

March 21

National Commission on Forensic Science (NCFS)

A Federal Advisory Committee
for the U.S. Department of Justice



U.S. Department of Commerce

9th Meeting: March 21-22, 2016

Members Here & Establishing a Quorum

31 voting members and 8 ex-officio members

Ex-Officio Members May Vote on Commission Business Matters

8 Ex-Officio Members

1. Judge Jed Rakoff
2. Kathryn Turman
3. Fran Schrotter
4. Mark Weiss
5. Patricia Manzolillo
6. Gerry LaPorte
7. Marilyn Huestis
8. David Honey
 - Proxy Greg Motta

Voting Members Not Here

- Sunita Sah (emailed votes)
- Arturo Casadevall (emailed)
- Judge Hervey
 - Proxy Carson Guy
- Dean Gialamas
 - Proxy Wes Grose

Bill Crane (representing digital evidence) resigned following the December 2015 NCFS meeting as he got a new job outside of the country; a new replacement is being sought

<http://www.justice.gov/ncfs/members>

Those Voting Today

22 votes needed for 2/3

1. Nelson Santos
2. John Butler
3. Tom Albright
4. Suzanne Bell
5. Fred Bieber
6. Arturo Casadevall (votes sent)
7. Greg Champagne
8. Cecelia Crouse
9. Greg Czarnopys
10. Deirdre Daly
11. Bonner Denton
12. Vince Di Maio
13. Jules Epstein
14. Stephen Fienberg
15. John Fudenberg
16. Jim Gates
17. Dean Gialamas (proxy)
18. Paul Giannelli
19. Judge Hervey (proxy)
20. Susan Howley
21. Ted Hunt
22. Linda Jackson
23. Judge Pam King
24. Marc LeBeau
25. Julia Leighton
26. Judge McCormack
27. Peter Neufeld
28. Phil Pulaski
29. Matt Redle
30. Sunita Sah (voted via email)
31. Jeff Salyards

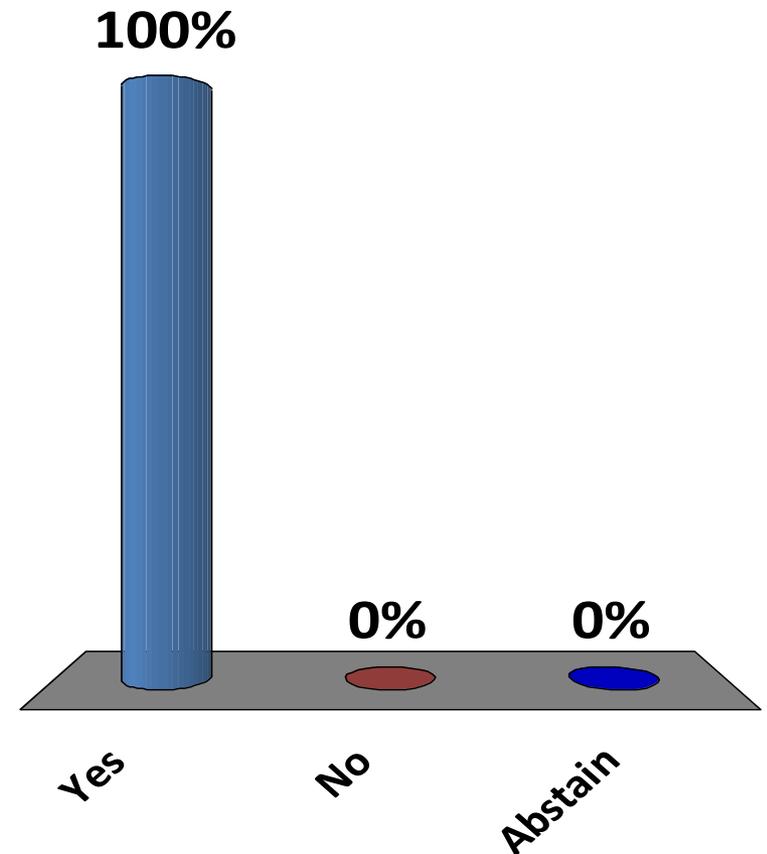
Acceptance of Revised Bylaws Vote

Commission Business
(ex-officio members can vote)

