

# **Index**

- Alameda County (California)
  - Criminal Oriented Records Production Unified System (CORPUS), 179-180
- American Bar Association, 139
- American Bar Foundation, 129
- American Civil Liberties Union, 53, 180
- Arkansas, 64
- Arizona, 36, 102
- Attorney General (U.S.), 31, 34, 35, 61, 74, 95
  - authority to operate Ident and NCIC, 61, 62
  - and message switching controversy, 53
  - Task Force on Violent Crime, 5, 96
- AUTODIN network (see Department of Defense)
- Automated Identification Division System (AIDS), 8, 94
  - advantages of automation, 9
  - computer hardware used by, 54
  - development phases of, 44
  - as effort to automate the FBI Ident system, 39, 109
  - format of records in, 22, 26
  - Jet Propulsion Laboratory study of, 9-10, 161-162
  - number of records in, 3
  - proposed consolidation with National Crime Information Center, 18, 45, 168-169, 186-188
- Bertillon system, 27
- California, 36, 62, 82, 84, 154
  - case disposition reporting in, 94
  - fees for noncriminal justice access to CCH files, 141
  - improvements in on-line CCH files, 163
  - licensing boards authorized to use State criminal history information, 139
  - rate of arrest of minority group members, 137-138, 141, 142
  - response time on CCH inquiries, 162
  - retention period for CCH records, 174
- Canada, 40, 82
- CCH (see computerized criminal history systems)
- Central Intelligence Agency (CIA), 81
- Coast Guard, 45
- Colorado, 120, 162
- Commercial Carrier Corp.*, 85
- Commission on Criminal Justice Standards and Goals, 128
- Comptroller General, 178
- computerized criminal history (CCH) systems
  - current status of, 3-8
  - evolution of, 31-36
  - Federal access to State systems, 78, 81-82
  - at the Federal level, 3-4
  - at the non-Federal level, 4, 46-48
  - Federal and State court rulings on, 67-69
  - Federal statutes and regulations, 62-65
  - legal and regulatory framework for, 61-74
  - national index for, 9
  - national system (see national CCH system)
  - noncriminal justice access to, 17-18
  - origins of the national program, 35-36
  - oversight and audit of, 18
  - police departments with, 47
  - policy control over, 16-17
  - preferences of State repository officials, 10-11
  - public participation in governance of, 18
  - response time of, 9-10
  - record quality of, 10
  - recommendation of the President's Commission on Law Enforcement and Administration of Justice, 33
  - record quality of, 17, 89-96
  - repositories for, 46-47
  - State statutes and regulations on, 69-73
  - State and local management of, 99-105
  - users of, 77-85
- Congress
  - acts of (see legislation)
  - hearings on privacy and security legislation, 73-74
  - House Judiciary Committee, 16, 53, 157
  - House Judiciary Subcommittee on Civil and Constitutional Rights, 127
  - policy options for (see policy considerations)
  - prohibition against message switching, 51, 53
  - Senate Judiciary Committee, 5, 16, 53, 74, 157
- Connecticut, 36
- Constitution (U.S.), 14, 63, 148, 149
- court rulings (see litigation)
- criminal history records
  - access, review, and challenge procedures for State and local, 99, 102
  - arrest and court disposition reporting in State and local, 99, 100-102
  - correctional and parole use of, 126, 133-134
  - court disposition monitoring in State, 104-105, 154
  - criminal justice use of, 4-5
  - noncriminal justice use of, 5, 17-18
  - defense use of, 126, 132-133
  - dissemination of information in State and local, 99, 103
  - Federal statutes and regulations on, 62-65
  - file content of State and local, 99, 102
  - interstate exchange of, 4, 16
  - judicial use of, 131-132
  - locus of authority for State and local, 99, 100
  - nature of, 21-26
  - origins of, 3, 26-28
  - police use of, 125, 128-130
  - privacy and security protection, 8
  - private users of State systems, 85
  - probation use of, 126, 133
  - problems with manual files, 31-33
  - prosecutorial use of, 125-126, 130-131
  - quality of, 6-8, 104

