



Connecticut Racial Profiling Prohibition Project

Thursday, June 13, 2013

10am – 12pm

Legislative Office Building, Room 1C

Draft Minutes

Present: Sandra Staub, Steve Cox, Stacey Manware, Aaron Swanson, Thomas Maziarz, Art Kureczka, Jim Fazzalaro, Ken Barone, Andrew Clark, Bill Dyson, Deborah DelPrete Sullivan, Tom Nguyen, Mark Panaccione, Dan Stebbins, Paul Fitzgerald, Derek Puorro, Glenn Cassis, Nick Boulter, Werner Oyanadel, Tamara Lanier, Mike Lawlor, Sean Thakkar

The meeting was called to order at 10:10am

I. Welcome on behalf of Chair William Dyson

William Dyson requested all present to introduce themselves and thanked the members upon completion. He also asked for further introductions from new members Stacey Manware and Derek Puorro.

II. Approval of May 2, 2013 minutes

A motion was made by Sean Thakkar and seconded by Andrew Clark to approve the minutes from May 2, 2013. The minutes were approved by a unanimous voice vote.

III. Update on S.B. 1143

Andrew Clark gave the update on Senate Bill 1143, which was the bill that the advisory board recommended to the general assembly refining some elements of the Alvin Penn Act. It was called the Act Concerning Traffic Stop Information and it passed through the general assembly, the house, and the senate in May without being changed. The Governor signed it on June 5, making it a public act.

IV. Options for July 1, 2013 Implementation

a. E-Citation Briefing

Ken Barone discussed the options for implementing the data collection piece of this law. Ken used this opportunity to lay out the final data collection options that will be presented at the law enforcement training sessions beginning at the end of this month, reiterating that the end goal is e-citation state-wide by January of 2015. The five options available to police agencies are e-citation, development of web-based browser, use of COLLECT system, modifying CAD/RMS system, or paper forms. The law was officially changed to require monthly submissions of data meaning some options will make this easier than others due to their real-time factor. As of October 1st paper submissions will no longer be accepted, meaning the data must be submitted electronically and it is incumbent on the departments that used the paper forms to transpose the information electronically to be submitted to CJIS on a monthly basis. Ken also made clear that if a department decides to modify their CAD/RMS system, that cost will be their responsibility unless they elect to use an option that is being made available cost-free. The law goes into effect July 1st and there is a three-month implementation window for the departments to make the necessary changes. The expectation is that October 1st data collection begins as well as the notice distribution to all motorists.

Stacey Manware was then given the opportunity to explain the role of e-citation. She began by briefing the group with a history of e-citation. She continued to describe how Judicial is creating a web-based option for e-citation, which would allow police to collect the racial profiling information at the same time as other required information, eliminating duplicate entry. Currently anyone with Internet access can collect the racial profiling data and those with printers can issue the tickets.

There are two phases to making this operational and phase two is dependent on police vehicles having Internet connection and printers. Jim Fazzalaro mentioned that money was appropriated in the budget for printers. The implementation period for this is dependent on how rapidly judicial can get the module ready to go. Phase one is realistically going to begin in January of next year while phase two has a target launch date of June/July 2014.

V. Definitions of Traffic Stop

Jim Fazzalaro introduced the final version of the traffic stop definition to the group that included the changes made at the last working group meeting. The definition highlights the general exception as well as clarifying the officer's perception. It also reflects the consensus from the working group that truck weight operations, commercial vehicle safety inspections, security related activities conducted at Bradley International Airport, and stops made based on the use of radiation detection devices would be classified as exclusions.

Chief Paul Fitzgerald did ask to revisit "security related activities conducted at Bradley International Airport", stating that this is too specific to the one area. Security related activities could happen at transportation centers, major traffic generators, or large public gatherings like UCONN football games. After some discussion it seemed that the group

thought this item should be removed as exclusion for now and continue the training with the rest of the definition minus that one element. This item will be brought up at next month's working group meeting since it needs further discussion.

VI. Final Data Elements to be Collected

The final list of data elements was presented to the advisory board that reflected the adjustments suggested from previous meetings. Due to raised concerns by Chief Fuchs at the last working group meeting, status was removed under the nature of the stop. That section is now back to the original form under the 1999 law. The other adjustment this final list shows is the inclusion of the residency information, which was based on the majority's decision. Down the line, this information has the potential to be phased out by bringing in DMV records but right now it's primary focus is to be used as a back-up benchmark. This information is also important because it validates the first benchmark.

Jim went on to mention how search disposition went from a code C to a yes or no question as well as what is specifically being asked under statutory citation for arrest. Statutory citation for the stop is required for all stops to record the initial citation for stopping the vehicle. If the statutory citation resulting from the stop is different, this information is required to be recorded as well. If more than one charge is issued than the highest charge is what would be recorded.