Acceptance of Revised Bylaws

[additional comments]

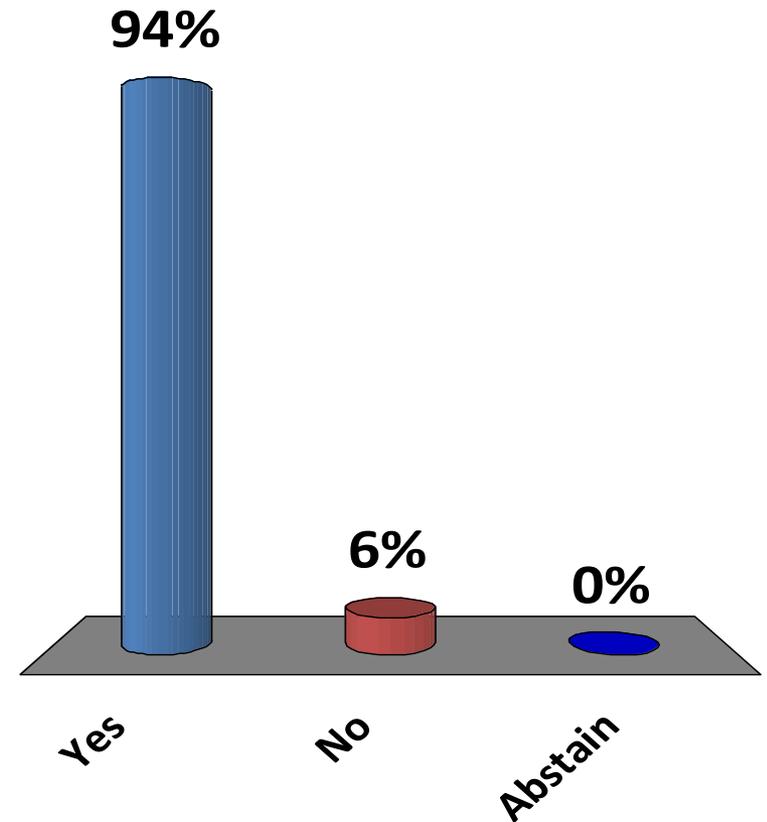
1. Yes
2. No
3. Abstain



Acceptance of Reconciliation for Universal Accreditation & Terms

[additional comments]

1. Yes
2. No
3. Abstain



March 22

National Commission on Forensic Science (NCFS)

A Federal Advisory Committee
for the U.S. Department of Justice



U.S. Department of Commerce

9th Meeting: March 21-22, 2016

Documents Up for a Potential Vote at this Meeting (March 22, 2016)

Public comment received
from Nov 23 to Dec 22, 2015; Jan 27 to Feb 26, 2016

1. **Using the Term “Reasonable Degree of Scientific Certainty”** (views) [Reporting and Testimony]
2. **Using the Term “Reasonable Degree of Scientific Certainty”** (recommendation) [Reporting and Testimony]
3. **Establishing the Foundational Literature within the Forensic Science Disciplines** (views) [Scientific Inquiry and Research]
4. **Fund Post-Doctoral Projects to Facilitate Translation of Research into Forensic Science Practice** (recommendation) [Scientific Inquiry and Research]
5. **National Code of Professional Responsibility for Forensic Science and Forensic Medicine Service Providers** (recommendation) [Interim Solutions]
6. **Transparency of Quality Management System Documents** (recommendation) [Interim Solutions]
7. **Proficiency Testing in Forensic Science** (views) [Accreditation and Proficiency]
8. **Critical Steps to Accreditation** (views) [Accreditation and Proficiency]

