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05.06.2016 - 09.15.2016

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Today's Top News

1. <u>Audit: ICE financial systems had year-long access control vulnerability</u>

Friday, May 6, 2016 | By Eli Richman

Even though U.S. Immigration and Customs Enforcement took corrective action last year to improve its IT controls, a recent audit (<u>pdf</u>) found the agency still has major deficiencies regarding access controls and configuration management of its financial system.

The audit found seven deficiencies, two of which were repeat findings. The most significant weaknesses, from the auditors' perspective, were missing user authorization documentation and improper approvals of access.

Worryingly, the improper approvals of access was a repeat finding, meaning the agency has been operating for a year with a known issue in its financial security.

"In recent years, we have noted that limitations in ICE's financial system's functionality may be inhibiting ICE's ability to implement and maintain effective internal control and to effectively and efficiently process and report financial data," the Department of Homeland Security's Office of the Inspector General wrote in the summary of the audit's findings.

The audit also found that a configuration management plan had not been formally documented and that the financial system allowed obligations to be posted at a future date and processed receipts to exceed available funding.

To fix the agency's IT control deficiencies, the audit recommended that ICE:

- Update the User Account Management plan according to current processes, ensure that user controls are in compliance with that plan and document the steps taken

- Review and update the User Management Plan

- Develop and strengthen controls around access authorization and annual recertification of users

- Complete and document a configuration management plan

- Update system configurations to prevent obligations from being posted at a future date, thus ensuring that all processed receipts fall within available funding

In addition to the IT control deficiencies, the auditors also investigated two non-technical information security issues. These examined the agency's susceptibility to social engineering and the security of sensitive material in agency workplaces.

To assess social engineering vulnerability, the auditing organization, KPMG, called 45 employees and contractors to try to solicit password information. The organization reached 10 individuals, two of whom revealed sensitive information.

KPMG also randomly inspected 84 workplaces to spot unattended sensitive materials. It found 34 such workspaces that contained unsecured laptops, system passwords or access credentials and information marked for official use only lying in plain sight.

These security awareness issues were a repeat finding, and such workplace practices violate DHS policy, according to the audit. It should be noted, however, that KPMG conducted neither of these tests statistically or scientifically, so their findings may not be applicable to the agency as a whole.

The audit did not include the agency's response, and at time of publishing, ICE had not released one on its website, so we don't know whether it concurred with the audit's recommendations.

For more:
- see the audit's findings (.pdf)

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2. GAO: FEMA suffers from weak IT management

Friday, May 6, 2016 | By Stephanie Kanowitz

The Federal Emergency Management Agency, or FEMA, must address management weaknesses in its information technology systems, an audit found.

Specifically, to ensure that its IT programs can support FEMA's ability to respond to disasters, the agency must improve governance and oversight of IT investments, modernize its IT environment and establish timeframes for addressing workforce planning and skill gaps, according to a recent report (pdf) by the Government Accountability Office.

IT is critical to FEMA's ability to provide help at times of need. With about 5,000

full-time employees, 10 regional offices, two area offices, five recovery offices and 3,700 standby disaster assistance workers, the agency needs to make sure these people and places have access to critical information and the ability to share it. According to FEMA's IT investment portfolio for fiscal 2015, the agency spent at least $366.4 million for its IT investments.

FEMA has taken steps toward improving its IT. For instance, in 2014 it re-established the IT Governance Board, which meets monthly to review the agency's infrastructure. But the board has not defined members' roles and responsibilities, and no formal process exists for regional administrators to provide updates, GAO said.

Additionally, although FEMA has strategic planning efforts in place for modernizing IT, which suffers from problems such as duplication and inefficiency, the plan is "not current and not yet complete," GAO said. For instance, the plan has not been updated since 2013.

FEMA's chief information officer "explained that updating the current strategic plan had not been a priority and the agency would rather spend resources on developing a new plan that incorporates a global FEMA IT strategic vision," according to the report. "However, a date by which a revised plan will be completed has not been established."

What's more, GAO has been dogging FEMA about workforce planning efforts since 2007, but issues persist. The agency surveyed its workforce to determine which skill sets were already available and which were lacking, and results showed that the IT shop had a shortage of 150 full-time-equivalent positions.

Lastly, IT management controls, risk mitigation and maintenance of project plans and cost estimates were also subpar, GAO said.

To correct these problems, GAO recommended that FEMA:

- Define roles and responsibilities related to the IT Governance Board

- Define the scope, implementation strategy and schedule of its overall modernization plan

- Establish time frames for IT workforce planning

The Homeland Security Department, FEMA's parent organization, concurred with the recommendations.

GAO audited FEMA as a result of the Post-Katrina Emergency Management Reform Act of 2006, which required the agency's administrator and DHS' chief information officer to improve FEMA's IT systems.

IT problems have plagued FEMA for years. In 2009, for instance, GAO said the

agency faced coordination issues and technical challenges in developing and implementing the Integrated Public Alert and Warning System. In 2012, GAO said projects related to improving FEMA's Disaster Assistance Improvement Program website were delayed.

For more:
- read the report [.pdf]

Related Articles:
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FEMA can't follow through on plans, leaving IT complex, costly, says OIG
FEMA has taken steps to improve responses to FOIA requests, but several challenges remain

3. White House to launch AI push with new workshop series

Friday, May 6, 2016 | By Eli Richman

The White House is planning to hold four public workshops this summer to develop plans and spur dialog about the federal government's use of artificial intelligence technologies.

In a White House blog post announcing the workshops earlier this week, Deputy U.S. Chief Technology Officer Ed Felten described some of the potential use cases for AI in government, as well as some of the challenges.

"In education, AI has the potential to help teachers customize instruction for each student's needs. And, of course, AI plays a key role in self-driving vehicles, which have the potential to save thousands of lives, as well as in unmanned aircraft systems, which may transform global transportation, logistics systems and countless industries over the coming decades," Felten wrote.

The four planned workshops have partnerships with academic and non-profit organizations, and the discussions will feed into the development of a public report later this year, according to the blog. The workshops are:

- Legal and governance implications of AI, in Seattle, Wash., on May 24

- AI for social good, in Washington, D.C., on June 7

- Safety and control for AI, in Pittsburgh, Pa., on June 28

- The social and economic implications of AI technology in the near-term, in

NYC on July 7

The government's use of AI has been limited thus far, but there are planned uses for the tech in the president's Precision Medicine Initiative and the Cancer Moonshot Task Force.

The Obama administration's days are numbered, and the extent to which the next administration follows through with the president's IT initiatives is an open question.

However, the blog post did note that the AI push will convene a new subcommittee within the National Science and Technology Council – the Subcommittee on Machine Learning and Artificial Intelligence. That subcommittee will monitor advances in AI tech and coordinate federal activity in the space, as well as provide institutional memory for the government's AI plans.

"Between now and the end of the administration, the NSTC group will work to increase the use of AI and machine learning to improve the delivery of government services," explained Felten. "Such efforts may include empowering federal departments and agencies to run pilot projects evaluating new AI-driven approaches and government investment in research on how to use AI to make government services more effective."

For more:
- read the blog post

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4. Kansas Gov. Brownback mulls signature of judicial transparency bill

Friday, May 6, 2016 | By Fred Donovan

The Kansas state Senate passed a bill this week that would increase government transparency regarding judicial selections.

The bill, which has been sent to Gov. Sam Brownback's (R) desk, would require

the governor to disclose the names of applicants to the Kansas Court of Appeals, The Wichita Eagle reported.

The legislation was spurred by Brownback's refusal to release the names of applicants when he made appointments to the court in 2013 and 2015, the newspaper related.

The legislation would also subject the Kansas Supreme Court Nominating Commission, which selects nominees to the state Supreme Court, to the requirements of the Kansas open records and meeting law.

The commission is made up of four members appointed by the governor and five elected by the state's practicing attorneys. The bill would require the Kansas Supreme Court's clerk to provide a list of attorneys to the secretary of state's office prior to an election of attorney members.

"The more the public knows about the nominating process for the selection of judges and justices, the better off we are," said state Senate Vice President Jeff King (R-Independence), one of the bill's main supporters.

King said the bill will let the public know what the nominating commission's considerations are for selecting justices. Requiring the governor to release the names of Court of Appeals applicants will give the public insight into his decision-making, King added.

For more:
- read the newspaper article

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Amazon Web Services pledged to offer $7 million in cloud computing training to 10,000 service members, transitioning veterans and military spouses in an announcement Thursday. "By offering cloud computing training, we are excited to help veterans transition more easily into the civilian workforce and help develop the skills necessary to pursue jobs in the high-demand cloud computing space," AWS said in the announcement.

The pledge will support the Joining Forces initiative of the First Lady and Dr. Jill Biden, and will provide training including free membership to AWS Educate, free access to more than 90 AWS service labs and eligibility for AWS Certification exam reimbursement under the GI Bill's education provision.

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Vice President of Marketing

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1. <u>DISA plans cloud-based enterprise software for better DoD collaboration</u>

Friday, May 20, 2016 | By Stephanie Kanowitz

The Defense Information Systems Agency is working to replace its successful enterprise email service with a cloud-based software as a service enterprise product.

DISA's Defense Enterprise Office Solution, or DEOS, is designed to facilitate communication and collaboration across the agency, building on the Defense Enterprise Email program, according to a May 18 <u>article</u> in General Dynamics Information Technology's GovTechWorks publication.

DEOS will include phone services, web and videoconferencing, chat, instant messaging, white boarding and desktop sharing in addition to email and calendar features, according to the article. DISA had planned to simply upgrade DEE, but officials reconsidered when 18 vendors came up with "bigger ideas," the article stated.

"We determined that we would have to re-scope the effort to include a more robust suite of collaboration tools," said Kristin Brown, an IT specialist at DISA's Enterprise Wide Services division, according to GovTechWorks.

DEOS will use commercial software delivered via a commercial cloud that could be SaaS housed in government facilities, commercial data centers or a combination of both, GovTechWorks reported.

To get separate software programs to work together, DISA will rely on infrastructure and SaaS technology. "DEOS will leverage various application programming interfaces to allow integration flexibility" across the Department of Defense, she added.

An example she offered is integrating with enterprise voice-over-IP to let DEOS "provide point-to-point voice and video through the backend of the current EVoIP infrastructure to allow video teleconferencing integration."

By going with a cloud solution, DISA is providing opportunities for a mobile workforce, an industry expert said in the article. DISA and DoD are testing mobile access plans and working on security protocols for cloud, and they should be

ready when DEOS is, the article stated.

About 1.7 million people use DEE, which is less than half DoD's workforce of 4.5 million. All of those users could potentially make use of DEOS. The Army, DEE's biggest user, plans to adopt DEOS once it transitions toward unified capabilities, the article stated.

The Air Force, a much smaller DEE user, said that although it's weighing options to increase collaboration and interoperability, it might not choose DEOS, according to the article. The Navy and Marine Corps don't use DEE but could still opt to use DEOS, the article added.

Brown said DISA hopes to award a DEOS contract in the fourth quarter of 2017.

For more:
- read the article

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2. US lawmaker seeking answers following $81M cyber heist of Bangladesh central bank

Friday, May 20, 2016 | By Eli Richman

A heist of the Bangladeshi central bank may not have been of prime concern to U.S. stakeholders 20 years ago, but in the age of cyber heists – especially one involving $81 million – a top U.S. lawmaker is eager for answers.

This is particularly true in the case of the February cyber heist, as authorization from the Federal Reserve Bank of New York appears to have played a role in the

theft.

The heist began when unidentified hackers gained access to a Bangladeshi central bank officer's computer, according to a report from Reuters. With their newfound access, the hackers used the Society for Worldwide Interbank Financial Telecommunication, or SWIFT, messaging system to contact the New York Fed and request a transfer from the Bangladeshi bank's account there.

