Federal Bureau of Investigation

UCR Program
Criminal Justice Information Services Division

Quarterly

Program News

APRIL 2017

Section 1— Message to Program Participants

Section 2— Clarification to Policy and Procedures

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National UCR Program to begin new NIBRS collections in 2019

Beginning on January 1, 2019, the national Uniform Crime Reporting (UCR) Program will begin collecting several new offenses in the National Incident-Based Reporting System (NIBRS). These changes will not affect agencies that currently submit data to the national UCR Program using the Summary Reporting System (SRS). The new/revised offenses include:

- ❖ Fraud offenses of identity theft and hacking/computer invasion as part of cargo theft.
- ❖ Domestic and family violence.
- ❖ Driving under the influence, distracted driving, and reckless driving traffic fatality incidents as negligent manslaughter.

Identity theft and hacking/computer invasion
The national UCR Program staff began collecting identity theft and hacking/computer invasion offenses in 2016; however, these offenses were not included in the list of offenses that could occur in conjunction with cargo theft.

Identity theft (offense code 26F) is defined as "Wrongfully obtaining and using another person's personal data (e.g., name, date of birth, Social Security number, driver's license number, credit card number)." Hacking/computer invasion (offense code 26G) is defined as "Wrongfully gaining access to another person's or institution's computer software, hardware, or networks without authorized permissions or security clearances."

Currently, according to pages 23 and 24 of the *National Incident-Based Reporting System Technical Specification,* Version 3.1, dated February 10, 2017, cargo theft-related offenses can include:

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120 = Robbery
210 = Extortion/Blackmail
220 = Burglary/Breaking and Entering
23D = Theft From Building
23F = Theft From Motor Vehicle
23H = All Other Larceny
240 = Motor Vehicle Theft
26A = False Pretenses/Swindle/Confidence Game
26B = Credit Card/Automated Teller Machine Fraud
26C = Impersonation
26E = Wire Fraud
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510 = Bribery
270 = Embezzlement

Beginning January 1, 2019, 26F = Identity Theft and 26G = Hacking/computer invasion will be added to that list.

Domestic and family violence data
According to the *UCR Program Quarterly* 16-3 dated July 2016, the national UCR Program was slated to begin collecting domestic and family violence data in NIBRS as of January 1, 2018. However, to give states and agencies a full 12 months to make program technical changes to their NIBRS, the UCR Program has delayed the start of the data collection to January 1, 2019.

In December 2016, the CJIS Advisory Policy Board (APB) approved the definition of domestic and family violence as:

> "The use, attempted use, or threatened use of physical force of a weapon; or the use of coercion or intimidation; or committing a crime against property by a current or former spouse, parent, or guardian of the victim; a person with whom the victim shares a child in common; a person who is or has been in a social relationship of a romantic or intimate nature with the victim; a person who is cohabiting with or has cohabited with the victim as a spouse, parent, or guardian; or by a person who is or has been similarly situated to a spouse, parent, or guardian of the victim."

As a result, in Data Element 31 (Aggravated Assault/Homicide Circumstances), data value 06 = Lovers' Quarrel will change to 06 = Domestic Violence. In addition, the national staff will make the following changes to Data Element 35 (Relationship of Victim to Offender):

❖ Data Element 35 must be included for all Crimes Against Property offenses. (Currently, robbery is the only offense that requires agencies to include the relationship of the victim to the offender.)

❖ Data Element 35 must be included when one or more offenses entered in Data Element 24 (Victim Connected to UCR Offense Code) is a Crime Against Person or a Crime Against Property and Data Element 36 (Offender Sequence Number) is anything other than 00 = Unknown Offender.

❖ Data Element 35 will include the new code XR = Ex-Relationship.

Driving under the influence, distracted driving, and reckless driving traffic fatality incidents as negligent manslaughter

Currently, on pages 30 and 31 of the *NIBRS User Manual,* Version 1.0 dated January 17, 2013, the definition of negligent manslaughter (offense code 09B) is "The killing of another person through negligence."

The *NIBRS User Manual* also states, "This offense includes killings resulting from hunting accidents, gun cleaning, children playing with guns, etc. It does not include deaths of persons due to their own negligence, accidental deaths not resulting from gross negligence, and accidental traffic fatalities.

