



# Division of Criminal Justice Services

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TO: All Crime Reporting Agencies  
FROM: Adam Dean, Chief, New York State Crime Reporting Program  
DATE: October 11, 2016  
SUBJECT: Required NIBRS Data Elements to be Added to NYSIBR

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## **REPORTING ALERT: REQUIRED NIBRS DATA ELEMENTS TO BE ADDED TO NYSIBR**

DCJS is currently building the capacity to collect and submit NIBRS compliant crime data to the FBI. These efforts will ensure New York State and its local law enforcement agencies are able to meet the FBI's January 1, 2021 deadline for transitioning to a National Incident Based Reporting System (NIBRS)-only data collection.

As part of the State's transition to NIBRS standards, DCJS will be modifying the current NYSIBR monthly submission file layout to incorporate five NIBRS data elements currently not collected by New York State, and aligning the variable codes associated with eight current NYSIBR data elements with the NIBRS specifications.

### **NIBRS data elements to be added to the NYSIBR Monthly Submission file**

- Cargo Theft
- Type Criminal Activity/Gang Information
- Type of Officer Activity/Circumstance (LEOKA)
- Officer Assignment Type (LEOKA)
- Officer-ORI/Jurisdiction (LEOKA)

### **NYSIBR data elements requiring variable code modifications:**

- Bias Crime Type
- Location Type
- Weapon/Force Involved
- Property Type
- Victim Race
- Victim/Offender Relationship
- Offender Race
- Arrestee Race

In order for current NYSIBR agencies to comply with NIBRS reporting standards, all data elements and variable modifications listed above must be collected by an agency's records management system and incorporated into the NYSIBR submission file.

While new NYSIBR submission specifications are currently not available, agencies should utilize the variable information contained within the attached document to build the capacity for collection and storage of these required data elements and variable codes.

Please call the DCJS Crime Reporting Unit at (518) 485-7942 or email [infonysucr@dcjs.ny.gov](mailto:infonysucr@dcjs.ny.gov) if you have any questions on the required modifications to the NYSIBR program or on the NIBRS transition.



## Required NIBRS Data Elements to be added to NYSIBR

The New York State Incident Based Reporting System (NYSIBR) currently collects 53 of the 58 required National Incident Based Reporting System (NIBRS) data elements. As part of the State's transition to NIBRS standards, DCJS will be modifying the current NYSIBR monthly submission file layout to incorporate the remaining five required data elements, and modifying some of the code variables associated with eight NYSIBR data variables. Once completed, DCJS will have the capacity to submit NIBRS compliant data to the FBI. New NYSIBR submission specifications will be provided to agencies once they become available.

In order for current NYSIBR agencies to comply with NIBRS reporting standards, all variable modifications outlined in this document must be collected by an agency's records management system and incorporated into the NYSIBR submission file.

While the new NYSIBR submission specifications are currently not available, agencies must utilize the variable information contained within this document to build the capacity for collection and storage of these required data elements and variable codes.

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## Required NIBRS Data Elements

### NIBRS Data Element – CARGO THEFT

This data element indicates whether or not the incident involved a Cargo Theft as indicated by "Yes" or "No".

**Cargo Theft Defined:** The criminal taking of any cargo including, but not limited to, goods, chattels, money, or baggage that constitutes, in whole or in part, a commercial shipment of freight moving in commerce, from any pipeline system, railroad car, motor truck, or other vehicle, or from any tank or storage facility, station house, platform, or depot, or from any vessel or wharf, or from any aircraft, air terminal, airport, aircraft terminal or air navigation facility, or from any intermodal container, intermodal chassis, trailer, container freight station, warehouse, freight distribution facility, or freight consolidation facility. For purposes of this definition, cargo shall be deemed as moving in commerce at all points between the point of origin and the final destination, regardless of any temporary stop while awaiting transshipment or otherwise.