Most of the requested transfers were blocked, Reuters reported, but $81 million was sent to a bank in the Philippines.

What happened after that is less clear. Some of the funds were moved to casinos, but much of the stolen money is still missing. The Philippine government is investigating, and its inquiry so far has helped recover $15 million.

However, the investigation suffered due to the country's strict bank secrecy laws, according to Reuters, and a representative of the inquiry said it could take three to five months to return the rest to Bangladesh.

Furthermore, evidence regarding the identity of the hackers is lacking. John Gomes, Bangladesh ambassador to the Philippines, told a panel in that country that the hackers appeared to be in neither Philippines nor Bangladesh, but that he had no further information. One Philippine senator, Ralph Recto, suggested the hackers could have been in China, though naturally the Chinese government dismissed the idea, according to Reuters.

That investigation will likely continue for several months, but, in the meantime, U.S. Sen. Tom Carper (D-Del.), the ranking Democrat of the Senate Homeland Security and Governmental Affairs Committee is looking for answers on the U.S. end. Carper is determined to find out if either the New York Fed or SWIFT could have taken measures to improve their cybersecurity and prevented the heist – as well as if U.S. banks could be susceptible to similar attack vectors.

"It is my understanding that there is no evidence of any attempt to penetrate Federal Reserve systems or that any Federal Reserve systems were compromised in connection with these recent incidents," Carper wrote in a Thursday letter to New York Fed President William Dudley and SWIFT Managing Director Patrick Antonacci.

"However, these cyberattacks raise important questions about the security of the SWIFT system and the ability of its members to prevent future attacks. Congress has a responsibility to continue to strengthen our nation's cybersecurity, including ensuring that the system used by our banks to engage in cross-border transactions is secure," he added.

In his letter, Carper asked targeted questions of both organizations. These

included asking SWIFT what the consequences were for members who don't follow security standards and the New York Fed whether it has helped foreign or domestic banks better lock down their SWIFT exchanges.

Carper requested responses to the questions and briefings with his staff by June 17.

For more:
- read the Reuters report
- see Sen. Carper's letter to SWIFT and the NY Fed

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IRS employee arrested for stealing taxpayers' sensitive information

3. Interior ignores repeated attempts by OGIS to check on status of FOIA appeals

Friday, May 20, 2016 | By Fred Donovan

The Department of Interior is ignoring the ombudsman Congress set up to mediate Freedom of Information Act requests, according to a recent letter (pdf) sent by the Office of Government Information Services to the department's Office of the Solicitor.

The department has ignored repeated requests for information about six pending appeals of FOIA request decisions, according to the letter obtained by the Sunlight Foundation.

"Over the last few months, OGIS has contacted the DOI Office of the Solicitor seeking information about the status – including a tracking number – of these appeals, but we have received no substantive response to these inquiries," read the letter from outgoing OGIS Director James Holzer to Edward Keable, deputy solicitor general law at the department.

"I would appreciate any assistance you can provide in obtaining appeal tracking numbers and status information for each of the appeals listed above," Holzer continued. At the same time, the director admitted that his office has "no investigatory or enforcement power, nor can we compel an agency to release

documents."

In the Honest Leadership and Open Government Act of 2007, Congress set up OGIS as the ombudsman for FOIA requests, explained Alex Howard, senior analyst with the Sunlight Foundation, in a blog post.

"Not substantively responding to repeated requests from OGIS ... is effectively sticking a thumb in the eye of the ombudsman that Congress established to provide independent oversight and arbitration over public records requests. The department is showing disrespect for the law of the land, and it should stop," Howard opined.

For more:
- check out the letter (.pdf)
- read Howard's blog post

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4. Illinois auditor general sued following alleged FOIA violations

Friday, May 20, 2016 | By Eli Richman

Allegations of misspent campaign funds have dogged Illinois Auditor General Frank Mautino since the former state representative began the position on January 1, but now he is being sued for his alleged failure to turn over records related to said funds as part of Freedom of Information Act requests.

The lawsuit, filed earlier this week (pdf), came from Kirk Allen, co-founder of the Edgar County Watchdogs. That group has previously targeted Mautino over the campaign funds.

According to the lawsuit, Allen sent a Freedom of Information Act request on February 9 to the Office of Auditor General and Mautino requesting communications relating to the campaign records. He received an email from the office the following day saying it was mailing over files too large to send over the internet, which arrived on February 12.

However, according to Allen, the 5,500 pages of records contained on the disk

contained "nothing to do with the requested records."

Allen then sent a second FOIA request on February 14, to which the office sent an email with 10 attached documents on February 18. Again, Allen claimed that these didn't relate to his request. Moreover, he cited an affidavit from a one John Kraft, who had received records in an FOIA request that would have related to Allen's request.

"[T]he records Kraft received were in fact communications from a State Representative and the Defendant's response to those communications and dealt with Defendant Frank Mautino's campaign expenditures, which are clearly records subject to Plaintiff's FOIA request," the lawsuit stated.

The lawsuit charged Mautino with two counts of violating the Illinois Freedom of Information Act. However, Edgar County Watchdogs sounded a skeptical – some might even say cynical – note for the suit.

"Short of a criminal investigation and possible prosecution, which is unlikely to happen in this State, he will probably never face accountability. Pretty ironic for a person who is responsible for ensuring State employees are held accountable for wrongdoing," the group wrote.

Several states' FOIA laws have come under fire in recent weeks. Just this month, FierceGovernmentIT reported on issues with the FOIA laws in Virginia, New Mexico and Arizona.

However, it's unclear whether Allen has any issue with Illinois' FOIA process itself, or just the implementation of the law by Mautino's office.

For more:
- see the lawsuit (.pdf)
- read the article on Mautino's use of campaign funds
- see the Edgar County Watchdogs post

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Also Noted

Spotlight: Rep. Hurd says data center consolidation, not modernization fund, is key to funding IT upgrades

The Obama administration for months has been fiercely pushing its proposed $3.1 billion IT modernization revolving fund, but the chairman of a House panel overseeing federal IT issues said this week that that's not his preferred approach. Instead, Rep. Will Hurd (R-Texas), the chairman of the House Oversight and Government Reform Committee's IT operations subcommittee, suggested that agencies should actively close down and consolidate data centers to free up funds for IT modernization.

"For those advocating for billions of additional funding to help modernize IT, I would suggest that savings from data center consolidation might be a better place to look than a new appropriation," Hurd said at a Wednesday hearing, according to Nextgov.

New York Senator seeks to combat ransomware | 4 issues government should consider before chasing the cloud

> New York Senator seeks to combat ransomware (GovTech)
> When it comes to hackathons, a compelling challenge statement is key to success (DigitalGov)
> Multistakeholder process to develop consumer data privacy code of conduct concerning facial recognition technology (Federal Register)

\> 4 issues government should consider before chasing the cloud (GovTech)

\> Navy will ask its workforce to help solve legacy IT, cyber challenges (FedNewsRadio)

\> New data center policy could be industry boon (Washington Technology)

And Finally... John McAfee will be the next President of the United States, says John McAfee (Reason)

From:	Public Policy Law360 <news-q@law360.com>
Sent:	Friday, June 17, 2016 4:47 AM
To:	jbarbieri@springfieldpolice.net
Subject:	Scaled-Down Crowdfunding Bill Disappoints, Attys Say

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TOP NEWS

Scaled-Down Crowdfunding Bill Disappoints, Attys Say

A bill modifying equity crowdfunding rules that passed the U.S. House Financial Services Committee on Thursday contains incremental improvements, attorneys say, but some were disappointed that the annual million-dollar fundraising limit wasn't raised and hope it will be lifted in the future.

House Passes $576B Defense Funding Bill

The House voted to pass the $576 billion funding bill for the U.S. Department of Defense on Thursday, the third of the must-pass funding bills, despite continuing criticisms from the White House about the use of contingency funding.

44 GCs Say Big Biz Needs 'Certainty' Of 9 Justices

The general counsels of 44 major corporations including Spotify, Ameriprise Financial and Estée Lauder urged the U.S. Senate on Thursday to consider Judge Merrick B. Garland's nomination to the U.S. Supreme Court.

Pa. Legislators Set New Rules For Fracking

Pennsylvania's legislature on Wednesday reached a bipartisan deal on new rules for hydraulic fracturing at oil and gas wells that the governor said would strengthen environmental protections at extraction sites in the Keystone State.

Block Anthem-Cigna Deal, Calif. Insurance Head Tells DOJ

California's top insurance official pressed U.S. Department of Justice officials to reject a merger worth an estimated $50 billion between Anthem Inc. and Cigna Corp., saying Thursday

LAW FIRMS

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Blank Rome

Cadwalader Wickersham

Choate

Cravath Swaine

Crowell & Moring

DLA Piper

Davis Wright Tremaine

Dechert

Dickinson Wright

Dickstein Shapiro

Drinker Biddle

Dugan Brinkmann

Ellenoff Grossman

Fish & Richardson

Fitzpatrick Cella

Flaster/Greenberg

Franczek Radelet

Gibson Dunn

Haynes and Boone

Hogan Lovells

Hughes Hubbard

Kellogg Huber

the deal will harm Californians by reducing quality of care and driving up insurance costs.

Philly City Council OKs Sugary Drinks Tax

Philadelphia's city council on Thursday approved by a 13-to-4 vote a new 1.5 cent per ounce tax on sugary drinks and diet soda, which the council said would raise approximately $91 million over the next year and make it the first major U.S. city to pass a sugary drink tax.

Senate Panel Advances 4 Federal Judges, Hints At Floor Votes

The Senate's Judiciary Committee advanced the nominations for two district judges for Louisiana, one for Indiana and one for the Seventh Circuit Thursday, in the first committee votes on judicial nominees since May.

Lowenstein Atty Gets NJ Gov.'s Nod For State AG

New Jersey Gov. Chris Christie has nominated Chris Porrino, the co-chair of Lowenstein Sandler LLP's litigation department and Christie's former chief counsel, as the state's next attorney general, the governor announced Thursday.

BANKING & SECURITIES

FSOC Properly Labeled MetLife A SIFI, DC Circuit Told

A council of financial regulators urged the D.C. Circuit Thursday to reverse a federal judge's ruling liberating MetLife from its designation as a systemically important financial institution whose collapse could threaten the broader U.S. economy, contending that the lower court seriously misconstrued the council's guidelines for the SIFI labeling process.

SEC Asks 2nd Circ. If It Can Restart Duka Case

The U.S. Securities and Exchange Commission on Thursday asked the Second Circuit to clarify whether the agency can immediately revive its in-house case accusing ex-S&P executive Barbara Duka of mortgage-debt ratings fraud after the circuit court lifted an injunction on those proceedings.

House Dems Push For No-Loopholes Payday Lender Rule

House Democrats said Thursday that the Consumer Financial Protection Bureau's final rule for regulating the payday loan market should be tough enough to prevent lenders from using tactics they have developed to skirt state restrictions on the loans.

Senate Panel Moves To Ease Pot Banking Restrictions

A U.S. Senate panel on Thursday moved forward legislation that would, in part, bar federal banking regulators from punishing banks for providing financial services to marijuana

Kramer Levin
Lamb McErlane
Lowenstein Sandler
Mayer Brown
McAndrews Held
McCarter & English
McDermott Will
Murphy PA
O'Melveny & Myers
Orrick Herrington
Pepper Hamilton
Petrillo Klein
Polsinelli
Quarles & Brady
Robbins Russell
Sam Bernstein
Schulte Roth
Sidley Austin
Simpson Thacher
Sullivan & Cromwell
Wiley Rein
Williams & Connolly
WilmerHale
Winston & Strawn
Wong Cabello

COMPANIES
3M Company
AMC Networks Inc.
AT&T Inc.
ATS Corporation
Advocate Health Care Inc.
Aetna Inc.
Alamo Broadband Inc.
Alpha Natural Resources, Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Hospital Association
American Legislative Exchange Council
American Medical Association Inc.
Ameriprise Financial, Inc.