VII. Complaint Notice Model

As a requirement of the law, a notice must be given to the motorists regardless of the disposition. The language for the notice has been narrowed down to two options that consist of a shorter and longer version. CIB has identified that there is limited space on the ticket itself but there is the potential to add the notice on the envelope. Ken Barone reiterated the potential for including additional highway safety information with the notice and displayed the two options for notice sizes to the group. Both the business and index card sizes would display the notice on one-side while the reverse would be the additional safety information. He asked the advisory board to then discuss and finalize which option for the language they wanted to pursue, understanding that this is specifically for the stopgap measure. Ken concluded the discussion by suggesting that the group proceed under the assumption that language in number two is the best and at the next working group meeting further discuss the size options.

VIII. Public Awareness Update

Andrew Clark explained that the goal for this group is to roll out a major public awareness campaign as well as make clear the requirements of recording and submitting data by early October. DOT has offered to provide some advertising space for the public awareness campaign thus this group is in production on that. Andrew also mentioned how they are using a lot of the student workers on campus either in writing or video production to collect stories to give a face to this issue. More of an update will be

available as the public awareness working group progresses. Chief Fitzgerald asked if this body would approve the public awareness messages and Ken responded by saying the PSA video was previously approved by the group and any future work will be vetted in the same way.

IX. Training Update

Art Kureczka provided the training update, beginning by discussing the 1st scheduled session for June 25, 2013. Attending members will consist of police chiefs, command staff, state police, and training supervisors. The content will go over the logistics of the law as well as what is going to be required to collect and record as of October 1st. A training manual will be provided to everyone who comes so they can return to train their own officers if they choose. There will be four other training sessions held at the CSU campuses that are open to all law enforcement and a document from Under Secretary Mike Lawlor was presented to the board with the date, time, and location of each. POST CEU credits will be awarded to those who attend the training sessions but not for those who use the online training module.

Art also mentioned the drafted model policy and its use as a guide for Connecticut police departments. Art stressed that this policy was not set in stone and that the final document will be vetted through the training group as well as the advisory board in the future. Under the new requirements of the law, all agencies must have a policy prohibiting racial profiling on the books. When police agencies go to modify their existing policy they can use the model policy document as a reference because it will be supported by POST and meet the CALEA standards.

X. General Discussion

a. Next Steps

Ken noted that this was the last advisory board meeting on the schedule that was published. He will come up with a new schedule that will go through the summer or early fall and will make sure that everyone receives it.

The meeting was adjourned at 12:30pm.

Racial Profiling Prohibition Project

ATTENDANCE

☒ Full Advisory Board Meeting ☐ Working Group Meeting ☐ Other

Date: 6/13/13 Time: 10:10 am Location: LOB 1B

Chairmen:

Initial:

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| William Dyson | <u>WD</u> |
| John DeCarlo | |

Advisory Board Members

Initial

Guest

Initial

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|---|-------------|---------------------------|------------|
| Glenn Cassis | <u>GAC</u> | | |
| Under Secretary Mike Lawlor | | | |
| Chris Sedelmaier | | | |
| Chief Douglas Fuchs <u>Paul Fitzgerald</u> | <u>PDF</u> | | |
| Commissioner Reuben Bradford | | | |
| Michael Gailor | | | |
| Deborah Del Prete Sullivan | <u>DDPS</u> | | |
| Werner Oyanadel | <u>W.O.</u> | | |
| Robert Brothers | <u>RB</u> | | |
| Tamara Lanier | <u>TL</u> | | |
| Sean Thakkar | <u>ST</u> | | |
| Mui Mui Hin-McCormick | | <u>Com. Thomas Nguyen</u> | <u>TNP</u> |
| Thomas Maziarz | <u>TJM</u> | | |
| Stephen Cox | <u>SC</u> | | |
| Gabriel Cano | <u>GC</u> | | |
| Aaron Swanson | <u>AS</u> | | |
| Joseph Cristalli | | | |
| Representative Gary Holder-Winfield | | | |
| Representative Joe Verrengia | | | |
| Sandra Staub | <u>SS</u> | | |
| Lynn Blackwell | | | |
| Chief Dean Esserman | | | |
| Captain Nick Boutler | <u>NB</u> | | |
| Stephanie Johnson | <u>JS</u> | | |
| Colonel Danny Stebbins | <u>DS</u> | <u>Capt. Mark D'Amico</u> | <u>MD</u> |
| Stacey Manware | <u>SM</u> | | |
| <u>Derek Phorro</u> | <u>DP</u> | | |

Project Staff:

Initial:

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|-----------------|-----------|
| Andrew Clark | <u>AC</u> |
| Jim Fazzalano | <u>JF</u> |
| Arthur Kureczka | <u>AK</u> |
| Ken Barone | <u>KB</u> |

Staff: KB