- recommendations of the President's Commission on Law Enforcement and Administration of Justice, 33
- repositories for, 3-4, 8-9, 23, 46
- sealing and purging of State and local, 64, 99, 103-104
- transaction logs and local audits, 105
- criminal justice agency, 79
- Delaware
  - frequency of file access requests in, 102
  - response time on CCH inquiries, 162
- Department of Defense
  - AUTODIN network, 46
  - use of Ident services by, 80, 81
  - use of State criminal history information by, 82
- Department of Justice, 8, 18, 27, 65, 74, 79
  - Bureau of Justice Statistics, 71
  - Justice Telecommunications System (JUST), 40, 46, 147
  - prohibited from engaging in message switching, 16, 53
  - regulations on Criminal Justice Information Systems, 79
- Department of State
  - Diplomatic Network, 46
  - use of Ident services by, 81
- Department of Treasury, 8
  - Bureau of Alcohol, Tobacco, and Firearms, 45, 81
  - Bureau of Customs, 45, 79
  - Secret Service, 79, 81
  - Treasury Enforcement Communication System, 40, 45, 79, 147
  - use of Ident services by, 81
  - use of NCIC services by, 147
- Diplomatic Network (see Department of State)
- District of Columbia, 40, 64, 90, 117, 130, 132
- Edwards. Rep. Don, 74
- Ervin, Sen. Sam, Jr., 74, 181
- Executive Orders
  - No. 10450, 14, 61, 64, 81
  - No. 10865, 14, 64
  - No. 12065, 14, 64
- Federal Bureau of Investigation (FBI), 3, 6, 9, 51, 79, 81
  - assistance to States, 14
  - authority to upgrade NCIC communications controller, 51
  - authority to operate Ident and NCIC, 61, 62
  - challenges to records of, 65
  - COINTELPRO program, 146
  - COMINFIL program, 146
  - computerization of criminal records, 31
  - Computerized Criminal History Program (CCH), 36
  - contribution to NCIC operating costs, 55-56
  - Crime Index, 17
  - criminal history dissemination by, 64-65
  - exemption of criminal records from public disclosure under the Privacy Act, 65
  - expunging and sealing of records by, 63
  - first use of computer technology by, 34
  - Identification Division (see Ident)
  - and message switching controversy, 53
  - National Crime Information Center (see NCIC)
  - position on automatic inquiry referral (AIR), 115-116
  - role in fingerprint identification, 5
  - standards for use of criminal justice information systems, 61
  - surveillance activities of, 15-16
  - survey of State criminal justice record repositories, 46-48
  - Technical Services Division, 55
  - Uniform Criminal Records (UCR) Division, 34
  - use of Ident services by, 81
- fingerprints, 5-6
  - disposition in pretrial diversion cases, 63
  - facsimile electronic transmission of, 9-10
  - Ident files, 5, 31, 83, 109, 111
  - National Fingerprint File (NFF) proposal, 10, 155, 164
  - processing time for, 5, 9-19, 32, 162
  - reliability of, 5
  - State contributions to record repositories for, 46
- Florida, 36, 116, 117, 118, 184
  - Crime Information Center, 85
  - Department of Law Enforcement, 5, 127
  - fees for noncriminal justice access to CCH files, 141, 143
  - frequency of file access requests in, 102
  - Public Records Statute, 85, 143
  - response time on CCH inquiries, 162
  - test of single-State-multi-State concept in, 113
  - update time on CCH system, 175
- General Accounting Office (GAO), 6, 80
  - audits to ensure compliance with prohibition against message switching, 51, 53
  - audits of Federal and State agencies, 148
  - study of State criminal history files, 93
- General Telephone Co., 85
- handguns, 5
- Hoover, J. Edgar, 34
- Hruska, Sen. Roman, 73, 74
- Hughes Refrigerated Express, Inc., 85
- IBM, 52, 54
- Idaho, 47
- Ident (FBI Identification Division), 3, 5, 6, 7, 8, 9, 21, 22, 55
  - authority to operate, 61, 62
  - background and security checks, 81
  - content of records, 62-63
  - creation by Congress, 27
  - criminal justice use of, 80