Documents Out for Public Comment that will be discussed at this meeting

1. **Recommendations Regarding Pretrial Discovery** (recommendation) [Reporting and Testimony]
2. **Judicial Vouching of Experts** (views) [Reporting and Testimony]
3. **Notice and Demand Provisions** (views) [Reporting and Testimony]
4. **Validation of Forensic Science Methodology** (views) [Scientific Inquiry and Research]
5. **Request for NIST to Evaluate Developmental Validation Studies for Forensic Science Test Methods in Advance of Documentary Standards Setting** (recommendation) [Scientific Inquiry and Research]
6. **Accreditation of Digital and Multimedia Forensic Science Service Providers** (recommendation) [Accreditation and Proficiency Testing]
7. **National Disaster Call Center** (recommendation) [Medicolegal Death Investigation]

Posted March 7

**Public comment open
through April 6, 2016**

Members Here & Establishing a Quorum

31 voting members and 8 ex-officio members

Ex-Officio Members May Vote on Commission Business Matters

8 Ex-Officio Members

1. Judge Jed Rakoff
2. Kathryn Turman
3. Fran Schrotter
4. Mark Weiss
5. Patricia Manzolillo
6. Gerry LaPorte
7. Marilyn Huestis
8. David Honey
 - Proxy Greg Motta

Voting Members Not Here

- Jim Gates
- Sunita Sah (will email)
- Arturo Casadevall (emailed)
- Judge Hervey
 - Proxy Carson Guy
- Dean Gialamas
 - Proxy Wes Grose

Bill Crane (representing digital evidence) resigned following the December 2015 NCFS meeting as he got a new job outside of the country; a new replacement is being sought

<http://www.justice.gov/ncfs/members>

Those Voting Today

20 votes needed for 2/3

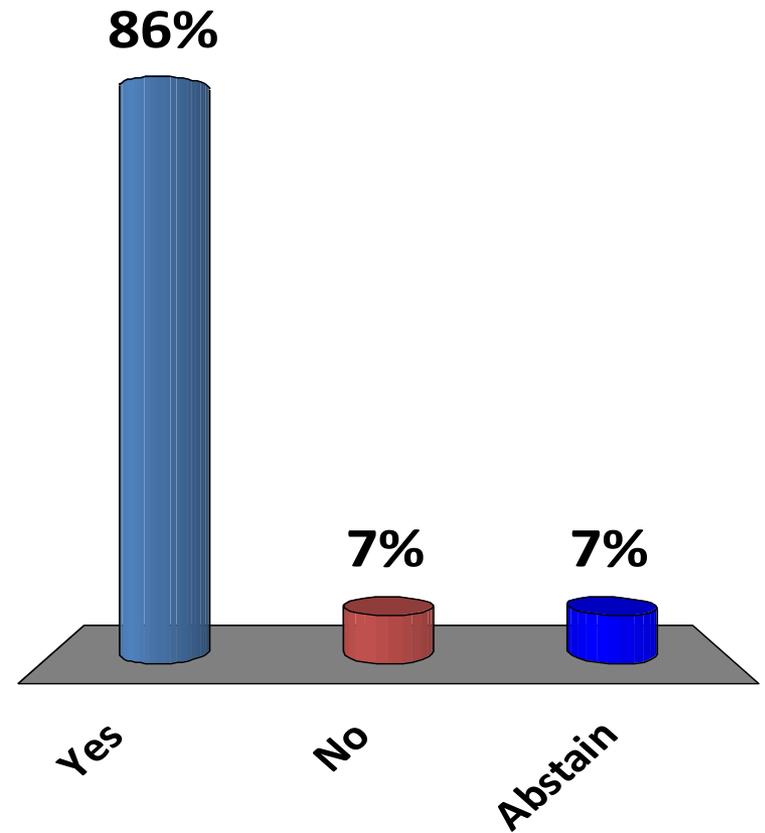
1. Nelson Santos
2. John Butler
3. Tom Albright
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23. Marc LeBeau
24. Julia Leighton
25. Judge McCormack
26. Peter Neufeld
27. Phil Pulaski
28. Matt Redle
29. Jeff Salyards
30. Sunita Sah (voted via email)

