

**NCJIS ADVISORY POLICY BOARD
WORKING GROUP MEETINGS
May 31, 2019**

STAFF ANALYSIS PAPER

Working Group Topic #12 – New Disposition Codes for Criminal Arrest Charges

PURPOSE - RCCD would like to create additional disposition codes to better reflect the final outcome of criminal arrest charges in the state computerized criminal history (CCH) system.

AUTHOR – Alison Lopez (775) 684-6217, alopez@dps.state.nv.us

POINT OF CONTACT

Questions regarding this topic should be directed to Greg Fisicaro Business Process Analyst Supervisor/Business Process Management Office Lead <mailto:gffisicaro@dps.state.nv.us>

REQUEST OF WORKING GROUP - Nevada state RAP sheets are used for multiple programs both civil and criminal related; including but not limited to employment/licensing determinations, firearm checks, and criminal investigations both in state and nationwide. Accurate criminal history is crucial in the civil and criminal justice communities for making true and correct decisions as required by law within the scope of their duties. Adding these new disposition codes will allow agencies to use state criminal history without additional and timely research.

BACKGROUND - Currently the state CCH only has ten (10) disposition codes to reflect the outcome of criminal arrests charges. The courts use many different disposition codes and with several of the different code types, that may or may not be separate from the states codes, the state must then try to make the disposition code that the court provides fit to what we have. This doesn't always accurately reflect the true outcome of the arrest charge.

Current State CCH Disposition Codes:

- DEN – Denied
- DIS – Dismissed
- DOA – Dismissed on Appeal
- GAT – Guilty At Trial
- NCF – No Charges Filed
- NTG – Not Guilty
- OAP – On Appeal
- PLG – Plead Guilty
- ROA – Reversed On Appeal
- DEF – Deferred

CURRENT TECHNICAL OVERVIEW: Additional coding will need to be made to the current CCH system for both manual and electronic dispositions (EDISPO). This will involve Enterprise IT Services, NORSOFT and the Administration of the Courts (AOC). Time frames are unknown at this time. See attachment for the requested disposition codes and the corresponding fields required for this coding.

PROPOSAL 1 - New Disposition Codes:

Code for CCH	Code Description	Required Fields for CCH Entry	Purpose of New Code
BOV	Bindover	No sentencing information required	This will allow Justice Court to close out a case and CHRI reflecting the case is still pending. Current reporting is coming through as dismissed when the case is still pending. This negatively affects employment and firearm programs.
WAR	Warrant	No sentencing information required	For arrests made on warrants by another agency. Will reflect that there will be no dipso forthcoming.
NOL	Nolo Contendere	All sentencing fields avail (conditions are at least one sentencing field will be required)	To more accurately reflect the outcome of a no contest plea.
DIV	Dismissed after Diversion	No sentencing information required	To reflect on CHRI that the case went through a diversion program and was successfully completed.
DMD	Dismissed Mental Defective	No sentencing information required	Firearm disqualifying purposes.
DNC	Dismissed new charges filed by DA	No sentencing information required	To show that charges were dismissed by the DA for new charges filed.
DSN	Dismissed sentenced on another charge	No sentencing information required	Charges dismissed per negotiations.
RSH	Research Complete	No sentencing information required – but comment is required	When research has been done but the dispo will never be added due to retention timeframes.
SID	Guilty - Sentence Imposed after Deferral/Diversion	All sentencing fields avail (conditions are at least one sentencing field will be required)	Explanation of unsuccessful deferral or diversion program.
SRI	Guilty - Suspended Sentence Reinstated	All sentencing fields avail (conditions are at least one	Explanation of unsuccessful deferral or diversion program.

Code for CCH	Code Description	Required Fields for CCH Entry	Purpose of New Code
		sentencing field will be required)	
SRV	Guilty - Suspended Sentence Revoked	All sentencing fields avail (conditions are at least one sentencing field will be required)	Explanation of unsuccessful deferral or diversion program.
UNK	Unable to Associate Dispo to Charge	No sentencing information required – but comment is required	For older dispositions – when there is one final dispo and multiple charges and CRU is unable to determine which charge the dispo belongs to. The dispo will be placed with the charge that best fits the dispo and the remaining charges will be UNK for explanation.

OPTIONS

1. Accept Proposal **1** as suggested by the Requestor.
2. Assign working groups task(s) to research topic further and present findings to ACAJ Working Group
3. Make no changes at this time. (deny request)