

COUNTYWIDE CRIMINAL JUSTICE COORDINATION COMMITTEE

MINUTES OF THE January 21, 2004 MEETING

Kenneth Hahn Hall of Administration

500 West Temple Street, Room 739

Los Angeles, California 90012

MEMBERS PRESENT

Don Knabe, Chair
Leroy Baca, Vice-Chair
Steve Cooley
Janice Fukai
Anthony Hernandez
James Herren
Jaclyn Tilley Hill
Mary Thornton House
Andrew Kauffman
Donald Kincaid
Michael Judge
Bill Pellman
Stephen Port
Lakshmanan Sathyavagiswaran
Richard Shumsky
Dennis Tafoya
David Wesley
Margaret York

ALTERNATES

Earl Bradley for Jon Fullinwider
Matthew Crawford for William Fujioka*
Rudolph Diaz for Michael Nash*
Pamela Hamanaka for Bill Lockyer
Joe Jackson for James Hahn
Jessica Lee for Jack Clarke
Chris Madigan for Michael Brown*
Jim McDonnell for William Bratton
Sally Meloch for Debra Yang
William Montgomery for Dave Lambertson
Melvin Sandvig for Alice Hill
Buren Simmons for Roy Romer
Marty Vranicar for Rockard Delgadillo*

***Not a designated alternate**

MEMBERS NOT PRESENT OR REPRESENTED

Robert Dukes, Los Angeles Superior Court
Thomas Garthwaite, Department Of Health
Ron Hammond, Independent Cities' Association
David Hinig, San Gabriel Police Chiefs' Association
Thomas Hoefel, Police Chiefs' Association
Jack Hunt, Los Angeles Superior Court
Ronald Iden, Federal Bureau of Investigation
Jay Imperial, League of California Cities
Thomas Jackson, California Contract Cities
David Janssen, Chief Administrative Officer
Michele Leonhart, Drug Enforcement Administration
Cindy Miscikowski, Los Angeles City Council
Steve Napolitano, Independent Cities Association
Michael Nash, Los Angeles Superior Court
Manny Ortega, Southeast Police Chiefs' Association
Richard Propster, Peace Officers Association of Los Angeles County
Darline Robles, County Department of Education
Robert Ryans, Community & Senior Services
David Sanders, Children & Family Services

Ronald Smith, Bureau of Immigration and Customs Enforcement
Marvin Southard, Department of Mental Health
Joyce Streater, Independent Cities Association
Michael Tynan, Los Angeles Superior Court

STAFF

Peggy Shuttleworth, Executive Director
Vincent Holmes
Cynthia Machen
Craig Marin
Pat Zabaro

GUESTS/OTHERS

Clayton Anderson, Quality and Productivity Commission
Ellen Aragon, District Attorney's Office
Felix Basadre, ISAB
Ed Brekke, L.A. Superior Court
Dardy Chen, Sheriff's Department
Dennis Conte, Sheriff's Department
Carl Gallucci, Justice Deputy, Fourth District
Rosemary Gutierrez, CAO
Lisa Kahn, District Attorney's Office
Fred Klunder, L.A. Superior Court
Larry Mason, District Attorney's Office
Kevin McCarthy, Los Angeles Police Department
Stephen Moore, FBI
Barbara Mouron, Commission on Alcoholism
John Radeloff, Sheriff's Department
Michael Rich, County Police
John Ruegg, ISAB
Angie Serratt, LAPD
Bruce Staviforth, Economy and Efficiency Commission
Stephen Webb, CHP
Sheila Williams, CAO

I. CONVENE / INTRODUCTIONS – Don Knabe

The meeting was called to order at 12:05 p.m. by Supervisor Don Knabe, Chair of this Committee. Self-introductions of members and guests followed.

II. REVIEW / APPROVAL OF MINUTES – Don Knabe

There were no requests for revisions of the minutes of the November 19, 2003 meeting. A motion was made to approve the minutes.