2

businesses in states where the drug is legal.

SEC Requires Input On SIPC Broker-Dealer Fee Changes

The U.S. Securities and Exchange Commission on Wednesday said it needs public comment input before ruling on a proposal to change how broker-dealer fees replenish the Securities Investor Protection Corp.'s fund, which fronts money to repay investors during liquidations of brokerage firms.

SEC Proposes Updates To Mining Disclosure Rules

The U.S. Securities and Exchange Commission proposed rules Thursday that are meant to modernize the disclosure requirements for mining companies, the latest step in Chair Mary Jo White's bid to update a disclosure system that is outdated in some sectors.

ENERGY & ENVIRONMENTAL

Calif. Fuel Groups Win OK To Update Carbon Rule Challenge

A California federal judge on Monday told a group of fuel industry advocates that they can amend elements of their failed challenge to the state's Low Carbon Fuel Standard, agreeing that the application of recent updates to the rule could further affect fuel manufacturers.

Bill Seeks End To Coal Industry Self-Bonding For Cleanups

The U.S. Senate Energy and Natural Resources Committee's top Democrat introduced legislation Thursday to bar coal companies from using self-bonding to pay for the cleanup of mining operations, saying the recent wave of coal bankruptcies threatens to stick taxpayers with multimillion-dollar remediation costs.

CPP Stay Doesn't Stop EPA's Clean Energy Incentive Program

Despite a Supreme Court stay of the Clean Power Plan, the U.S. Environmental Protection Agency on Thursday unveiled a proposal to help states and tribes meet the plan's carbon dioxide reduction goals through early investments in renewable energy.

FERC Floats Rule To Guard Critical Energy Grid Info

The Federal Energy Regulatory Commission has moved to implement regulations that require the designation, protection and sharing of so-called critical energy infrastructure information, the agency said on Thursday.

$32B Interior, Environment Bill Clears Senate Committee

The Senate Appropriations Committee narrowly moved forward

Anheuser-Busch Inbev SA/NV

Anthem Inc.

Apple Inc.

Arch Coal Inc.

Baker Hughes Inc.

CIGNA Corporation

CIT Group Inc.

CTIA

Cablevision Systems Corporation

Center for Constitutional Rights

CenturyLink Inc.

Chimerix Inc.

Comcast Corporation

Competitive Carriers Association

Constellation Brands, Inc.

Consumer Federation of America

Consumer Reports

Council Of Better Business Bureaus Inc.

Cummins Inc.

DISH Network Corporation

Deloitte Touche

Edgeworth Economics LLC

English Premier League

Enzo Biochem, Inc.

Facebook

Genzyme Corporation

Google Inc.

Grupo Modelo SAB de CV

Halliburton Company

Home Box Office Inc.

Hulu LLC

Humana Inc.

Independence Blue Cross Inc.

Institute for Justice

Johnson Controls Inc.

LexisNexis Group

Liberty Media Corp.

LinkedIn Corp.

Lyft Inc.

McGraw Hill Financial Inc.

Thursday a $32.03 billion spending bill that funds Native American health and education programs and federal land management agencies but blocks implementation of the so-called Waters of the United States rule.

FERC Finalizes Electricity Pricing Fixes For Power Markets

The Federal Energy Regulatory Commission on Thursday finalized a rule establishing pricing requirements for real-time wholesale electricity sales to align prices with when power is actually dispatched, which the commission claims will better ensure that rates are just and reasonable.

France Becomes First Major Nation To Ratify Paris Accord

French President Francois Hollande on Wednesday became the first head of a major country to ratify the landmark Paris climate change accord, starting what supporters hope is a string of similar actions.

TRANSPORTATION & INFRASTRUCTURE

$4B Maritime Trade Plan Aims To Boost Great Lakes Region

Officials from several U.S. states and Canadian provinces around the Great Lakes unveiled a $3.8 billion proposal Wednesday to accelerate dredging projects to clear harbors and waterways and strengthen port infrastructure with the hopes of boosting ocean cargo shipping and trade.

INSURANCE

Autism Care Coverage Row To Be Aired Before Pa. Justices

The Pennsylvania Supreme Court has accepted an appeal over insurers' ability to avoid covering in-school services for patients on the autism spectrum.

EMPLOYMENT

Senator Says New Joint Employer Standard Hurts Businesses

The head of the U.S. Senate's Small Business and Entrepreneurship Committee argued Thursday against a recent National Labor Relations Board decision that reset how to determine whether two entities are joint employers, saying during a hearing that the change would hurt small businesses.

NJ Senate Committee Pushes $15 Minimum Wage Bill Forward

New Jersey's Senate Budget and Appropriations Committee on Thursday advanced legislation that would gradually increase the state's minimum wage to $15 an hour, a measure supporters say will provide an economic boost to workers living in poverty and what opponents say will deliver a blow to small

MetLife Inc.

Microsoft Corporation

National Association of State Regulatory Utility Commissioners

National Cable & Telecommunications Association

National Immigration Law Center

Netflix Inc.

Nike Inc.

North American Electric Reliability Corp.

NorthShore University HealthSystem

Peabody Energy Corporation

PhRMA

Raymour & Flanigan Furniture

Revolt Media & TV LLC

SanDisk Corporation

Sierra Club

Southern Poverty Law Center

Southwest Bancorp, Inc.

Spotify Technology SA

Stryker Corporation

Texas Trial Lawyers Association

The Boeing Company

The DIRECTV Group, Inc.

Time Warner Inc.

Uber Technologies Inc.

United States Telecom Association

UnitedHealth Group Inc.

Universal Health Services Inc.

Univision Communications Inc.

Verizon Communications

Viacom Inc.

XO Communications LLC

Yelp Inc.

GOVERNMENT AGENCIES

businesses.

EEOC Gives Guidance On Employee Wellness Program Notices

The Equal Employment Opportunity Commission on Thursday offered employers an example of how to notify employees about the purpose of and limits on wellness programs, part of new rules issued under the Americans with Disabilities Act and following at least two discrimination lawsuits over the programs.

COMPETITION

Texas Rep. Asks FTC To Eye Austin's Rules For Uber, Lyft

A Texas state representative has asked the Federal Trade Commission to investigate what he called anticompetitive regulations enacted by the city of Austin, Texas, governing ride-hailing apps like Uber and Lyft.

Merger Remedies Key To Enforcement, DOJ Official Says

The U.S. Department of Justice Antitrust Division sees effective merger remedies as central to its merger enforcement policy, and remedies should completely solve the antitrust violations arising in a transaction, not simply limit them, a department official said on Thursday.

PRIVACY & CONSUMER PROTECTION

Baylor Faces New Suit Over Handling Of Sexual Assaults

Three women alleged Baylor University was "deliberately indifferent" to allegations of sexual assault and sexual harassment on campus and involving student-athletes in a lawsuit filed in Texas federal court Wednesday after the school released a report by Pepper Hamilton LLP finding failures with the school's policies.

Groups Clash On New Facial Recognition Privacy Code

The stakeholder group crafting a voluntary privacy code of conduct for the commercial use of facial recognition technology wrapped up its efforts Wednesday by finalizing guidelines that were praised by the industry but panned by consumer groups as "weak" and "flawed."

Transgender Student To Take Part In Locker Room Lawsuit

A transgender student at the center of a battle over the U.S. Department of Education's policy on the use of gendered facilities was given permission Wednesday to intervene in a federal lawsuit challenging her access to the female locker rooms at an Illinois' high school.

Army Corps of Engineers

Bureau of Indian Affairs

Bureau of Indian Education

Bureau of Land Management

California Environmental Protection Agency

Consumer Financial Protection Bureau

Equal Employment Opportunity Commission

European Commission

Executive Office of the President

Federal Acquisition Regulatory Council

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Reserve System

Federal Trade Commission

Financial Crimes Enforcement Network

Financial Stability Oversight Council

Food and Drug Administration

Government Accountability Office

Indian Health Service

National Labor Relations Board

National Telecommunications and Information Administration

Nevada Legislature

Office of the Comptroller of the Currency

Securities Investor Protection Corp.

Securities and Exchange Commission

Texas Attorney General's Office

U.S. Army

U.S. Department of Agriculture

PRODUCT LIABILITY

11th Circ. Greenlights Torture Claims Against Ex-Bolivian Prez

The Eleventh Circuit ruled Thursday that family members of civilians killed in attacks in Bolivia are not barred from pursuing their Torture Victims Protection Act claims against a former president and defense minister because they had exhausted their remedies in Bolivia.

INTERNATIONAL TRADE

Brussels Charts 8% Rise In Duties Against EU Exports

The European Commission on Wednesday reported an 8 percent rise in duties taken by non-European Union countries against EU exports in 2015 as trade defense actions become more complex in the face of ongoing global economic and financial crises.

TAX

EU Countries Move Toward Deal On Financial Transactions Tax

Efforts to impose a tax on certain financial transactions in several eurozone nations got a boost on Thursday when Austria's finance leader announced that the countries have set a September deadline to mark additional progress on the proposal.

IMMIGRATION

Texas Loses Case Over Syrian Refugee Resettlement

A Texas federal court on Wednesday threw out a suit over the resettlement of Syrian refugees in the state, ruling that a Texas agency didn't have a basis to enforce a consultation requirement of the Refugee Act.

TELECOMMUNICATIONS

AT&T, Comcast Float Apps Alternative To Set-Top Box Plan

Industry representatives from the likes of AT&T Inc., Comcast Corp. and the National Cable & Telecommunications Association floated an alternative Wednesday to the Federal Communications Commission's plan to unlock set-top boxes, one that would employ apps allowing video viewing on third-party devices.

Sen. Panel OKs Small-ISP Net Neutrality Reporting Exemption

The Senate Commerce Committee approved a bill Wednesday that matches an already-passed House version to exempt

internet service providers with up to 250,000 subscribers from enhanced disclosure requirements under the Federal Communications Commission's new net neutrality rules.

Trade Group Slams FCC Network Transition Rules at DC Circ.

The U.S. Telecom Association has asked the D.C. Circuit to ax portions of the Federal Communications Commission's rules regulating the transition from copper to more modern networks, saying that the agency's "regulatory roadblocks" are slowing down the process.

Rural Carriers Group Urges FCC To Keep 5G Competitive

The Competitive Carriers Association pushed the Federal Communications Commission to adopt a tiered structure in its upcoming fifth-generation wireless rule-making, saying Wednesday that large carriers like Verizon, which has a $1.8 billion XO fiber-optic deal pending, could soon gobble up all the spectrum.

EXPERT ANALYSIS

The Texas Citizens Participation Act — 5 Years Later

On June 17, 2011, the Texas Citizens Participation Act was signed into law, a watershed moment that provided greater protection to Texas citizens who have been plagued with frivolous lawsuits aimed at stymieing their ability to discuss their opinions, report on governmental activities or uncover corporate wrongdoing. Today, the trend of state anti-SLAPP legislation is ongoing, says Laura Prather of Haynes and Boone LLP.

Key Points In DC Circ. Decision Upholding Net Neutrality

The D.C. Circuit's decision this week upholding the Federal Communications Commission's 2015 Open Internet Order deals a significant blow to claims that broadband providers either must as a legal matter or should as a policy matter be left to operate largely free of traditional common carrier regulation, says Christopher Savage, co-chairman of Davis Wright Tremaine LLP's communications practice.