**Occurrence:** Once per incident

**Format:** 1 Character Alpha

**Variable Codes and Literals:**

- Y - Yes
- N - No

**Cargo Theft-related offenses are:**

- 120 - Robbery
- 210 - Extortion/Blackmail

- 220 - Burglary/Breaking & 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
- 510 - Bribery
- 270 - Embezzlement

**Edit Descriptions:**

Error Code	Edit Description
TBD	Cargo Theft data element must contain a valid data value.
TBD*	NYS Law citations require Cargo Theft data element to be reported as "No"

\*Business rule – Incidents not containing a cargo theft-related offense must have a Cargo Theft variable code equal to "No"

**NIBRS Data Element – TYPE CRIMINAL ACTIVITY/GANG INFORMATION**

This data element is used to indicate either the criminal activity related to certain IBR offenses or the gang involvement of the offenders for certain IBR offenses.

Note: IBR Code 720 (Animal Cruelty) will be added to the NYS Coded Law File prior to the release of the modified NYSIBR submission specifications.

**Criminal Activity**

**Occurrence:** Up to 3 times per Offense Segment

**Format:** 1 Character Alpha

**Variable Codes and Literals (Criminal Activity):**

- **A** - Simple/Gross Neglect (unintentionally, intentionally, or knowingly failing to provide food, water, shelter, veterinary care, hoarding, etc.)
- **B** - Buying/Receiving
- **C** - Cultivating/Manufacturing/Publishing (i.e., production of any type)
- **D** - Distributing/Selling
- **F** - Organized Abuse (Dog Fighting and Cock Fighting)
- **E** - Exploiting Children
- **I** - Intentional Abuse and Torture (tormenting, mutilating, maiming, poisoning, or abandonment)
- **O** - Operating/Promoting/Assisting
- **P** - Possessing/Concealing
- **S** - Animal Sexual Abuse (Bestiality)
- **T** - Transporting/Transmitting/Importing
- **U** - Using/Consuming
- **X** – Not Applicable

## Gang Information

**Occurrence:** Up to 3 times per Offense Segment

**Format:** 1 Character Alpha

**Variable Codes and Literals (Gang Information):**

- **J** - Juvenile Gang
- **G** - Other Gang
- **N** - None/Unknown
- **X** - Not Applicable

### Edit Descriptions:

Error Code	Edit Description
TBD	First occurrence of Type Criminal Activity/Gang Information cannot be "X" when IBR Offense Code is: 250=Counterfeiting/Forgery 280=Stolen Property Offenses 35A=Drug/Narcotic Violations 35B=Drug Equipment Violations 39C=Gambling Equipment Violations 370=Pornography/Obscene Material 520=Weapon Law Violations 720=Animal Cruelty 09A=Murder and Non-negligent Manslaughter 09B=Negligent Manslaughter 100=Kidnapping/Abduction 120=Robbery 11A=Rape 11B=Sodomy 11C=Sexual Assault with an Object 11D=Fondling 13A=Aggravated Assault 13B=Simple Assault 13C=Intimidation
TBD	Multiple occurrences of Type Criminal/Gang Information associated with one offense cannot be duplicate variable codes.
TBD	If first occurrence of Type Criminal/Gang Information is N or X, then remaining two occurrences must be X.
TBD	Type criminal activity codes of "B", "C", "D", "E", "O", "P", "T", or "U" can only be entered when the IBR Offense Code is: 250=Counterfeiting/Forgery 280=Stolen Property Offenses 35A=Drug/Narcotic Violations 35B=Drug Equipment Violations 39C=Gambling Equipment Violations 370=Pornography/Obscene Material 520=Weapon Law Violations
TBD	Gang information codes of "J", "G", and "N" can only be entered when the IBR Offense Code is: 09A=Murder and Non-negligent Manslaughter 09B=Negligent Manslaughter

	100=Kidnapping/Abduction 11A=Rape 11B=Sodomy 11C=Sexual Assault With An Object 11D=Fondling 120=Robbery 13A=Aggravated Assault 13B=Simple Assault 13C=Intimidation
TBD	Criminal Activity codes of "A", "F", "I", and "S" can only be entered when the IBR Offense Code = 720 (Animal Cruelty)

**NIBRS Data Element – TYPE OF OFFICER ACTIVITY/CIRCUMSTANCE (LEOKA)**

This data element is used to indicate the type of activity in which the law enforcement officer was engaged at the time the officer was killed or assaulted in the line of duty.