Reporting and Testimony Subcommittee

Reasonable Degree of Scientific Certainty Views Document

[additional comments]

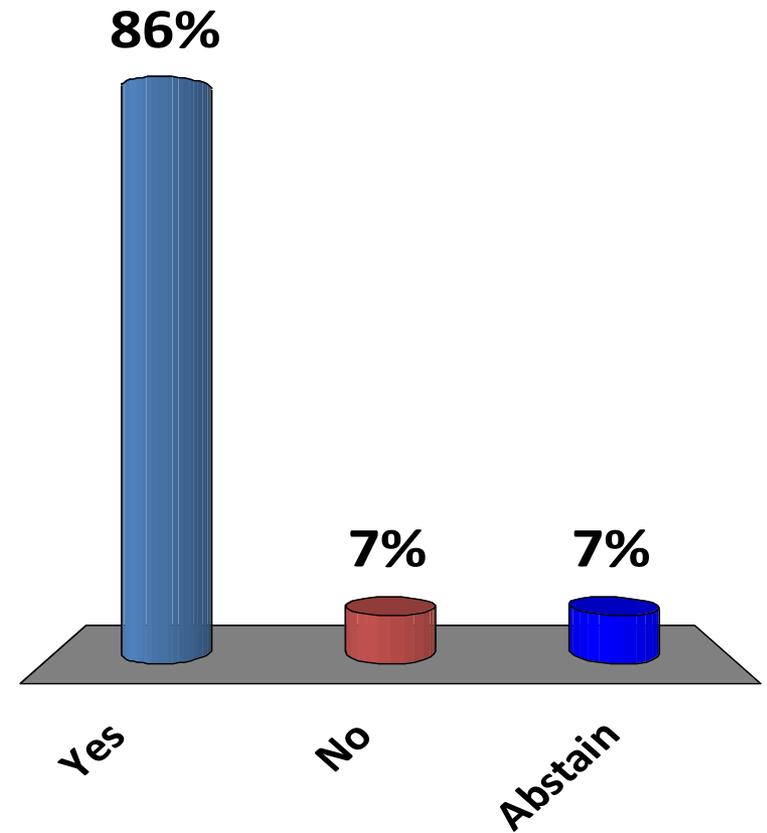
- 1. Yes
- 2. No
- 3. Abstain



Reasonable Degree of Scientific Certainty Recommendation

[additional comments]