The Debate Over NDAA Preference For Fixed-Price Contracts

The Senate Armed Services Committee wants to reallocate risk between the government and the contractor by shifting from cost-type contracts to fixed-price contracts, but some critics believe that its proposals likely will hinder innovation and increase costs, say Charles Blanchard and Paul Pompeo of Arnold & Porter LLP.

Expanded Access — A Regulatory Balancing Act For Drug Cos.

Expanded access plays a valuable role in the treatment of patients, but granting access to an experimental drug outside the context of a clinical trial creates a host of ethical, operational, business and logistical challenges for any drug manufacturer and particularly for smaller companies specializing in treatments for rare diseases, say attorneys with Choate Hall & Stewart LLP.

DOL Salary Projections May Rest On Inaccurate Assumptions

An important component of the U.S. Department of Labor's new white collar exemption rule is that the minimum required salary level will be adjusted every three years. However, the DOL's estimate of an additional 2.5 percent increase in the new salary threshold over three adjustments may not be accurate and likely understates its magnitude, say Stephen Bronars and Deborah Foster at Edgeworth Economics LLC.

LEGAL INDUSTRY

3 Pitfalls Of Boutique Mergers

For a BigLaw operation, picking up a boutique weathering tough times may seem like a good strategic move, but experts say firms must show discernment and be ready for the post-merger investment to avoid pitfalls that stand in the way of mutual success. Here, experts detail three ways big firms can inadvertently botch an acquisition of a boutique.

6 More Firms Make Associates' Day With Salary Hikes

Six more firms have jumped on the bandwagon of those rushing to keep up with the new associate salary pay scale set earlier this month by Cravath Swaine & Moore LLP, as the clamor continues over the hike above the decadeslong benchmark.

DLA Piper Partner Fined Over Sexist Emails To Soccer Chief

The U.K. Solicitors Disciplinary Tribunal fined a DLA Piper partner £15,000 ($21,000) at a recent hearing over emails he exchanged with English Premier League executive Richard Scudamore that contained sexist comments, a representative for the tribunal confirmed on Thursday.

GCs Willing To Use Nontraditional Law Firms, Study Says

A new study by Deloitte shows that as spending on legal services continues to grow, the majority of in-house legal departments are reviewing their legal service suppliers and can see themselves buying services from nontraditional law firms.

McDermott Co-Chairs To Step Down By End Of Year

McDermott Will & Emery's co-chairs will step down from their respective roles and return to full-time practice with the firm by

the start of 2017, the firm confirmed on Thursday.

Law360's Weekly Verdict: Legal Lions & Lambs

Sullivan & Cromwell LLP and other firms representing two medical device companies earned the top spot on Law360's list of legal lions this week after they won a ruling at the U.S. Supreme Court discarding the Federal Circuit's strict test for awarding enhanced damages in patent cases. Meanwhile, attorneys from Sidley Austin LLP and Wiley Rein LLP ended up on the list of legal lambs for failing on Tuesday to convince the D.C. Circuit to overturn federal net neutrality rules.

6th Circ. Tells Blind Man ABA Is Wrong Target For LSAT Suit

A legally blind Michigan man accusing the American Bar Association of discriminating against the visually impaired on the LSATs lost his appeal on Thursday when the Sixth Circuit affirmed a lower court decision saying he didn't have standing to bring the case against the accrediting body.

JOBS
Search full listings or advertise your job opening

Stone, Andrea

From:	POLICE OnTarget <policeontarget@bobitnews.com>
Sent:	Saturday, June 18, 2016 11:04 AM
To:	jbobianski@springfieldpolice.net
Subject:	Tennessee Deputy Dies of 2015 Crash Injuries

Click to view online

ON TARGET A SERVICE OF **P LICE**
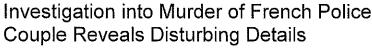
Tennessee Deputy Dies of Complications from 2015 Crash Injuries

A Jackson County (TN) Sheriff's Office deputy died on Wednesday from complications related to a car crash.

Share

Investigation into Murder of French Police Couple Reveals Disturbing Details

The killer who knifed to death two French police officials in their home this week, claiming allegiance to the Islamic State group, tracked the couple days before the gruesome murders and uploaded his claim of responsibility on the family computer.

Share

Video: NYC Names Intersection for Officer Who Founded LGBT Group

A New York City intersection was renamed on Friday for a police sergeant who formed the first lesbian, gay, bisexual, and transgender police fraternal organization.

Share

Man Gets 19 to Life for Arson Murder of NYPD Officer

A Brooklyn teenager was sentenced on Tuesday to 19 years to life in prison for having set fire to a mattress in a hallway of his apartment building, resulting in the death of a police officer who responded to the blaze.

Share

Video: Oklahoma City Removes Body Cameras from Officers After Policy Dispute with Union

The Oklahoma City Police Department has been forced to temporarily end its body-worn camera program

because of a dispute between the local Fraternal Order of Police and the chief over policy.

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⊠ Cajun Captain Clay Higgins to Box for Charity

Clay Higgins, who gained fame in his Crime Stoppers videos as a captain with the St. Landry Parish (LA) Sheriff's Office, will be participating in a charity event that pits police officers and fire fighters against each other in the boxing ring.

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⊠

⊠ Video: Teen Who Rescued Philly Officer Graduates from Police Academy

A 19-year-old man who rescued a Philadelphia police officer from a burning patrol car recently graduated from the Delaware County Police Academy. His chance encounter with Philadelphia Police Officer Matt Kimsey led him to seek a career in law enforcement.

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Defense Rests in Baltimore Officer Goodson's Trial in Freddie Gray Case

Testimony concluded Friday in the trial of Baltimore Police Officer Caesar Goodson Jr. over the death of Freddie Gray, with the officer opting not to take the stand and the judge scheduling closing arguments for Monday.

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Active Shooter Incidents Continue to Rise, New FBI Data Show

Active shooter incidents in the United States continue to rise in frequency, with new FBI statistics showing the highest average of incidents ever in a two-year period.

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Budget Proposal Holds San Francisco PD Funding Hostage Until Reforms

3

Happen

'Reform or don't get paid' is the message Supervisor John Avalos is sending to the San Francisco Police Department as part of the Board of Supervisors' review of Mayor Ed Lee's $9.6 billion budget proposal.

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Stone, Andrea

From:	POLICE OnTarget <policeontarget@bobitnews.com>
Sent:	Thursday, June 23, 2016 7:05 PM
To:	jbobianski@springfieldpolice.net
Subject:	Goodson Acquittal Could Force Prosecutor to Drop All Freddie Gray Cases

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ON TARGET A SERVICE OF P LICE

Prosecution's Case Against Freddie Gray Officers Falling Apart After Goodson Acquittal

With two Baltimore officers now acquitted in the death of Freddie Gray, including Officer Caesar Goodson, the only one charged with murder, state's attorney Marilyn Mosby faces the difficult choice of whether to proceed with four more trials.

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Baltimore Officer who Drove Prisoner Van Found Not Guilty in Freddie Gray Death

The Baltimore Police officer who drove the van in the Freddie Gray case was found not guilty on all charges this morning in a bench trial presided over by Judge Barry Williams.

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Video: Louisiana Officer Shot, Killed on Pedestrian Stop

What started as a pedestrian stop in Harvey's Pebble Walk neighborhood ended in the fatal shooting of a Jefferson Parish (LA) Sheriff's Office deputy Wednesday afternoon, a JPSO spokesman said.

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2 Louisiana Deputies Shot Serving Felony Warrant

Two Ouachita Parish, LA, deputies were shot early Thursday morning while attempting to serve a felony warrant with U.S. Marshals.

Share

Former Georgia Officer Facing Charges for Deaths of Two K-9s

Before a former school officer in Georgia allegedly left a police dog in a hot patrol car this month resulting in the animal's death, he may have shot and killed another police dog in 2012, the Cherokee County Marshal's Office said Wednesday.

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Video: North Carolina Councilwoman Says Police Are "Most Dangerous" with Guns

Durham, NC, Councilwoman Jillian Johnson's comment on social media that "the most dangerous people with guns are cops and soldiers" has prompted heavy criticism from Durham police and residents.

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Former Wisconsin DARE Officer Gets 2 Years in Prison for Stealing from Program

A former Brown County, WI, DARE officer Kevin Vanden Heuvel grew so accustomed to the money he was stealing from the program that he volunteered to keep working for the program after his retirement.

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NYPD Unveils "Gay Pride" Patrol SUV

The SUV was apparently painted for the city's gay pride parade Sunday in Manhattan and carries a message of support for Orlando.

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Sent:	Monday, June 27, 2016 8:57 AM
To:	Mellisa Nazzaro
Subject:	CJIS GROUP Newsletter	JUNE 27, 2016

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SLED TrendZ | JUNE 27, 2016

State and Local

- <u>A Better Way to Connect to Your City's Smart Devices</u>

- <u>Milwaukee County Officials Make Change to GPS Monitoring as Chief Flynn Voices Frustration</u>

- <u>Hennepin County Uses Facial Recognition Software to Help ID Suspects</u>

- <u>Police Chief: Body cCameras Due in July</u>

- <u>Burlington Twp. Cops Get New Accessory - Body Cameras</u>

- <u>Lincoln, Rocklin Agree To Joint Fire Department Administration</u>

- <u>Stark Commissioners Buy Medical Dispatch Package</u>

- PA Health Information Exchange Continues New Member Growth

- The Difference Between Big Data and Smart Data in Healthcare

- Cities and Counties Need To Prepare For New Overtime Rules

- Oswego Council Approves Mayor's WiFi Plan

- Pasco Police Given Green Light to Start Using Body-Worn Cameras

- APD Chief Wants City Council to Approve Contract for Automatic License Plate Readers

- City of Aurora Honored for Water Operations GIS Overhaul

Click for more SLED news

Developing Opportunities

The Drawing Board: Here are some of the newly discovered IT initiatives being planned in agencies nationwide:

Status: *PRE-BID WATCH LIST*

The **Bergen County Department of Human Services**, Division of Family Guidance, will acquire a **Web Based Electronic Data Management System.** The Department is looking for a solution that can manage the files/records and that can also be used as a

data entry applications for the files/records. The System should be able to handle up to 50 users concurrently.

Click for opportunity details....

Status: *PROBABLE SOLE SOURCE*

The **Los Angeles World Airport** is exploring the option of expanding the number of **Automatic License Plate Readers** in use. The Agency is interested in cameras that are mounted on top of the cars and are able to interface with a variety of mobile data computers, as the Agency uses MDCs provided by Motorola, Panasonic and Data911.

Click for opportunity details....

Status: PRE-RFP

The **Golden Gate Bridge, Highway and Transportation District** is seeking options for **Financial Management Software**. The Department is open to the idea of an Enterprise Resource Planning system, if it can provide the full functionality for the current processes..

Click for opportunity details....

Status: INITIATIVE

The **Leon County Schools** has a future need for an **Enterprise Data Warehouse (EDW).** LCS is seeking a system that will allow users to authenticate through active directory and access a number of parameter-driven reports written exclusively in SQL Server Reporting Services (SRSS).

Click for opportunity details....

Not enough time to respond to RFP's?

Click here to find out how you can beat the deadline

Industry News

Data Analytics Helps Salt Lake City Become More Transparent

Regional 911 Agreement Made

Unisys Cloud Solutions for Government Recognized by AWS

Brother Mobile Solutions and Fluke Networks Team Up to Deliver Cloud-Based Solution for Integrated Cable Testing and Labeling

ElectriCities Partners with Tyler Technologies to Offer Utility Billing Solution to Members

C3 IoT, AWS Tighten Internet of Things, Cloud Integration

Mediware Releases Latest Version of CareTend Software

New GTL Friend and Family Member Website Officially Launches

Microsoft Adding More Teacher-Focused Office 365 Education Updates

Xerox Wins Cooperative Purchasing Contract that Eases Vendor Selection Process for Government Agencies and Educational Institutions

Federal Highway Administration Awards Leidos Prime Contract

U.S. Department of State Awards C3 IoT Enterprise-Wide IoT Platform and Applications Contract

Allegan County Board Approves Talks with Motorola for 911 Radio Replacement

Funding News

- Knox E-911 Center Faces Budget Shortfall, Delays Radio Buy Vote

- Funding Woes Will Cause School Safety Mapping Program to Go Away July 1

- How to Develop a Police Grant With the NLECTC System

- Bend Police Launch App

Click for more SLED funding news

The Deadline

Time is limited on these open solicitations!