**Occurrence:** Once per Victim Segment.

**Variable Codes (two character numeric) and Literals:**

- **01** - Responding to Disturbance Call (Family Quarrels, Person with Firearm, Etc.)
- **02** - Burglaries in Progress or Pursuing Burglary Suspects
- **03** - Robberies in Progress or Pursuing Robbery Suspects
- **04** - Attempting Other Arrests
- **05** - Civil Disorder (Riot, Mass Disobedience)
- **06** - Handling, Transporting, Custody of Prisoners
- **07** - Investigating Suspicious Persons or Circumstances
- **08** - Ambush–No Warning
- **09** - Handling Persons with Mental Illness
- **10** - Traffic Pursuits and Stops
- **11** - All Other
- **77** - Not Applicable

**Edit Descriptions:**

Error Code	Edit Description
TBD	Type of Officer Activity/Circumstance cannot be 77 ("Not applicable") when Victim Type = L (Law Enforcement Officer in Line of Duty).
TBD	Type of Officer Activity/Circumstance must be "Not applicable" when Victim Type is not equal to L (Law Enforcement Officer in Line of Duty).
TBD	Incident Occurrence Date cannot be 88888888 ("Not Reported") or 99999999 ("Unknown") if Type of Officer Activity/Circumstance is not equal to 77 ("Not Applicable").
	Incident Occurrence Time cannot be 7777 ("Not Applicable"), 8888 ("Not Reported"), or 9999 ("Unknown") if Type of Officer Activity/Circumstance is not equal to 77 ("Not Applicable").

## NIBRS Data Element – OFFICER ASSIGNMENT TYPE (LEOKA)

This data element is used to report the victim officer’s type of assignment when the incident involves a Law Enforcement Officer Killed or Assaulted (LEOKA).

**Occurrence:** Once per Victim Segment.

### Variable Codes (one character alpha) and Literals:

#### For Uniformed Law Enforcement Officers

- **F** - Two-Officer Vehicle
- **G** - One-Officer Vehicle (Alone)
- **H** - One-Officer Vehicle (Assisted)

#### For Non-uniformed Officers:

- **I** - Detective or Special Assignment (Alone)
- **J** - Detective or Special Assignment (Assisted)

#### For Law Enforcement Officers Serving in Other Capacities (foot patrol, off duty, etc.):

- **K** - Other (Alone)
- **L** - Other (Assisted)
- **X** - Not Applicable

Note: The term “assisted” refers only to law enforcement assistance.

### Edit Descriptions:

Error Code	Edit Description
TBD	Officer Assignment Type must contain a valid data value.
TBD	Officer Assignment Type must not be equal to X (“Not Applicable”) when Victim Type = L (Law Enforcement Officer in Line of Duty).
TBD	Officer Assignment Type must be X (“Not Applicable”) when Victim Type is not equal to L (Law Enforcement Officer in Line of Duty).

## NIBRS Data Element – OFFICER-ORI/JURISDICTION

This data element is used to identify the law enforcement agency that the killed or assaulted officer was working for at the time of the incident

**Occurrence:** Once per Victim Segment.

### Variable Codes:

- **Valid ORI (nine character alpha/numeric)** – Valid NCIC Originating Agency Identifier. Alpha characters must be capitalized.
- **77777777** – Not Applicable (for all incidents where the victim type not law enforcement)

### Edit Descriptions:

Error Code	Edit Description
TBD	Officer-ORI/Jurisdiction must be “Not Applicable” when Victim Type is not equal to L (Law Enforcement Officer in Line of Duty).
TBD	Officer-ORI/Jurisdiction must be the Originating Reporting Identification (ORI) used by agency for participation in the New York State Incident Based Crime Reporting Program (NYSIBR) when Victim Type = L (Law Enforcement Officer in Line of Duty).