ACTION: The motion to approve the minutes of the November 19, 2003 meeting was seconded and unanimously approved.

III. CHAIR OPENING REMARKS – Don Knabe

Supervisor Don Knabe will serve as Chair of the Countywide Criminal Justice Coordination Committee (CCJCC) this year. He noted that Los Angeles County is at the forefront of many criminal justice issues facing the country, and that is in part due to cooperation among federal, state, and local entities. The Supervisor thanked the members of CCJCC for their participation in this endeavor, and complimented this committee for its success in addressing issues of common concern. He also thanked Sheriff Lee Baca for agreeing to serve as Vice Chair of this committee. The Supervisor stated that his priorities for this year are homeland security and continuing the emphasis on reducing gang violence.

ACTION: For information only.

IV. INFORMATION SYSTEMS ADVISORY BODY (ISAB) – Michael Judge

Los Angeles County Public Defender Michael Judge, who serves as Chair of the Information Systems Advisory Body (ISAB), introduced John Ruegg to present ISAB's semi-annual report.

The following five initiatives were highlighted in the presentation:

- The ISAB Marketing program has collected \$147,000 in new revenues in the last six months. This has been derived primarily through the selling of civil data and the Probation Department's PC-based Pretrial+ system. Net revenues are distributed based on a distribution of 72% to the Department, 18% to the County General Fund, and 10% to ISAB.
- The CJIS II Wiring program allows ISAB to support more advanced applications such as videoconferencing, document imaging, and potential voice-over-IP telephone services. Documents, images, and photographs can be exchanged electronically among the criminal justice agencies.
- The Videoconferencing Program consists of three projects:
 - First is the Jail Inmate Videoconferencing System (JIVCS). This is supporting an average of 2,400 interviews every month, which allows the Public Defender's Office and the Probation Department to conduct interviews with inmates without traveling to

the jail.

-Second is a pilot project to create a videoconferencing unit that the District Attorney's Office can use for State parole hearings. The District Attorney's Office has obtained funding to expand this to three additional locations.

-Third is a motion that was passed at CCJCC that instructs ISAB to actively participate in the committee, headed by the Sheriff, for reinitiating video arraignments.

- The ISAB Standards Committee is developing justice data exchange standards in coordination with the Federal Department of Justice. ISAB is also participating in the OASIS – LegalXML committees on electronic Court Filing and Integrated Justice. XML is standard language that will allow criminal justice information to be exchanged more effectively.
- The Los Angeles Documents and Objects Exchange (LADOX) program employs the ISAB criminal justice enterprise Electronic Document Management Software (EDMS) functions to develop electronic capture, storage, and exchange of criminal justice documents and multi-media objects within and between criminal justice agencies. LADOX projects include:

-The District Attorney Grants Management Project, which is a system being designed to track all grant proposals, reports, and provide workflow routing between the administration and grant participants.

-The DNA order tracking system (DOTS), which will provide multi-agency routing of qualifying criminal complaints, DNA collection forms, invoices, and workflow tracking.

-The Probation Electronic Document Management System (PEDMS) provides electronic storage and routing of probation reports to Courts, Prosecution, and Defense, and it will be able to integrate with the Superior Court's TCIS system and Probation's APS system utilizing the new ISAB LADOX and PIX technologies.

A motion to approve the ISAB Semi-Annual Report for submission to the Board of Supervisors was made.

ACTION: The motion to approve the ISAB Semi-Annual Report for submission to the Board of Supervisors was seconded and unanimously approved.

V. DNA INITIATIVE – Steve Cooley

Los Angeles County District Attorney Steve Cooley introduced Lisa Kahn to make a presentation on the DNA initiative. Lisa Kahn is the Deputy-in-Charge of the District

Attorney's Forensic Science Section.

The DNA Fingerprint, Unsolved Crime and Innocence Protection Act is a statewide ballot initiative for the November ballot. The initiative requires that all convicted felons provide a non-invasive DNA sample for inclusion in a statewide database.