Agency	Project	Status	Release Date	Due Date
Onondaga County	Microfilm and Microfiche Services	RFB	06/21/2016	07/07/2016
Detroit Police Department	License Plate Recognition	RFQ	06/17/2016	07/05/2016
Arlington County Department of Technology Services	Call Accounting Software as a Service	IFB	06/22/2016	07/29/2016
Suffolk County Department of Public Works	BMC Numara Track-It Software and Support	BID	06/22/2016	07/11/2016
Illinois Department of Children and Family Services (DCFS	Ombudsman Tracking Software Solution	IFB	06/22/2016	07/12/2016

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Subject:	Government Technology Update I JUNE 28, 2016

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Click for opportunity details....

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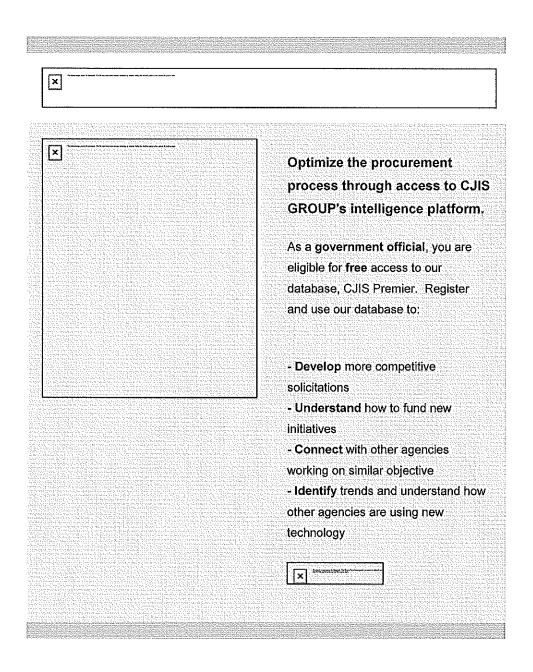Platform and Applications Contract

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|	
From:	Wendy Altshuler <waltshuler@aclum.org>
Sent:	Tuesday, June 28, 2016 9:19 AM
To:	jbarbieri@springfieldpolice.net
Cc:	Matthew Segal; Rahsaan Hall
Subject:	Body Worn Cameras - Springfield
Attachments:	2016_06_28_SpringfieldPD_Commissioner_Barbieri.pdf; ACLUM Model Municipal Body Camera Policy 6-23-16.pdf; BWC ACLUM Position 6 23 16.pdf; BWC FAQ for Cities Towns 6 23 16.pdf; BWC One Pager 6 23 16.pdf
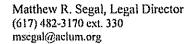
Dear Commissioner Barbieri,

Enclosed please find a letter and related materials from the ACLU of Massachusetts concerning body worn cameras. Please do not hesitate to contact Matthew Segal or Rahsaan Hall, copied here, with any questions or concerns about this issue.

Thank you for your time and attention.

Regards,

Wendy Altshuler
Legal Administrative Assistant
ACLU of Massachusetts
211 Congress Street
Boston, MA 02110
617.482.3170

Matthew R. Segal, Legal Director
(617) 482-3170 ext. 330
msegal@aclum.org

June 28, 2016

Via U.S. Mail

Commissioner John Barbieri
130 Pearl Street
Springfield, MA 01105

Re: *Body Cameras*

Dear Commissioner Barbieri:

I am legal director with the ACLU of Massachusetts, and I am writing to ask whether your department is considering using body worn cameras. The ACLU of Massachusetts believes that, if used with appropriate policies, body worn cameras can substantially benefit both civilians and police officers.

I also want to extend a hand. If my office can be helpful as you consider whether to use body cameras, and the policies governing their use, we would welcome the opportunity to work with you. We have already had positive experiences discussing this issue with several Massachusetts cities and towns.

We believe any good policy should do three things. It has to govern what events the officers should record, what should be done with the video once it's created, and what the consequences should be when officers violate the rules. Enclosed you will find a copy of our model policy and some frequently asked questions. More information about our work on body cameras is on our website at www.aclum.org/cams.

Please, therefore, do not hesitate to contact me or my colleague Rahsaan Hall about issues involving body cameras. Rahsaan can be reached at (617) 482-3170 x 394 or rhall@aclum.org. We would be grateful for the opportunity to discuss these issues in person or by phone.

Sincerely,

Matthew R. Segal

Enclosures

MODEL BODY-WORN CAMERA POLICY, ORDINANCE, OR BYLAW
FOR MASSACHUSETTS POLICE DEPARTMENTS AND MUNICIPALITIES

June 23, 2016

In light of the increasingly widespread adoption of body-worn cameras in the United States, and in response to growing demand for model policies concerning body-worn cameras in Massachusetts, the ACLU of Massachusetts presents the following model for use as either a police policy or a municipal ordinance or bylaw. As this model demonstrates, and as the experience of cities and towns across America confirms, a good body-worn camera policy can improve public safety, enhance community-police relations, and protect privacy. The ACLU of Massachusetts is eager to work collaboratively on this issue with community members, police departments, public officials, and other stakeholders to meet local community needs and concerns.

Section 1: Findings

(a) There is no objective record of most encounters between {Name of City/Town} Police Department officers and civilians, which can lead to divergent and subjective accounts of these encounters.

(b) The tragic deaths of civilians in police encounters, including numerous people of color, have brought police practices and police-community relations to the forefront of national attention.

(c) Equipping police officers with body cameras can, together with good policies, provide objective evidence of encounters between civilians and police officers without unduly infringing privacy.

(d) Body camera programs reportedly have been piloted or implemented in major cities throughout the country, including Atlanta (GA), Austin (TX), Baltimore (MD), Charlotte (NC), Chicago (IL), Dallas (TX), Denver (CO), Detroit (MI), El Paso (TX), Ferguson (MI), Fort Worth (TX), Houston (TX), Indianapolis (IN), Las Vegas (NV), New Orleans (LA), New York (NY), Los Angeles (CA), Oakland (CA), Orlando (FL), Philadelphia (PA), Phoenix (AZ), San Antonio (TX), San Diego (CA), San Francisco (CA), San Jose (CA), Seattle (WA), and Washington (DC).

(e) Localities that have kept data on their body camera programs, including Buncombe County (NC), Mesa (AZ), Oakland (CA), Orlando (FL), Paulsboro (NJ), Phoenix (AZ), Rialto (CA), and San Diego (CA) have reportedly experienced substantial declines in civilian complaints, use-of-force incidents, or both.

(f) The experience of these cities indicates that, when done right, body camera programs can enhance police accountability, deter misconduct by officers and civilians alike, and support rather than undermine positive police-community relations.

Now, be it ordained that the {City/Town} of {Name of City/Town} Code be amended
by adding the following ordinance:

~OR~

Accordingly, the following Policy shall govern the use of body-worn cameras
by the {Name of City/Town} Police Department:

Section 2: Purpose

The {Name of City/Town} Police Department (hereinafter "the Department") shall adopt the use of body cameras by police officers to: improve community relations; foster better accountability for the actions of its personnel; deter inappropriate conduct by police officers and by members of the public; capture digital audio-video evidence for criminal, civil, and traffic-related court cases; be used as a training tool for officer safety and best practices; and assist in the assessment of contacts between officers and the public by reviewing procedures and interpersonal actions. All provisions laid out in this rule shall be reflected in all related rules and procedures of the Department.

This {Policy/Ordinance/Bylaw} is issued to provide officers and supervisors with guidelines for the use of body cameras; the management, retention, storage and retrieval of, and access to, recorded media captured by body cameras; the handling of evidence derived from body cameras; as well as sanctions for failing to abide by these provisions.

Section 3: Definitions

(a) "Body camera" shall refer to a device worn by an officer that can record both audio and video of an interaction between an officer and a civilian.

(b) "Civilian" or "member of the public" shall refer to any person who is not an on-duty police officer.

(c) "Officer" shall refer to a sworn member of the Department.

(d) "Subject" shall refer to any individual who appears on video footage recorded by a body camera, except those who appear only incidentally.

Section 4: Use Protocols

(a) Only officers with the authority to conduct searches and make arrests shall be permitted to wear a body camera.

(b) Before each shift, officers shall inspect and test their body cameras to verify that they are working properly and fully charged, and shall notify their supervisor of any problems.

(c) Body cameras shall be worn openly in a prominent location on the officer's body, uniform, or clothing, and in a manner that maximizes the camera's ability to capture video footage of the officer's activities.

(d) Body cameras shall not be used surreptitiously.

(e) Both the video and audio recording functions of the body camera shall be activated whenever an officer is responding to a call for service or at the initiation of any other law enforcement or investigative encounter between an officer and a member of the public, except that when an immediate threat to the officer's life or safety makes activating the camera impossible or dangerous, the officer shall activate the camera at the first reasonable opportunity to do so. The body camera shall not be deactivated until the encounter has fully concluded and the officer leaves the scene.

(f) As close to the start of the encounter as is reasonably possible, an officer who is wearing a body camera shall notify the subject(s) of the recording that they are being recorded by a body camera.

(g) Notwithstanding the requirements of subsection (e):

(1) Before entering a private residence without a warrant or in non-exigent circumstances, an officer shall ask the occupant if the occupant wants the officer to discontinue use of the officer's body camera. If the occupant responds affirmatively, the officer shall immediately discontinue use of the body camera;

(2) When interacting with an apparent crime victim (e.g., a victim of domestic violence or sexual assault), an officer shall, as soon as practicable, ask the apparent crime victim if he or she wants the officer to discontinue use of the body camera. If the apparent crime victim responds affirmatively, the officer shall immediately discontinue use of the body camera; and

(3) When interacting with a person seeking to anonymously report a crime or assist in an ongoing law enforcement investigation, an officer shall, as soon as practicable, ask the person seeking to remain anonymous if he or she wants the officer to discontinue use of the officer's body camera. If the person seeking to remain anonymous responds affirmatively, the officer shall immediately discontinue use of the body camera.

(h) All law enforcement offers to discontinue the use of a body camera made under subsection (g), and the responses thereto, shall be recorded by the body camera before discontinuing its use.

(i) Body cameras, as well as other devices that can record audio and video, shall not be used to gather intelligence information based in whole or in part on First Amendment-protected speech, associations, or religion, or to record activity that is unrelated to a response to a call for service or a law enforcement or investigative encounter between an officer and a member of the public.

(j) Officers shall not activate a body camera while on the grounds of any public, private, charter, or parochial elementary or secondary school, except when responding to an imminent threat to life or health.

(k) Body camera recordings shall not be viewed by supervisors for the sole purpose of searching for violations of department policy not specifically related to a complaint or investigation.

Section 5: Retention and Access

(a) Body camera video footage shall be retained by the Department, or an authorized agent thereof, for six months from the date it was recorded; thereafter the footage shall be permanently deleted unless a longer retention period is required by law.

(b) Notwithstanding the retention and deletion requirements in subsection (a):

(1) Video footage shall be automatically retained for no less than three years if the video footage captures images involving:

(A) Any use of force;

(B) Events leading up to and including an arrest for a felony-level offense, or events that constitute a felony-level offense; or

(C) An encounter about which a complaint has been registered by a subject of the video footage.