1. Yes
2. No
3. Abstain

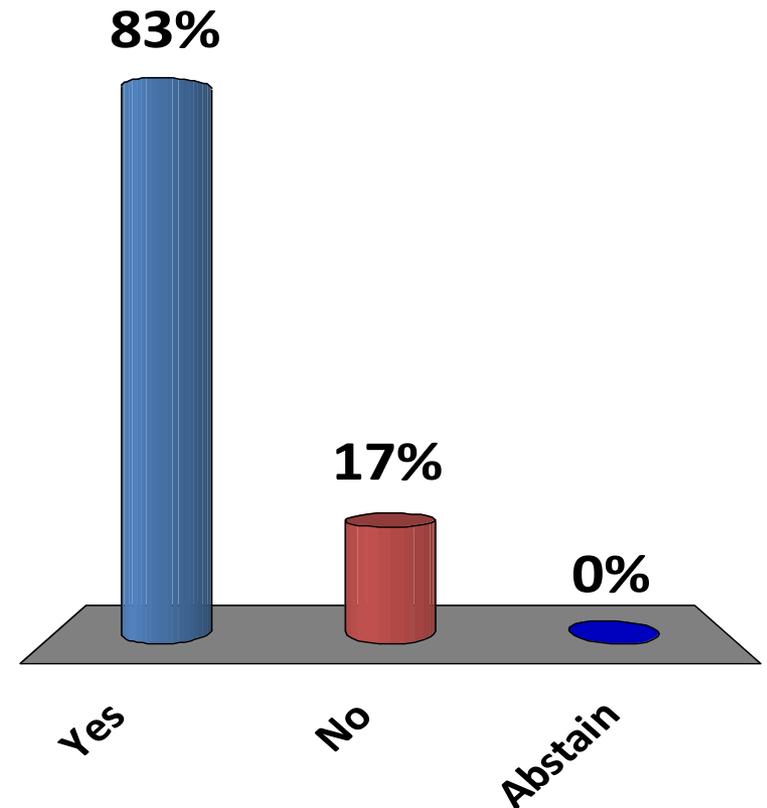


Interim Solutions Subcommittee

National Code of Professional Responsibility

Are these friendly amendments?

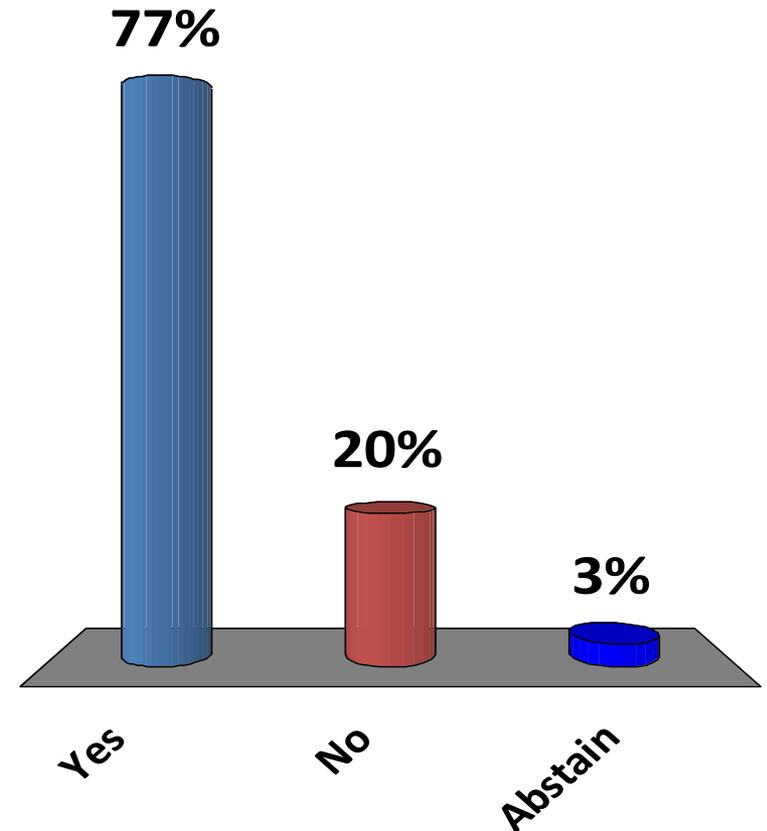
1. Yes
2. No
3. Abstain



National Code of Professional Responsibility Recommendation

[additional comments]