- noncriminal justice use of, 80-81  
 differences between NCIC and, 111  
 Federal Government users of, 77-78, 80-81  
 fingerprint file, 4-5, 44, 80, 109  
 format of records in, 22, 24  
 interconnection with NCIC files, 39-40, 44-45  
 international users of, 78, 84-85  
 Jet Propulsion Laboratory study of, 89  
 multi-State offenders in criminal file, 31  
 as a national repository, 109, 110, 111-112  
 percentage of multi-State offenders in files of, 33  
 private users of, 78, 85  
 processing time for fingerprints, 9-10  
 record quality, 89  
 record updating, 63-64  
 right of individuals to review and challenge records, 65  
 State and local users of, 78, 82-83, 99  
 III (see Interstate Identification Index)  
 Illinois, 82, 161  
 Immigration and Naturalization Service, 45, 81  
 Internal Revenue Service, 45  
   Criminal Investigative Division, 147  
   use of Ident services by, 81  
   use of NCIC services by, 147  
 International Association for Identification, 6  
 International Association of Chiefs of Police (IACP), 27, 35  
 International Police Association (Interpol), 45, 84  
 Interstate Identification Index (III), 4, 5, 45  
   development plan, 18  
   file size and content, 17  
   officials' preferences regarding, 10, 17, 110, 118  
   National Fingerprint File (NFF) proposal for, 10-11, 118, 164  
   national index system, 110, 118-119  
   pilot and Phase 1 test of, 110, 114-117  
   potential response times of, 10  
   regional and ask-the-network systems, 110, 119-121  
 Institute for Law and Social Research (INSLAW), 53, 57  
 Itel Corp., 52  
 Jack's Cookie Co., 85  
 Jet Propulsion Laboratory (JPL), 6  
   study of Automated Identification Division System (AIDS), 9-10, 161-162  
   study of Ident record quality, 89  
 Johnson, President Lyndon B., 33  
 Justice Telecommunications System (JUST), 40, 46  
  
 Kansas, 44, 175  
 Kansas City (Kansas) Alert 11 regional system, 69  
 Kennedy, Sen. Edward, 70, 73  
  
 Law Enforcement Assistance Administration (LEAA), 6  
   assistance for State computerized systems, 14-15, 31, 34, 51-52, 55, 56-57, 154, 158  
  
 demonstration project on interstate exchange of criminal offender files, 36  
 establishment of, 31, 33-34  
 and message switching controversy, 53  
 regulation of State and local CCH systems, 61, 69-71, 81-82  
 legislation  
   Crime Control Act, 6, 8, 61  
   Criminal Justice Information Control and Protection of Privacy Act, 62, 74  
   Criminal Justice Information Systems Act, 74  
   Criminal Justice Information Systems Security and Privacy Act, 62, 73  
   Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriation Act, 64  
   Department of Justice Appropriation Authorization Act, 53, 74, 115, 157  
   Florida State Public Records Statute, 85  
   Freedom of Information Act, 65  
   Justice Systems Improvement Act, 94  
   Omnibus Crime Control and Safe Streets Act, 31, 33, 35, 62, 70, 73  
   need for, 18  
   Privacy Act, 65, 81, 182, 183  
   Securities Exchange Act, 64  
   South Carolina Freedom of Information Act, 85  
   Title 28, United States Code, sec. 534, 61  
 litigation  
   *Green v. Missouri Pacific RR* 13  
   *Gregory v. Litton Systems*, 7, 13, 138  
   illustrative Federal/State rulings on criminal records (table), 68  
   *Long v. U.S. IRS* 65  
   *Menard v. Mitchell* 64, 65, 68, 73  
   *Menard v. Saxbe*, 62-63, 68  
   primary focus of State and Federal rulings, 67  
   *Tarleton v. Saxbe*, 6, 63  
   *Tatum v. Rogers*, 7, 11, 94, 130, 131, 148  
  
 Maine, 47, 141  
 Maryland, 36, 47  
 Massachusetts, 47, 143  
 Mathias, Sen. Charles McC., Jr., 73  
 message switching  
   alternatives for, 16  
   American Civil Liberties Union and controversy over, 53  
   Attorney General (U. S.) and controversy over, 53  
   automatic inquiry referral (AIR) and, 114-117  
   Department of Justice prohibited from engaging in, 16, 53  
   Congress and controversy over, 51, 53  
   definition of, 16  
   FBI and controversy over, 53, 109  
   GAO audits to ensure compliance with prohibition against, 51, 53  
   LEAA and controversy over, 53  
   opportunity for, provided by modern computers, 51, 52-54

- prohibition against, 16, 51, 53, 109
- Michigan, 115
- Minnesota, 36, 154
  - frequency of file access requests in, 102
  - improvements on on-line CCH files, 163
  - progress in court reform, 159
  - response time on CCH inquiries, 162
  - update time for CCH files, 176
- multi-State offenders, 31, 33
  