Note: This offense does not include Vehicular Manslaughter, which agencies should report as Murder and Nonnegligent Manslaughter if not accidental or All Other Offenses if accidental."

However, the definition will be expanded to "The killing of another person through negligence. This offense includes killings from hunting accidents, gun cleaning, children playing with guns and arrests associated with driving under the influence, distracted driving (using cell/smartphone), and reckless driving traffic fatalities.

Note: It does not include deaths of persons due to their own negligence, accidental deaths not resulting from gross negligence, or accidental traffic fatalities."

As a result, in Data Element 8 (Offender Suspected of Using), data value C will be modified from C = Computer Equipment to C = Computer Equipment (handheld devices). In addition, Data Element 13 (Type Weapon/Force Involved) will change from 35 = Motor Vehicle to 35 = Motor Vehicle/Vessel.

The *National Incident-Based Reporting System (NIBRS) User Manual* and the *National Incident-Based Reporting System (NIBRS) Technical Specification* will be updated to reflect these changes, which are pending approval from FBI Director James B. Comey. Should any of these new/revised offenses change, future editions of the *UCR Program Quarterly* documents will reflect those changes.

Agencies with questions should contact Kristi L. Donahue in the Crime Statistics Management Unit (CSMU) by telephone at 304-625-2972 or by e-mail at <kristi.donahue@ic.fbi.gov>.

Computer-based SRS training available on LEEP

The CJIS Division is doing all it can to help agencies transition from the SRS to the NIBRS. However, until the transition is complete, the national UCR Program staff has furnished computer-based training on the basics of SRS, which is available on the Law Enforcement Enterprise Portal (LEEP).

LEEP is a single sign-on gateway for users in the criminal justice, intelligence, and military communities to gain access to critical data protected at the Controlled Unclassified Information level in one centralized location. With one click, users can securely access law enforcement, national security, public safety, and terrorism information contained within dozens of federal information systems.

To access the training, the user should:
- ❖ Double click on the Special Interest Group (SIG) icon
- ❖ Click on Browse/Search SIGs
- ❖ Click on LEO SIGs and select All SIGs and VOs
- ❖ Select the "U" tab and click on the Uniform Crime Reporting Training link
- ❖ Click on the FBI CJIS UCR Summary Training link
- ❖ Click on the desired links on the left and right of the page

The training modules and links available currently include:
- ❖ Introduction to UCR
- ❖ Classifying and scoring
- ❖ Criminal homicide
- ❖ Rape
- ❖ Robbery
- ❖ Aggravated assault
- ❖ UCR quick concepts
- ❖ Articles and papers

How do I access LEEP?

To access LEEP from your agency workstation, contact the LEEP Help Desk at 888-334-4536 and ask how to become a Federated Identity Provider.

If your agency does not have the technical resources to provide a single sign-on access to LEEP, apply for a LEEP account at <www.cjis.gov>. Your agency must identify a point of contact who will validate each application. The point of contact has an annual, ongoing responsibility to advise LEEP of any change in job position, separation, or retirement.

Other lessons and information will be added in the future. Agencies with questions about classifying and scoring offenses or NIBRS training should contact the UCR trainers in the CJIS Training and Advisory Process Unit by telephone at 888-827-6427 or by e-mail at <ucrtrainers@leo.gov>.

New *CJIS Link* articles available on the Internet

Learn how the National Data Exchange (N-DEx, that is) helped solve a casino robbery case, uncover a multistate credit card fraud ring, assist with a homicide investigation, and more!

Find out more about the UCR Program's transition from SRS to NIBRS as its exclusive collection type by January 2021. Also, read about the experiences of the Georgia and Minnesota state UCR Programs as they implement new NIBRS capabilities to meet the deadline.

Visit the CJIS Link Web page at <www.fbi.gov/services/cjis/cjis-link> to learn how the programs and services administered by the FBI's CJIS Division can help your agency fight crime.

Electronic availability of the *UCR Program Quarterly*

All editions of the *UCR Program Quarterly* are available via the FBI's Internet site at <https://www.fbi.gov/about-us/cjis/ucr/ucr-program-quarterly> and the UCR Program's Special Interest Group (SIG) of the Law Enforcement Enterprise Portal (LEEP).

To access the *UCR Program Quarterly* on the UCR Program's SIG:
- ❖ Click on the LEO SIG under the Service column.
- ❖ Scroll to the bottom of the page and click on the UCR logo.
- ❖ Click on the UCR Program Quarterly folder.

