findings; all have been closed. The Security Access Section prepares the agencies very well.

Automated Fingerprint Identification System Update: Ms. Abby Rochon

Ms. Rochon reported no updates.

Statewide Network of Agency Photos Update: Ms. Krystal Howard

Ms. Howard reported no updates.

Board Round Table

Ms. Michelle Kleckler: In June CJIC experienced several audits, Criminal Justice Agencies and Non-Criminal Justice agencies.

Captain Jamar Rickett: Thank you for all your assistance throughout the audit process.

Public Comment

No comments.

Motion: To adjourn (Mr. David Gilbert)

Support: (Undersheriff Chuck Dewitt)

Motion passed unanimously. Meeting Adjourned.

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