(2) Body camera video footage shall also be retained for no less than three years if a longer retention period is requested by:

> (A) The officer whose body camera recorded the video footage, if that officer reasonably asserts that the video footage has evidentiary or exculpatory value;

> (B) Any officer who is a subject of the video footage, if that officer reasonably asserts that the video footage has evidentiary or exculpatory value;

> (C) Any superior officer of an officer whose body camera recorded the video footage or who is a subject of the video footage, if that superior officer reasonably asserts that the video footage has evidentiary or exculpatory value;

> (D) Any officer, if the video footage is being retained solely and exclusively for police training purposes, provided that such footage shall be redacted to obscure the identity of any civilian appearing therein;

> (E) Any member of the public who is a subject of the video footage;

> (F) Any parent or legal guardian of a minor who is a subject of the video footage; or

> (G) A deceased subject's next of kin or legally authorized designee.

(c) To effectuate subsections (b)(2)(E), (b)(2)(F) and (b)(2)(G), any member of the public who is a subject of video footage, the parent or legal guardian of a minor who is a subject of the video footage, or a deceased subject's next of kin or legally authorized designee, shall be permitted to review the specific video footage in which the subject appears in order to make a determination as to whether they will voluntarily request it be subject to a three-year retention period, and shall be entitled to a copy of the video footage upon request.

(d) No officer shall review or receive an accounting of any body camera video footage before completing any required initial reports, statements, and interviews regarding the recorded event. After any required initial reports, statements, and interviews are completed, a supervisor may review footage when necessary to evaluate the merits of a complaint by a subject of the video footage or a specific allegation of misconduct.

(e) Officers are prohibited from accessing, copying, or releasing body camera video footage except for official law enforcement purposes. All accessing, copying, or releasing of body camera video footage that is undertaken for official law enforcement purposes must be logged. Officers shall never use a camera phone or other secondary recording device to make a copy of a body camera video for any purpose.

(f) Under no circumstance shall body camera video be subject, either in real time or after the footage is captured, to any automated analysis, or analysis of biometric indicators of any kind, including but not limited to iris or retina patterns or facial characteristics.

(g) Video footage shall be subject to the public inspection requirements of the Massachusetts public records law (M.G.L. c.4 s. 7 cl. 26; M.G.L. c.66), but otherwise shall not be divulged or used by the Department for any commercial or other non-law enforcement purpose.

(h) Video footage made public pursuant to a public records request or for another legitimate law enforcement purpose shall be redacted to obscure the identities of minor children, and to obscure the identities of other individuals when the release of the video footage would unreasonably, substantially, or seriously interfere with the individual's privacy.

(i) Where the Department authorizes a third party to act as its agent in maintaining body camera footage, the agent shall not be permitted to independently access, view, or alter any video footage, except to delete videos as required by law or agency retention policies.

Section 6: Enforcement

(a) If any Department officer, employee or agent fails to comply with the requirements of Sections 4 or 5, or interferes with a body camera's ability to accurately capture video footage, then the following enforcement mechanisms shall apply unless exigent circumstances made compliance impossible:

> (1) Appropriate disciplinary action shall be taken against the officer, employee, or agent.

> (2) The Department shall support a rebuttable evidentiary presumption in favor of any criminal defendant or civil plaintiff who reasonably asserts that, due to the noncompliance or interference described in this subsection, body-camera footage favorable to that defendant or plaintiff was destroyed or not captured.

(b) Body camera video footage recorded in contravention of this {Policy/Ordinance/Bylaw} or any other applicable law shall be immediately destroyed. The Department and its officers shall not seek to introduce improperly recorded video footage as evidence in any criminal or civil legal or administrative proceeding against a civilian.

(c) Nothing in this {Policy/Ordinance/Bylaw} shall be read to contravene any laws governing the maintenance and destruction of evidence in criminal investigations and prosecutions.

Section 7: Effective Date

This {Policy/Ordinance/Bylaw} shall take effect on {Date}.

Police Body-Worn Cameras: How to Do it Right in Massachusetts

AMERICAN CIVIL LIBERTIES UNION of MASSACHUSETTS

The Problem

High-profile incidents in which police officers have harmed civilians—often people of color—have highlighted a need for increased police transparency and accountability. Allegations of police misconduct, whether accurate or unfounded, damage trust between police and civilians, and erode their ability to work together to protect communities.

Factual disputes are a crucial part of this problem. In some cases, such as the killing of Walter Scott in South Carolina, cameras have revealed police misconduct that might otherwise have gone unproved.[i] Likewise, in Chicago, Officer Jason Van Dyke was charged with murdering Laquan McDonald only after dashboard camera footage revealed that McDonald did not lunge at police with a weapon, as Van Dyke had claimed.[ii]

In other cases, such as the killing of Angelo West in Roxbury, video has allayed community concerns about possible misconduct.[iii] In all cases, for both the community and the police, learning the facts is vitally important.

The Solution

To protect both law enforcement officers and community members, police should use body-worn cameras (BWCs) during interactions with the public and implement BWC policies that (1) reflect community participation; (2) protect privacy; and (3) ensure public accountability.

The evidence supporting this solution is clear. In Rialto, California, a BWC study found a 60% reduction in officer use of force and an 88% reduction in civilian complaints. [iv] In Orlando, Florida, a BWC study found a 53% reduction in use of force and a 65% reduction in civilian complaints.[v] According to recent polls, 90% of Americans support BWCs for police,[vi] and 95% of large police departments have either deployed BWCs or have committed to do so.[vii]

Although no Massachusetts agency has issued guidance on BWCs, the ACLU of Massachusetts has drafted a model policy reflecting the principles of participation, privacy, and public accountability.

1. Participation

• *Engage the community to assess local priorities.*
Body-worn camera polices should be shaped and approved through a public process, allowing community stakeholders to address local concerns.

- *Disclose policies and key footage to the public.*
Community members have a right to know how the police use BWCs. Policies governing BWCs, as well as key footage, should be publicly available.

2. Privacy

- *Prohibit recording without notice and, in private spaces, without consent.*
Police should notify people that they are being recorded, and BWCs should be turned off *at a civilian's request* in sensitive situations such as recording inside of homes or when interviewing sexual assault victims. Videos with highly private footage should not be released to the public.

- *Never surveil activists or use biometric analyses.*
BWCs should not be used to gather information based on First Amendment-protected speech, association, or religion. Data from BWCs must not be used in any facial recognition system.

- *Promptly delete video that doesn't involve the use of force, a complaint, or a detention or arrest.*
Body-worn camera video should be deleted in a matter of weeks unless a recording is flagged at the subject's request or because it documents the use of force, involves an encounter that is the subject of a complaint, or led to a detention or arrest.

3. Public Accountability

- *Limit officer discretion to turn off the cameras.*
Body cameras don't advance accountability if police can turn them off any time they want. Officers should record when responding to a call for service or any investigative encounter. That includes stops, frisks, searches, arrests, consensual interviews and searches, enforcement actions of all kinds, and any encounter that becomes hostile or violent.

- *Officers should write initial reports before viewing camera footage.*
Letting officers preview videos of an incident before giving a statement undermines the credibility of their statements and the integrity of investigations.

- *Discipline officers who violate policy.*
An investigation spurred by Laquan McDonald's killing in Chicago found that 80% of dashcams in city patrol cars could not record sound due to "intentional destruction" or "officer error."[viii] To prevent this kind of behavior, officers who violate BWC policies must face sanctions.

---

[i] "Walter Scott Shooting Footage Synced with Police Scanner Audio," The Guardian, April 9, 2015.
[ii] "Police Reports in Laquan McDonald Case Appear to Contradict Dashcam Video," ABC News Chicago, Dec. 4, 2015.
[iii] "Video Released of City Officer Being Shot," The Boston Globe, April 10, 2015.
[iv] *Implementing a Body-Worn Camera Program: Recommendations and Lessons Learned.* Miller, Lindsay, Jessica Toliver, and Police Executive Research Forum. Washington, DC: Office of Community Oriented Policing Services, 2014.
[v] "University of South Florida Study: Body Cameras Help Police Do Their Jobs Better," Tampa Bay Times, Oct. 12, 2015.
[vi] "Negative View of US Race Relations Grows, Poll Finds," New York Times, May 4, 2015.
[vii] "Almost All Police Departments Plan to use Body Cameras," Governing, Jan. 26, 2016.
[viii] "80 Percent of PD Dash-cam Videos Are Missing Audio Due to 'officer error' or 'intentional destruction,'" The Washington Post, Jan. 29, 2016.

Frequently Asked Questions About Body-Worn Cameras in Massachusetts

AMERICAN CIVIL LIBERTIES UNION of MASSACHUSETTS

The American Civil Liberties Union of Massachusetts (ACLUM) has drafted a model policy for body-worn cameras (BWCs) in the Commonwealth. Below are answers to questions about how a BWC program would operate under that policy. Learn more at aclum.org/cams.

1) Why should cities and towns in Massachusetts have a BWC camera program?

BWCs protect both police officers and civilians, building trust between police departments and the communities they serve. In Rialto, California, a study found a 60% reduction in officer use of force and an 88% reduction in civilian complaints when BWCs were adopted. In Orlando, Florida, a BWC study found a 53% reduction in use of force and a 65% reduction in civilian complaints.

2) Do officers have to keep the cameras on at all times?

No. Under the ACLUM policy, officers will be required to activate BWCs only when they are responding to a call for service or initiating an investigative encounter, such as an interview, stop, frisk, or search of a member of the public.

3) Will undercover officers wear the cameras?

No. Because wearing cameras could risk the safety of undercover officers, the ACLUM policy does not require undercover officers to use them.

4) Does the use of body cameras violate the Massachusetts wiretap law?

No. The state wiretap law prohibits "secret" audio recording. Under the ACLUM policy, BWCs are worn in a visible location and cannot be used secretly.

5) What about people's right to privacy? Will police have cameras on when responding to residential calls? Won't BWCs discourage victims of domestic violence from contacting the police?

No. Under the ACLUM policy, officers must ask residents of a private home if they would prefer to have the camera turned off before entering the residence. Furthermore, officers must ask crime victims and people reporting crimes if they would like the cameras turned off. If they say "yes," officers must turn off the cameras immediately.

6) Should officers be permitted to review BWC footage before writing reports?

Not before writing *initial* reports. Just as civilians are normally asked to give statements before viewing body camera or surveillance video, the ACLUM policy requires officers to write their initial reports before viewing BWC footage. This approach treats officers and civilians equally, assures that police reports will not be written to fit the video, and is fair to police officers by permitting them to revise their initial reports after viewing the video.

7) Is police video subject to the public records law? What about privacy?

Footage will be available under the public records law, subject to existing exemptions, including those related to criminal investigations and protecting privacy. But under the ACLUM policy, footage must be redacted to hide an individual's identity if its release would interfere with their privacy.

8) Who will store the data from the cameras?

Data from BWCs is usually stored by a third party. Under the ACLUM policy, the storage provider would not be allowed to view the footage.

9) Is the cost of storing data prohibitive?

There are fees for data storage, but since BWCs have been shown to reduce officer use of force and civilian complaints, costs of their implementation should be offset by savings to the city from a reduction in lawsuits and other costs related to officer or civilian misconduct.

10) Will BWCs be used to increase surveillance of the public?

The ACLUM policy states that BWC footage may not be used for surveillance.

11) Can individual officers simply refuse to use body cameras? Will officers tamper with them?

No. Under the ACLUM policy, officers who tamper with or don't turn on their cameras will face disciplinary action. If an incident is not filmed because an officer didn't turn the camera on, police departments cannot argue in court that a defendant's description of events is false.