- National Advisory Commission on Criminal Justice
  - Standards and Goals, 69-70, 74
- National Association for the Advancement of Colored People, 180
- National Center for State Courts (NCSC), 57
- National Chiefs of Police Union (see International Association of Chiefs of Police)
- National CCH system
  - alternatives for, 108, 109-121
  - cost of, 14-15
  - impact on constitutional rights, 138, 147-149
  - impact on the criminal justice process, 11-12, 125-134
  - impact on employment and licensure decisions, 12-13, 137, 139-141
  - impact on Federal-State relations, 14, 16, 138, 142-144
  - impact on minority groups, 13-14, 137-138, 141-142
  - Interstate Identification Index pilot tests, 110, 114-117
  - national index for, 110, 118-119
  - national repository for, 109, 111
  - policy considerations (see policy considerations)
  - possible impacts on the criminal justice process, 125-134
  - regional and ask-the-network systems, 110, 119-121
  - single-State/multi-State alternative, 109, 112-114
  - support for, 127-128
  - surveillance potential of, 15-16, 138, 145-147
- National Crime Information Center (NCIC), 4, 6, 8, 22
  - Advisory Policy Board, 66, 67, 79, 95, 115, 168
  - communications controller, 51, 53
  - Comprehensive Data System program, 69, 70
  - computer hardware previously used by, 52
  - computer hardware upgrade, 52-54
  - computerized criminal history file, 31, 39, 42, 43, 66-67
  - content of records, 62-63
  - contextual description of, 39-48
  - costs to States, 56-58
  - costs of operation, 51-52, 55-58
  - Criminalistics Laboratory Information System (CLIS) file, 42, 39
  - establishment of, 34-35
  - Federal agency orders and procedures for using, 67-69
  - FBI authority to operate, 61, 62
  - FBI use for intelligence purposes, 146
  - Federal Government users of, 77, 79-80
  - as a Federal repository with national access, 109, 111-112
  - hot files of, 39, 42, 43, 56, 66, 127, 153, 191-192
  - information exchange via, 9
  - initial participating agencies for (table), 35
  - interconnections with other criminal justice information systems, 39-40, 42, 44-48, 146-147
  - international users of, 78
  - Interstate Identification Index (III), 4
  - and message switching controversy, 52-53
  - number of records in files of (table), 42
  - operating policies and procedures, 66-67
  - percentage of multi-State offenders in files of, 33
  - position on automatic inquiry referral (AIR), 117
  - private users of, 85
  - processing time for inquiries, 10
  - proposed consolidation of files with Automated Identification Division System, 18
  - quality of records, 89
  - record updating, 63-64
  - right of individuals to review and challenge records, 65
  - State and Federal agencies linked to (figure), 41
  - State and local users of, 78, 82, 99
  - system description, 40-42
  - system security, 67
  - technology used by, 51, 52-54
  - volume of transactions, 43-44
- National Criminal Information and Identification Division, 18
- National Law Enforcement Telecommunications System (NLETS), 4, 8, 84
  - Board of Directors, 115, 117
  - capacity of, 120
  - general description of, 40
  - information exchange via, 9
  - interconnection with NCIC files, 40, 45
  - and Interstate Identification Index (III) concept, 45
  - position on automatic inquiry referral (AIR), 117
- National Legal Aid and Defender Association (NLADA), 132-133
- NCIC (see National Crime Information Center)
- NCSC (see National Center for State Courts)
- Nebraska, 141
- New Hampshire
  - noncomputerized criminal history system, 175
  - response time on CCH inquiries, 162
- New Jersey, 162
- New Mexico, 47, 162
- New York City, 26
- New York State, 7, 36
  - fees for noncriminal justice access to CCH system, 141
  - purge and seal policies of, 104
  - rate of arrest of minority group members, 141
  - response time on CCH inquiries, 162
  - use of high-quality facsimile electronic transmission, 161