Users with questions concerning access to LEEP should contact the Online Services and Operations Unit by telephone at 304-625-5555.

Section 2— Clarification to Policy and Procedures

Clarification to Data Value 18 in Data Element 9

Currently, in NIBRS within Data Element 9 (Location Type), Data Value 18 = Parking/Drop Lot/Garage is defined as "areas primarily used for parking motorized vehicles that are commercial in nature." (Page 77, *NIBRS User Manual,* Version 1.0, dated January 17, 2013).

However, effective immediately, the national UCR Program staff has clarified the definition of Data Value 18 as "areas primarily used for parking motorized vehicles that are commercial in nature. A garage that is attached to or detached from a residence should be reported as a residence as a more specific location."

This clarification will not require agencies or states to implement any programming changes. The UCR Program staff clarified the definition to provide a more accurate depiction of a parking lot, drop lot, or garage, and the clarification will be included in the next update to the *NIBRS User Manual.*

Agencies with questions should contact Drema Fouch in the CSMU by telephone at 304-625-2982 or by e-mail at <drema.fouch@ic.fbi.gov>.

Trainer talk

The CJIS Division supports the transition of all agencies to submit crime data via NIBRS. Because of this, effective October 1, 2016, CJIS Division trainers are now focusing their efforts on NIBRS and are no longer providing live training on the SRS. However, the UCR Program has furnished computer-based training on the basics of SRS, which are available on LEEP. In addition, the trainers will continue to answer SRS-related questions via e-mail and facsimile.

Each quarter, Trainer Talk features questions that the trainers from the national UCR Program have received about classifying and scoring offenses in UCR. The trainers answer questions for both NIBRS and SRS. The information they provide is for UCR Program reporting purposes and may not reflect the manner in which an offender(s) is charged. When requesting the classification and scoring of incidents, law enforcement agencies and state program personnel are asked to provide the entire incident report so that the UCR trainers can provide the most accurate assessment. Agencies may submit incident reports by e-mail to <UCRtrainers@leo.gov> or by facsimile to 304-625-5599. Agency staff with questions should contact the trainers' e-mail at <UCRtrainers@leo.gov>.

Question

How should agencies classify and score thefts of drones?

Answer

NIBRS agencies: Any drone that must be registered with the Federal Aviation Administration (FAA) is considered 01 = Aircraft, which includes "machines or devices capable of atmospheric flight; airplanes, helicopters, dirigibles, gliders, ultra-lights, hot air balloons, blimps, etc." in Data Element 15 (Property Description), (page 87, *NIBRS User Manual,* Version 1.0, dated January 17, 2013).

However, the aircraft category does not include toy planes or drones that do not meet the FAA's requirements for registration. Law enforcement agencies should classify any drone that does not need to be registered with the FAA as 19 = Merchandise or 77 = Other, as appropriate.

SRS agencies: Law enforcement agencies should report all drones as (K) Miscellaneous on the *Supplement to Return A Monthly Offenses Known to Police* report.

How to request a Quality Assurance Review

The UCR Quality Assurance Review (QAR) is available to UCR Program domains and local law enforcement agencies to assess the validity of reported crime statistics by a state UCR program and its local law enforcement agencies as specified by the national UCR Program's policies and guidelines.

If a state UCR program or direct contributor would like to receive a QAR, the state program or direct contributor must formally request it. The request must include the specific needs of the state or agency. Requests for a QAR should be sent to:

Mr. Christopher A. Nicholas

Section Chief

Federal Bureau of Investigation

U.S. Department of Justice

Criminal Justice Information Services Division

Law Enforcement Support Section, Module E3

1000 Custer Hollow Road

Clarksburg, WV 26306

Requests for a QAR also may be sent via e-mail to <ACJIS@leo.gov>.

For additional details on the QAR process, please access the FBI's Internet site at <https://ucr.fbi.gov/quality-assurance> or access the CJIS Audit Unit's SIG on LEEP click on the:

❖ Browse/Search SIGs button.
❖ By Access Type button and select Unrestricted from the dropdown menu
❖ CJIS logo
❖ General Information tab
❖ CJIS Audit Unit Information link
❖ UCR Quality Assurance Review link under Audit Information.