## Required Modifications to Current NYSIBR Data Elements

### NYSIBR Data Element 11 – BIAS CRIME TYPE

#### ***Variable Codes and Literals to be Added:***

<b>04</b> - Anti-Age (60 years old or more)	<b>83</b> - Anti-Buddhist
<b>15</b> - Anti-Multiple Races, Group	<b>84</b> - Anti-Hindu
<b>16</b> - Anti-Native Hawaiian or Other Pacific Islander*	<b>85</b> - Anti-Sikh
<b>20</b> - Anti-religious practice, generally	<b>41</b> - Anti-Gay*
<b>26</b> - Anti-Multiple Religions, Group	<b>42</b> - Anti-Lesbian
<b>27</b> - Anti-Atheism/Agnosticism	<b>43</b> - Anti-Lesbian, Gay, Bisexual, or Transgender (Mixed Group)
<b>28</b> - Anti-Mormon	<b>44</b> - Anti-Heterosexual
<b>30</b> - Anti-Jehovah's Witness	<b>45</b> - Anti-Bisexual
<b>34</b> - Anti-other ethnicity/national origin/ancestry	<b>51</b> - Anti-Physical Disability
<b>35</b> - Anti-Not Hispanic	<b>52</b> - Anti-Mental Disability
<b>81</b> - Anti-Eastern Orthodox (Russian, Greek, Other)	<b>61</b> - Anti-Male
<b>82</b> - Anti-Other Christian	<b>62</b> - Anti-Female
	<b>71</b> - Anti-Transgender
	<b>72</b> - Anti-Gender Non-Conforming

#### ***Changes to Current Variable Codes and Literals:***

- 14** - Anti-Asian/Pacific Islander – Rename to Anti-Asian
- 41** - Anti Homosexual (Gay or Lesbian) – Rename to Anti-Gay
- 33** - Anti-Asian (Chinese, Korean, Vietnamese, etc.) – REMOVE

### NYSIBR Data Element 15 – LOCATION TYPE

#### ***Variable Codes and Literals to be Added:***

<b>53</b> - Rest Area	<b>61</b> - ATM Separate from Bank
<b>54</b> - Shelter–Mission/Homeless	<b>62</b> - Camp/Campground
<b>56</b> - Tribal Lands	<b>63</b> - Daycare Facility
<b>57</b> - Community Center	<b>64</b> - Dock/Wharf/Freight/Modal Terminal
<b>58</b> - Cyberspace	<b>65</b> - Farm Facility
<b>59</b> - Abandoned/Condemned Structure	<b>66</b> - Gambling Facility/Casino/Race Track
<b>60</b> - Arena/Stadium/Fairgrounds/Coliseum	<b>67</b> - Military Installation

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### NYSIBR Data Element 16 – WEAPON/FORCE INVOLVED

#### ***Variable Code and Literal to be Added:***

- 85** - Asphyxiation

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### NYSIBR Data Element 19 – Assault/Homicide Circumstance

#### ***Change to Current Variable Code and Literal:***

- 10** – Lovers' Quarrel – Rename to Domestic Violence
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## Data Element 23 – PROPERTY TYPE

### ***Variable Codes and Literals to be Added:***

<b>52</b> - Aircraft Parts/Accessories	<b>66</b> - Identity–Intangible
<b>53</b> - Artistic Supplies/Accessories	<b>67</b> - Law Enforcement Equipment
<b>54</b> - Camping/Hunting/Fishing Equipment/Supplies	<b>68</b> - Lawn/Yard/Garden Equipment
<b>55</b> - Chemicals	<b>69</b> - Logging Equipment
<b>56</b> - Crops	<b>70</b> - Medical/Medical Lab Equipment
<b>57</b> - Explosives	<b>71</b> - Metals, Non-Precious
<b>59</b> - Firearm Accessories	<b>72</b> - Musical Instruments
<b>64</b> - Fuel	<b>75</b> - Portable Electronic Communications
<b>65</b> - Identity Documents	<b>79</b> - Watercraft Equipment/Parts/Accessories

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## Data Element 43 – VICTIM RACE

### ***Variable Code and Literal to be Added:***

**P** - Pacific Islander

### ***Change to Current Variable Code and Literal:***

**A** - Asian/Pacific Islander – Rename to Asian

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## Data Element 47 – VICTIM/OFFENDER RELATIONSHIP

### ***Variable Code and Literal to be Added:***

**70** - Victim was Offender

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## Data Element 35 – OFFENDER RACE

### ***Variable Code and Literal to be Added:***

**P** - Pacific Islander

### ***Change to Current Variable Code and Literal:***

**A** - Asian/Pacific Islander – Rename to Asian

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## Data Element 63 – ARRESTEE RACE

### ***Variable Code and Literal to be Added:***

**P** - Pacific Islander

### ***Change to Current Variable Code and Literal:***

**A** - Asian/Pacific Islander – Rename to Asian