- NLETS (see National Law Enforcement Telecommunications System)
- North Carolina, 154  
 case disposition reporting in, 94  
 improvements in on-line CCH files, 163  
 Police Information Network, 163  
 test of Interstate Identification Index concept in, 115
- Nuclear Regulatory Commission, 81
- offender-based transaction systems, 57-58  
 operation costs by State (table), 58
- Office of Management and Budget (OMB), 36, 53
- Office of Personnel Management (OPM), 61, 81
- Office of Technology Assessment (OTA), 5, 6, 10, 31  
 estimate of number of U.S. citizens with criminal records, 13  
 findings on multi-State offenders, 5  
 research on record quality, 8, 9, 89-96, 121, 153  
 survey on Federal agency policies on using NCIC, 67  
 survey on fingerprint card submission, 11  
 survey of officials' preferences, 10-11, 119  
 survey on multi-State offenders, 33  
 survey on State and local CCH systems, 47-48, 84, 99-105, 128, 140-141, 193-194, 197-199  
 survey of State repository officials, 195-196  
 evaluation of NCIC request for new communications controller, 53
- Ohio, 162
- Oregon, 82  
 frequency of file access requests in, 102  
 update time for CCH files, 176
- OTA (see Office of Technology Assessment)
- overcriminalization, 33
- Pennsylvania, 47, 162
- Philadelphia, 141
- Phoenix, 120
- police blotters (see Criminal history records)
- policy considerations, 17-18, 153-188  
 arguments for action or no action, 153, 155-156  
 comprehensive legislation, 18, 168, 180-184  
 consolidation of Automated Identification Division System (AIDS) and National Crime Information Center (NCIC), 18-19, 168-169, 186-188  
 file size and content, 17, 167, 173-174  
 further study on use, quality, and cost of criminal history information, 153-154, 157  
 importance of complete, timely, and verifiable information, 161-162  
 improving record quality, 162-164  
 Interstate Identification Index (III) development plan, 18, 168, 184-186  
 noncriminal justice access, 17-18, 168, 176-177  
 oversight and audit, 18, 168, 177-178  
 policy control, 17, 167, 169-172  
 possible impacts on the criminal justice process, 161-164  
 private carrier role in national CCH system, 188  
 public participation, 18, 168, 179-180  
 record quality, 17, 167, 174-176  
 select a national CCH system, 154-155, 160-161  
 shifting preferences on a national CCH system, 164  
 strengthen State/local CCH systems, 154, 158-159
- Postal Service, 79
- President's Commission on Law Enforcement and Administration of Justice, 33
- Pretrial diversion, 63
- Privacy and security  
 Criminal Justice Information Systems Security and Privacy Act, 62, 73  
 development of standards for, 69-70  
 implementation of standards for, 70-71
- Project SEARCH (System for Electronic Analysis and Retrieval of Criminal Histories), 31  
 early efforts to develop guideline for State and local CCH systems, 69-70  
 States originally participating in, 36  
 role in development of State statutes and regulations on State criminal record systems, 61, 74
- Puerto Rico, 40, 90
- rap sheets (see criminal history records)
- record quality research  
 methodology, 89-91  
 findings, 91-96
- Rinker Materials Corp., 85
- Royal Canadian Mounted Police (RCMP), 84
- Ryder Truck Lines, 85
- Santa Clara County (California), 69
- SEARCH Group, Inc., 10, 147, 148  
 findings on release of arrest and conviction data to private employers, 139  
 and message switching controversy, 53  
 technical assistance by, 158
- security (see privacy and security)
- South Carolina  
 response time on CCH inquiries, 162  
 State Freedom of Information Act, 85  
 test of Interstate Identification Index concept in, 115
- South Dakota, 47
- Supreme Court (U.S.), 69
- Texas, 36  
 test of Interstate Identification Index concept in, 115  
 update time for CCH files, 176
- Treasury Enforcement Communications System (TECS)  
 agencies served by, 45-46  
 interconnection with NCIC files, 40, 45  
 use by Interpol, 84
- Tunney, Sen. John, 74

United Parcel Service, 85  
U.S. Court of Appeals, District of Columbia, 6  
U.S. Parole Commission, 133  
Utah, 176

Vermont  
frequency of file access requests in, 102  
noncomputerized criminal history system in, 175

Virginia  
frequency of file access requests in, 102  
test of Interstate Identification Index concept  
in, 115

update time for CCH files, 176

Virgin Islands, 40

Washington, D. C., 120  
Washington (State), 36, 47, 176

West Virginia  
fees for noncriminal justice access to CCH  
files, 141  
response time on CCH inquiries, 162

Winn Dixie Stores, Inc., 85

Wisconsin, 176

Wyoming, 162, 176