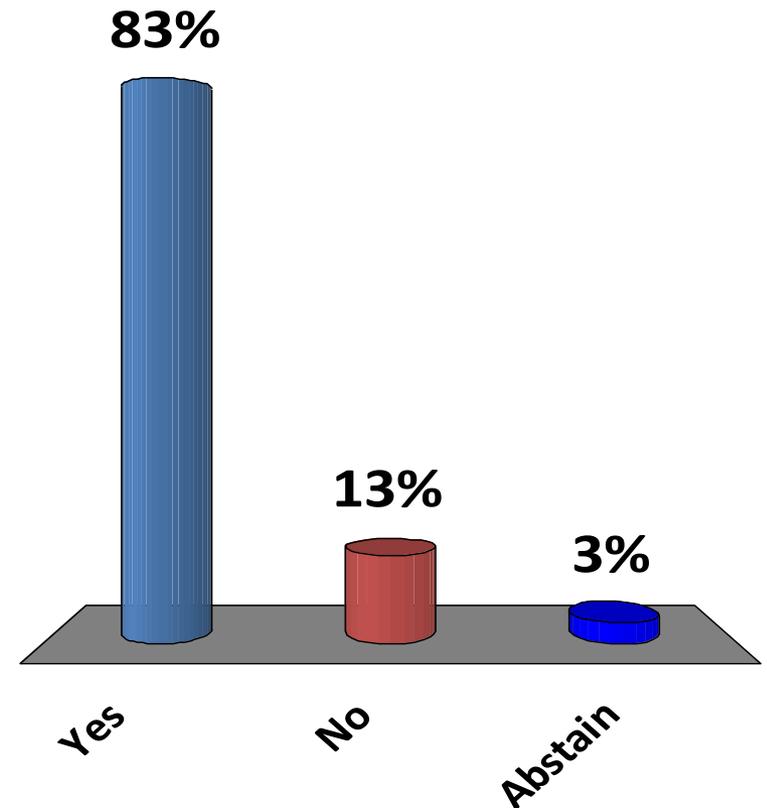
1. Yes
2. No
3. Abstain



Accessibility of Quality Documents Recommendation

[additional comments]

1. Yes
2. No
3. Abstain

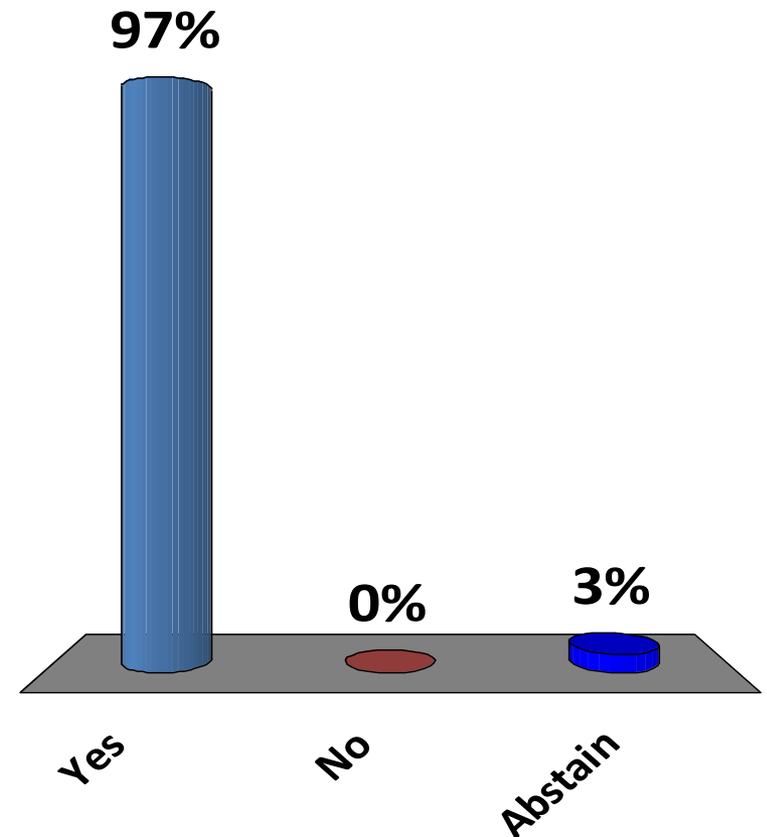


Scientific Inquiry & Research Subcommittee

Establishing the Foundational Literature Views Document

[additional comments]