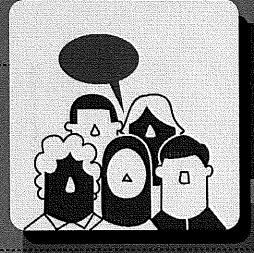*12) Will BWCs create a health hazard for officers?*

No. CB radios used by police don't create a health risk, and neither do BWCs. And unlike cell phones, which regularly transmit data through the air, BWCs record data which is downloaded after the officer's shift.

Body-worn cameras

Using **body-worn cameras** during police-civilian interactions can, **if done correctly**, protect police officers and community members.

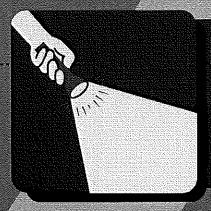So if **your** city or town is going to use **body-worn cameras**... do it **RIGHT**

Participation

- **Engage** the community to assess local priorities
- Use a **public process** to shape and approve policies
- **Disclose** policies and key footage to the public

Privacy

- Prohibit recording without **notice** and, in private spaces, without **consent**
- **Never surveil** activists or use **biometric** analyses
- **Promptly delete** video that doesn't involve the use of force, a complaint, or a detention or arrest

Public accountability

- **Limit officer discretion** to turn off cameras
- Require officers to **write initial reports** before viewing camera footage
- **Discipline** officers who violate policy

Learn more

https://aclum.org/cams: ACLU model policy and more
https://bwcscorecard.org: a scorecard of existing policies

ACLU
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Developing Opportunities

The Drawing Board: Here are some of the newly discovered IT initiatives being planned in agencies nationwide

Status: PRE-RFP

The **East Orange Police Department** is looking to acquire a new support service for their **Records Management system**. The Departments contract with GeneralDynamics expired in December 2015.The new support provider will need to provide services that include:

- Receipt and preparation of large volumes of documents/records
- Workflow management system and tracking
- High-speed scanning and data capture using multiple technologies
- Multi-stage quality control

Click for opportunity details....

Status: PRE-RFP WATCH LIST

The **Suffolk County Sheriff's Department** will acquire a **Validated Risk/Need Assessment Tool** for Inmates for the House of Corrections. The tool will be used for data analytics purposes. The Sheriff's Department will fund the Validated Risk/Need Assessment Tool for Inmates effort through operational funds, and the project is estimated at a cost between **$50,000-$60,000**.

Status: INITIATIVE

The **Essex County Administrator's Office**, on behalf of the **Essex County Emergency Management Department** and **Essex County Sheriff's Office**, will acquire a **Radio Communications System**. The System should be P25 compliant, and provide interoperability with the King and Queen County radio system.

Status: PRE-RFP

The **Outagamie County Sheriff's Department** is considering replacement of the **Computer Aided Dispatch (CAD) and Mobile Data System**. There are approximately 55 agencies that access the system which includes; Police, Fire and EMS. There are 478 users with 320 workstation and mobile clients between the Sheriff's Department and the agencies using the system. On average, the Sheriff's Department Communications Center takes in 193,000 emergency and non emergency calls per year and dispatches 172,367 calls per year.

Status: PRE-BID WATCHLIST

The **DuPage County Emergency Telephone System Board** will acquire a **Fire Station Alerting system**. The Alerting system will enable the rapid dispatch of Fire Department resources. The Board's Fire Station Alerting System will be partially funded through ETSB funds. The remaining will come from available finances from the Fire Departments.

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AGENCY PROFILE and RELATED PROJECTS

Demographic Information:
The Police Department employs 600 employees, of which 450 are sworn officers.

Funding Information:
Technology projects are funded with grants and Capital revenue

It is made up of four main Divisions: Administrative Services, Technical, Training and Personnel, and Operations Support. The Technical Services Division Commander is responsible for technology purchases within the department.

Fiscal Year: July 1 - June 30

Procurement Information:
The Chattanooga Police Department uses state contract and formal competitive bidding procurement methods, with bidding opportunities advertised in the _Chattanooga Times Free Press_ and on the City of Chattanooga Purchasing Web site.

Related Projects:

PRE-RFP Watchlist (CJIS GROUP TR#81574)
PRE-RFP Watchlist (CJIS GROUP TR#81573)
INITIATIVE (CJIS GROUP TR#81572)
PROBABLE SOLE SOURE (CJIS GROUP TR#63596)
PRE-RFP (CJIS GROUP TR#28744)

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The Deadline

Time is limited on these open solicitations!

Agency	Project	Status	Release Date	Due Date
Cape Coral Fire	Public Safety Video Teleconferencing	RFP	06/22/2016	07/20/2016

Department	System			
Texas Office of the Attorney General	CVS Web Portal Project Services	RFO	06/23/2016	07/25/2016
Portsmouth Police Department, Portsmouth Department of Fire Rescue And Emergency Services	Computer Aided Dispatch System	RFP	06/22/2016	07/25/2016
Lexington-Fayette Urban County Department of Public Safety	Audio Visual Systems for Phase II of PSOC	RFQ	06/28/2016	07/13/2016

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Conference

ACA's 146th Congress of Correction

National Criminal Justice Association
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Law Enforcement Records Management
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Demographic Information:		PRE-RFP Watchlist (CJIS

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12. TOR and Dark Web IP Traceback
13. Preparing for Multi-IMSI and Software Enabled SIM Cards
14. Vehicle System and Telemetry Forensics
15. Countering IETF TCP CRYPT and Tumbling MAC Address Initiatives
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Seminar #2 (6 Classroom Hours) Practitioners Guide to Internet Investigations -*Mark Bentley, Communications Data Expert, National Cyber Crime Law Enforcement, UK Police*	Scalable LI Solutions for dealing with LTE/VoLTE Roaming and OTT - *Michael Hammer, Principal Engineer, Yaana Technologies*
Seminar #3 (6 Classroom Hours) A Real World Look at Investigations in the Dark Web -*Todd G. Shipley CFE, CFCE, President and CEO of Vere Software*	Signals Intelligence and Interception Challenges in next generation Packet Optical Transport Networks - *Panel to be Announced*
	Metadata Correlation across CGNAT boundaries - *Napablaze*
Seminar #4 (3 Classroom Hours) Understanding ISS Technologies and Products Deployed in Telecommunications Networks for Lawful Interception and Mass	Understanding and Defeating Encryption - *Matthew Lucas (Ph.D., Computer Science), Vice*

Surveillance
- Dr. Jerry Lucas, President, TeleStrategies

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-Dr. Matthew Lucas, Vice

President, TeleStrategies

The New Forensic Investigator Toolbox: from Tactical to Open Source Investigations
- Emanuele Marcozzi, Presales Engineer, AREA

Correlating CDR with other data sources; succeeding against Anti-Forensics
- Nicola Chemello, Chairman and Co-Founder, Securcube

Delivering a National Scale Data Intelligence Capability
- Gordon Friend, Chief Engineer, BAE Systems Applied Intelligence

Applying DPI for Social Network and other OTT Application Monitoring
- Curt Schwaderer, VP of Engineer, Yaana Technologies

WOLF Profiling to Filter and Alert automatically unknown risky suspects and remotely inject and monitor target phones & system for actionable Intelligence
- Manish Kumar, WOLFCyber Intelligence GmbH

Post Trojan Infiltraion: The new Digital Undercover Agent
-Marco Braccioli, Senior Vice President and Emanuele Marcozzi, Presales Engineer, AREA

Vehicle Telematics and Data Sets – Amazing New Horizons and Opportunities for the Investigator
-Mark Bentley, Communications Data Expert, National Cyber Crime

President, TeleStrategies	*Law Enforcement, UK Police*
Seminar #10 Blockchain Analysis: Best Investigation Practices *-Jonathan Levin, Co-Founder,* *Chainalysis*	Digital Forensics and Vehicle Systems *-Ben LeMere, CEO and Co-* *Founder, Berla Corporation*
Seminar #11 The Computer Science View of Bitcoins and Dark Markets *-Nicholas Weaver, Ph.D. is a* *researcher at the International* *Computer Science Institute in* *Berkeley*	Forensic Data Fusion Centre: IPDR, CDR, Nat-Pat disambiguation and every external source in a single frame *-Marco Braccioli, Senior Vice* *President and Emmanuele* *Marcozzi, Presales Engineer,* *AREA*
Seminar #12 Understanding and Defeating TOR and Encryption *-Dr. Matthew Lucas, Vice* *President, TeleStrategies*	

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ISS World America 2016 Exhibiting and Presenting Companies

AREA	Fifth Dimension	Recorded Future

BAE Systems	Hacking Team	Secure Cube
Berla	Hyperion Gray	SEG
Cambridge Intelligence	Napablaze	Terbium Labs
Chainalysis	NetQuest	Vere Software
Diffeo	Ntrepid	Yaana
Exovera	Octasic	

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Tatiana Lucas, ISS World Program Director
TeleStrategies
TALucas@TeleStrategies.com
(703) 734-2639

From:	ISS World America <issworld@telestrategies.net>
Sent:	Wednesday, August 03, 2016 10:15 AM
To:	rlabellejr@springfieldpolice.net
Subject:	Twenty New and Advanced Dark Web and Social Network Monitoring Surveillance, Training Sessions at ISS World

Dear Law Enforcement and Government Intelligence Agent,

ISS World America
Training Conference and Exhibition
September 13-15, 2016
Washington, DC
http://www.issworldtraining.com/ISS_WASH/brochure.pdf

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3

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Advanced Systems   Fifth Dimension   Secure Cube

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Berla	Napablaze	Terbium Labs
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Chainalysis	Octasic	Vere Software
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Tatiana Lucas, ISS World Program Director
TeleStrategies
TALucas@TeleStrategies.com
(703) 734-2639

From:	ISS World America <issworld@telestrategies.net>
Sent:	Wednesday, August 10, 2016 7:54 AM
To:	rlabellejr@springfieldpolice.net
Subject:	Twenty New and Advanced Dark Web and Social Network Monitoring Surveillance, Training Sessions at ISS World

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Tatiana Lucas, ISS World Program Director
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TALucas@TeleStrategies.com
(703) 734-2639

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Stone, Andrea

From:	POLICE OnTarget <policeontarget@bobitnews.com>
Sent:	Thursday, August 18, 2016 7:40 PM
To:	jbobianski@springfieldpolice.net
Subject:	Man Gets 50 Years for Shooting Louisiana Sergeant

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Man Gets 50 Years in Prison for Shooting Louisiana Sergeant

A man who shot a Jennings, LA, police officer in 2014 was sentenced Wednesday to 50 years in prison.

Chicago Superintendent Seeks to Fire 7 Officers Over Laquan McDonald Shooting

Chicago's police superintendent has recommended that seven officers be fired for lying in the aftermath of the fatal shooting of Laquan McDonald in October 2014.

Detroit Officer Reflects on Child Shooting: 'He Is Why We Do What We Do'

Detroit Officer Chris Rabior wrote a powerful post on Facebook about a shooting that left a 7-year-old boy in critical condition and the emotions he went through trying to help save the boy's life.

Video: WA Officer Says He Was Fired for Responding to Shooting in Another City

A Brier (WA) Police Department officer says he was fired for responding to a shooting in Mukilteo that left three teenagers dead and a fourth seriously injured. He says the city's police chief told him he shouldn't have left Brier unprotected to answer another city's call for...

Justice Department to End Use of Private

Prisons
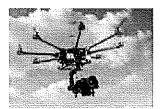
The Justice Department will no longer use privately operated prisons after concluding the facilities compare poorly to their federally operated counterparts.

New Mexico Governor Wants to Restore the Death Penalty

New Mexico's governor is reframing the death penalty debate as the proper response to recent police killings, including one officer killed Friday in her own state.