Currently, California's DNA database is limited to individuals convicted of violent felonies. However, there is a nationwide trend among states to maintain all-felon databases.

It was noted that the State of Virginia (one of 31 states that maintain an all-felon database) has found that approximately 82% of their "hits" (matches found) would have been missed if their data bank was limited to only violent offenders. Furthermore, approximately 35% of violent crimes solved were perpetrated by individuals with previous property crime convictions. Similar findings elsewhere have shown that serious felony crimes can be solved through DNA evidence obtained from someone convicted of a non-violent felony.

The initiative would expand California's data bank to include all adult felony offenders, all juvenile felony offenders, all adult and juvenile misdemeanor Penal Code 290 registrant offenders, all adult murder and felony Penal Code 290 arrestees, and, starting in the fifth year following enactment, all adult felony arrestees.

Another significant change is that Buccal Swabs (mouth swabs) would be used for DNA collection. Blood samples would no longer be needed.

Funding is provided for in the initiative, along with mandatory out-sourcing for DNA testing if offender samples are not processed by DOJ within six months. (The cost for private vendors is \$25 per test, compared to \$50 for the DOJ).

In order to pursue federal funding for DNA collections, the state must meet certain requirements which the initiative addresses. For instance, one requirement is to have an all-felon database. The expanded database must also apply retroactively so as to take samples from parolees and probationers, and the state must allow the inclusion of other DNA samples that have been legally obtained. A person whose sample has been collected may seek expungement of his/her profile if not convicted, or the case is dismissed, or the conviction is reversed.

The initiative adds Government Code Section 76104.6. One dollar for every ten dollars on every fine, penalty, or forfeiture imposed and collected by the courts for criminal offenses, including all Vehicle Code violations (except parking tickets), would go toward implementing the initiative. This will amount to \$25 million per year.

For the first two years, 70% of the funding will go toward the state in order to fill the database and overhaul the Criminal History DNA Flag System. However, the funding will be split evenly between the state and local law enforcement in the third year, and, in

the fourth year and thereafter, only 25% of the funding will go to the state.

Implementation of the all-felon data bank will require training in the collection of Buccal Swabs, designation of collection sites for adults and juveniles, and the establishment of a County DNA Identification Fund (used in part to reimburse the Sheriff, law enforcement agencies, and the Probation Department for expenditures). These are issues that the 296 Working Group will need to address in the upcoming months.

ACTION: For information only.

VI. L.A TASK FORCE ON TERRORISM – Stephen Moore

Stephen Moore is an FBI Special Agent in charge of extra territorial investigations, and he was asked to present an update to CCJCC on the Los Angeles Task Force On Terrorism (LATFOT).

There are eight squads within the task force, one of which is extra territorial investigations. In addition to domestic terrorism, LATFOT is also responsible for federal investigations of terrorist incidents in Asia.

Federal, state, and local law enforcement agencies provide staff support and other forms of assistance to LATFOT. Many local law enforcement officers are active and important members of the task force. Mr. Moore expressed appreciation for the cooperation that LATFOT has received from all of the law enforcement agencies represented on CCJCC.

The task force has had notable international and domestic successes, although the public will often not hear of the accomplishments due to the nature of the work.

ACTION: For information only.

VII. OTHER MATTERS/PUBLIC COMMENTS

Sheriff Lee Baca expressed concern about the implications for local government of the Governor's budget proposal. One possibility suggested by the Governor's Office is that up to 1.3 billion dollars in local property taxes may be transferred to the state. The consequences of that action for the County of Los Angeles would be very serious, and it would likely compromise the ability to keep inmates in jail. He urged those in attendance to oppose attempts by the state government to further deplete the County's funding sources.

VIII. ADJOURN

There being no further business, Supervisor Knabe adjourned the meeting at 1:07 p.m. The next CCJCC meeting will be on **Wednesday, February 18, 2004, at 11:30 a.m. in Room 739 of the Kenneth Hahn Hall of Administration.**