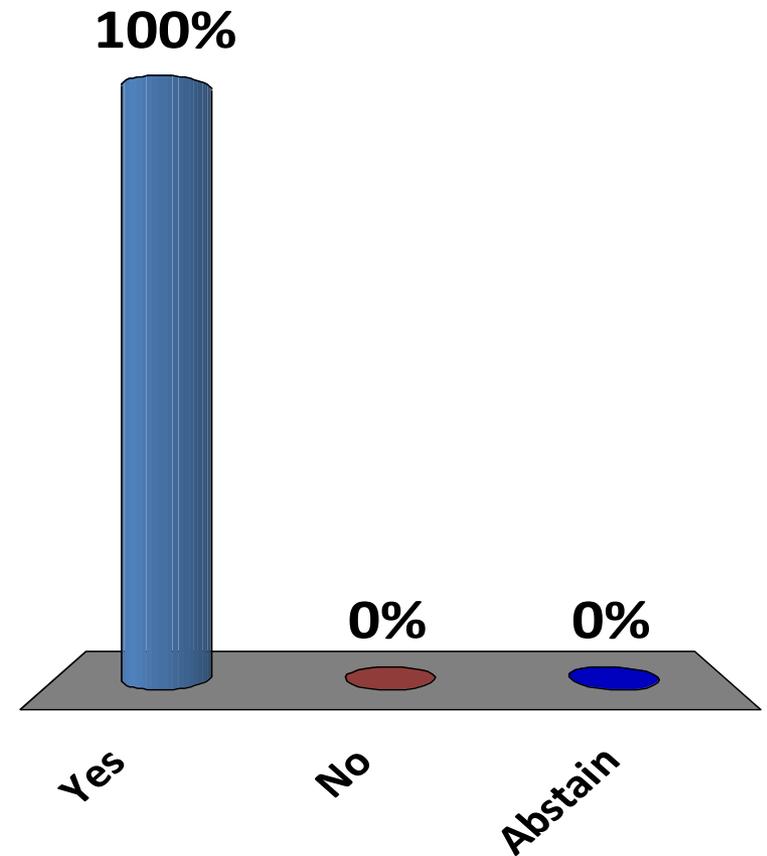
1. Yes
2. No
3. Abstain



Post-Doctoral Projects to Facilitate Research Recommendation

[change in title]