Getting Your Unmanned Aircraft Program Off the Ground

Because of relaxed FAA requirements for law enforcement operations of unmanned aircraft, now is a very good time for agencies to consider adding "drones" to their emergency response resources.

POLICE is sending you this e-newsletter to keep you better informed as to the news, products and information affecting your industry.

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Stone, Andrea

From:	POLICE OnTarget <policeontarget@bobitnews.com>
Sent:	Monday, August 22, 2016 6:30 PM
To:	jbobianski@springfieldpolice.net
Subject:	Milwaukee Shooting Video Release Delayed by Attorney General

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ON TARGET A SERVICE OF **P LICE**

WI Attorney General Says No Early Release of Milwaukee OIS Video

Body camera footage of a fatal police shooting that sparked rioting in Milwaukee's Sherman Park neighborhood will not be released until the Milwaukee County district attorney makes a charging decision, Attorney General Brad Schimel said Monday.

Video: Louisiana Trooper Shot, Suspect Killed in Sunday Shootout

A Louisiana State Police trooper was wounded and a suspect was killed in two Sunday evening shootouts in the 7th Ward neighborhood of New Orleans.

Arizona K-9 Dies After Helping Rescue Injured Hikers

Kingman police say K9 Amigo, a Belgian Malinois, died Saturday morning at a veterinary critical care facility in Las Vegas.

2 Texas Officers Receive August 2016 NLEOMF Officer of the Month Award

NLEOMF has selected Officers Ed Pietrowski and Michael Sarro of the Euless (TX) Police Department as the recipients of its Officer of the Month Award for August 2016.

Dallas Police Leaders Planning Long-Term Mental Health Help for Officers

In the month since the shooting, the Dallas Police Department's trauma response has shifted toward creating a long-term counseling plan for police officers grieving those killed in the downtown ambush.

Cincinnati FOP Wants Extra Pay for Officers who Wear Body Cameras

A lawyer for Fraternal Order of Police Lodge #69, Stephen Lazarus, sent the city a "cease and desist" letter, saying until pay for wearing the equipment has been decided, officers shouldn't wear them. He asked that the city cease the program by Wednesday at the latest, pending...

Green Party Presidential Candidate Wants to Disarm Police

Green Party presidential candidate Jill Stein elaborated on her aim for the U.S. "to explore what it means to disarm our police force," saying that it was something to look into in the future.

MN Chief Defends Officer Involved in Philando Castile Shooting

More than a month later, the officer returned to work for the first time Wednesday, Mangseth said. The officer will perform desk duties and other administrative work until the investigation is completed and charging decisions are made, the chief said.

POLICE is sending you this e-newsletter to keep you better informed as to the news, products and information affecting your industry.

Stone, Andrea

Click to view online

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 # Killer of Ohio K-9 Sentenced to 45 Years

The man who fatally shot Canton, OH, police dog Jethro has been sentenced to 45 years in prison.

 # Video: Body Recovered in Dallas Creek Believed to Be SMU Officer Swept Away in July Flood

An SMU officer who has searched the area specifically for McCullers three times a week since he was swept away found the body.

 # Video: California Officer Accused of Sharing Intel with Local Gang

A San Jose, CA, police sweep of a local gang called the "Gang of Thrones" resulted in nearly two dozen arrests, including a member of the police department, who is accused of sharing police intel with the gang.

 # Video: Texas Officers Escort Son of Fallen Comrade on First Day of School

The officers showed up to walk 4-year-old Jackson Scherlen into Coronado Elementary to wish him luck and hug him goodbye.

 # Video: CT Trooper, 2 Bystanders Pull Man from Burning Car

David Bartlett was driving east on Route 72 in Plainville on Tuesday morning when he lost control of his Pontiac Grand Prix and struck a metal guard rail before slamming into a bridge.

Appeals Court Rules Residency In Marijuana Legal State Not Justification for Police Search

By a 2-1 vote, the 10th U.S. Circuit Court of Appeals in Denver

said two Kansas Highway Patrol officers violated the constitutional rights of Colorado motorist Peter Vasquez in December 2011 by pulling him over and searching his car after he had been driving alone at night on...

LAPD Establishes Program to Aid Families of Suspects Killed in Officer-Involved Incidents

The Los Angeles Police Department plans to create a novel program to reach out to the families of people killed during encounters with officers and help them navigate the often-complicated aftermath of such incidents, officials announced Tuesday.

Stone, Andrea

View online.

![x]

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SECURITY FRONTLINE
a newsletter for security executives
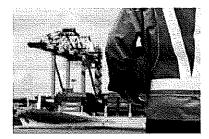
FEATURED STORY

USCG's final rule on TWIC readers enhances maritime security
By **Walter Hamilton**
Electronic validation of credentials will now
be required at 'high-risk' facilities

TOP NEWS

Video surveillance a growing part of urban landscapes
Although funding is still available, many cities have yet to take advantage

The paradox of encryption
Employing stronger data protection measures also provides criminals with greater
anonymity

False reports of shots fired at LAX create panic and prompt evacuation of some passengers
Flight operations temporarily halted on two runways as frightened passengers ran onto
the restricted airfield

1

Nearly 200 security cameras added to city streets in New Orleans

Deployment of cameras part of NOPD Adopt-A-Block program

German interior minister pushes facial recognition software in public spaces

Technology could be used to help authorities nab terrorism suspects

When it comes to protecting personal data, security gurus make their own rules

Some employ extraordinarily stringent measures while others disregard industry best practices

BEST OF SECURITY TECHNOLOGY EXECUTIVE

Cool as McCumber: Tribal Knowledge and the Nelson Effect

By John McCumber

This is one of the articles I am struggling to write. Security consulting is as much art as science, and I feel...

PRODUCT WATCH

Smarter Security's Fastlane Plus 150SA Turnstile

ZKAccess' KR500H Proximity Card Reader

ISONAS Pure Access Manager Software

LILIN ZR8022EX20 2MP IP Bullet Camera

MEDIA CENTER

Video: Using security frameworks that address industry-specific risks

Former Abbott Labs CSO Mark Lex offers his advice on the subject at the SEC's NGSL event

EVENT WATCH

From:	Crime Tech Weekly <dwood@crimetechsolutions.com>
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Here are the past month's **most-read stories** featured on **Crime Tech Weekly:**
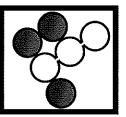
Story One: <u>Rand Report: Chicago Predictive Policing Program 'a Failure'</u>

Story Two: <u>Civil Rights Advocates: Sound Alarm on Crime Analytics</u>

Story Three: <u>Recognizing Faces without Facial Recognition Software!</u>

Story Four: <u>Our 15 Favorite Websites for Analysts and Investigators</u>

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Stone, Andrea

Successful Use of Online Social Networking for Cyber Crime Investigation and Intelligence Gathering

NOVEMBER 14-15, 2016 • **WASHINGTON, DC**

Presented by:

Charles Cohen, Cohen Training and Consulting, LLC [Charles Cohen also holds the position of Commander, Cyber Crimes and Investigative Technologies Section, Indiana State Police

COHEN TRAINING & CONSULTING

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AGENDA

This two day (16 hour) course is designed for private and public sector investigators and analysts. Students with any level of familiarity with the Internet and computers, from beginning to advanced, will find this course beneficial.

The program gives students an up-to-date understanding of how social networking sites work and how members act and interact. Student will learn what information is available on various sites and how to integrate that information into criminal investigations and criminal intelligence analysis.

Session #1: Online Social Media: Tools, Tricks, and Techniques

Too often, investigators and analysts overlook or underutilize this valuable resource. Social networking sites are virtual communities. As in any large community, criminal organizations, fraud, violet crime, and victimization exist. Investigators need to understand these communities along with the tools, tricks, and techniques to prevent, track, and solve crimes.

1

Current trends include social networks based around live streaming video, like TinyChat and SnapChat, and mobile social networks like, Foursquare, Vibe, and Vine. These emergent technologies lead to risks and opportunities for law enforcement professionals that never previously existed. Current and future undercover officers must now face a world in which facial recognition and Internet caching make it possible to locate an online image posted years or decades before. The meshing of geolocation, metadata exploitation, social networking, and mobile devices allow officers to employ new investigative techniques not previously available.

Session #2: Facebook: Information Exploited

While there are over 1,000 social networking sites on the Internet, Facebook is by far the most populous, with over 1.1 billion profiles. It has a larger population as the US and UK combined, making it the third largest country by population. There are over 350 million images and 190 million status updates loaded on Facebook every day. This session will cover topics including Facebook security and account settings, Facebook data retention and interaction with law enforcement, and common fraud schemes involving Facebook. Recent additions and changes to Facebook, such as the Poke application for iOS devices, Graph Search, and Archive, make is more important than ever for investigators and analysts to fully understand this community.

Session #3: OSINT: Observation & Infiltration

Open source intelligence (OSINT) is a form of intelligence collection that involves finding, selecting, and acquiring information from publicly available sources and then analyzing it to produce actionable intelligence. Now that the Internet is dominated by Online Social Media, OSINT is a critical component of both criminal and national security investigations. Too often, investigators and analysts overlook or underutilize this valuable resource.

Attendees will explore the challenges that analysts and investigators face differentiating between observation and infiltration of predicated chatter. The advantages and disadvantages of various methods to conceal identities while engaging in online observation and infiltration will be discussed.

Session #4: Counterintelligence & Liabilities Involving Online Social Media

Current and future undercover officers must now face a world in which facial recognition and Internet caching make it possible to locate an online image posted years or decades before. The meshing of geolocation, social networking, and mobile devices allow officers to employ new investigative techniques not previously available. There are risks posed to those in the public arena, and those charged with protecting them, associated with online social media and online social networking. The online social networking activities of employees, along with ever-increasing availability of information in the online public domain, present real challenges to companies and governments.

Session #5: What Investigators Need to Know about Hiding on the Internet

Criminal investigators and analysts need to understand how people conceal their identity on the Internet. Technology may be neutral, but the ability to hide ones identity and location on the Internet can be both a challenge and an opportunity. Various methods of hiding ones identity and location while engaged in activates on the Internet, provides an opportunity for investigators to engage in covert online research while also providing a means for criminals to engage in surreptitious communication in furtherance of nefarious activities. As technologies, such as digital device fingerprinting, emerge as ways to attribute identity this becomes a topic about which every investigator and analyst must become familiar.

Students receive course material, including legal process contact information, preservation letters, boilerplate compliance documents, and resource guides.

NOTICE: Course contains graphic content including profanity, and sexual and violent images.

ABOUT THE INSTRUCTOR

Chuck Cohen's formal education includes a Master of Business Administration from Indiana Wesleyan University and an undergraduate degree from Indiana University with a double major in Criminal Justice and Psychology. Chuck is also a Certified Fraud Examiner.

He is a Lieutenant serving the Indiana State Police, where he has been employed since 1994. He is currently the Commander, Cybercrime and Investigative Technologies Section. In this capacity, Lt. Cohen is responsible for the cybercrime, electronic surveillance, technical services, and Internet crimes against children units along with overseeing the department's overt and covert criminal intelligence function. Chuck is the Indiana Internet Crimes Against Children (ICAC) Task Force Commander.

Chuck speaks internationally on topics including the implications of online social networks in criminal investigations and criminal intelligence gathering, cybercrime, online fraud, money laundering, corruption investigations, and the investigation of skilled criminal offenders. He is an Adjunct Instructor at Indiana University Bloomington, where he teaches Foundations of Criminal Investigation.

Chuck was a member of the Office of the Director of National Intelligence Summer Hard Problem Program in 2008, 2009, and 2010. The 2008 the study topic was "3D Cyber Space Spillover: Where Virtual Worlds Get Real." The 2009 topic was "Mixed Reality: When Virtual Plus Real Equals One." And, in 2010, the topic was "Online Social Media."

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