1. Yes
2. No
3. Abstain

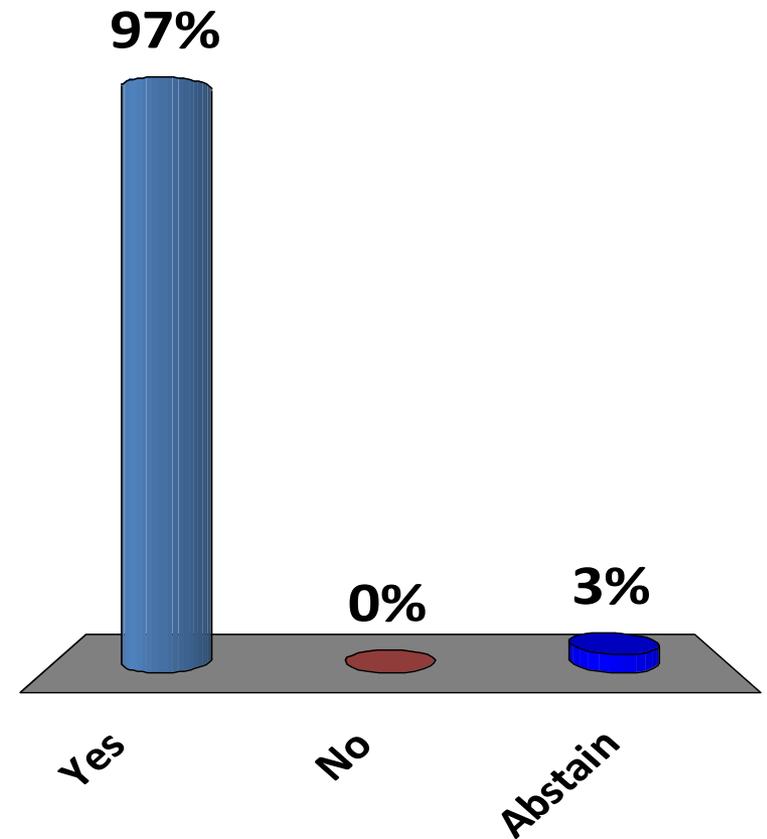


Accreditation and Proficiency Testing Subcommittee

Proficiency Testing in Forensic Science Views Document

[additional comments]

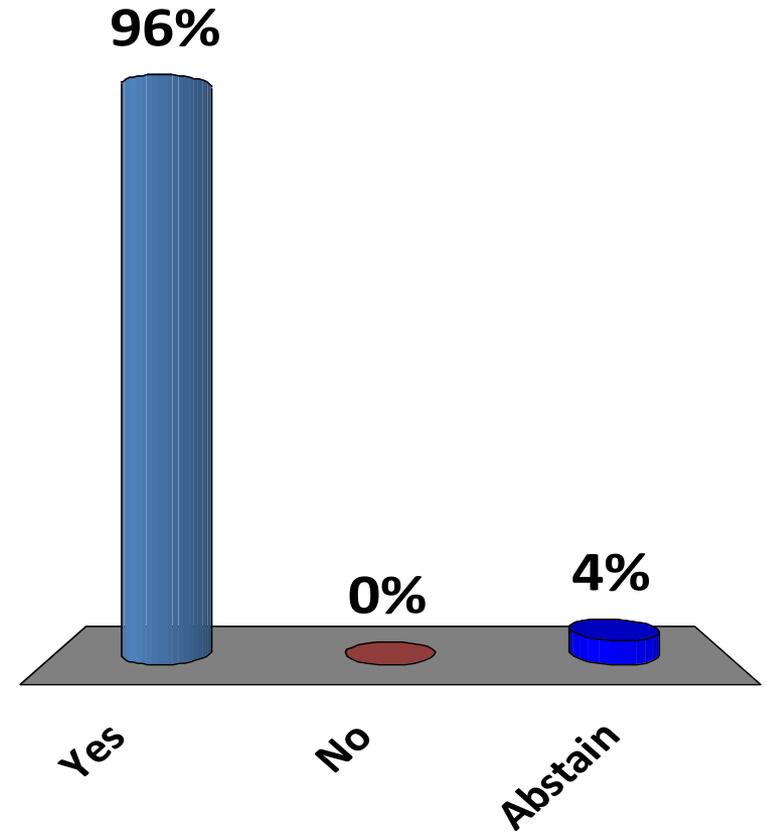
1. Yes
2. No
3. Abstain



Critical Steps to Accreditation Views Document

[additional comments]

1. Yes
2. No
3. Abstain



Potential Topics for the Next Meeting

- Criminal Justice and Terrorism
- Victims' Rights Issues
- Digital Evidence Issues
- Licensing in other fields
 - Certification in Forensic Science
- Topics that still need to be done in the future
- Black box issues (software code running data)
- Framework for potential state commissions (lessons learned)
- Update on BJS FSSP survey

The tenth meeting of the National Commission on Forensic Science will be held June 20 - 21, 2016 in Washington, DC. 11th Meeting to be held at NIST in Gaithersburg, MD on Sept 12-13, 2016.

Thank you!

- **Subcommittee co-chairs and subcommittee members for their hard work**
- Note takers for Commission and subcommittee meetings
- Jonathan McGrath, Lindsay DePalma, Danielle Weiss and other support staff for making meeting support and arrangements
- Office of Justice Programs for the venue
- *Please leave the clickers on your desk and I will pick them up at the end of the meeting*