

OFFICE OF THE GOVERNOR

ROBERT BENTLEY
GOVERNOR



STATE CAPITOL
MONTGOMERY, ALABAMA 36130

(334) 242-7100
FAX: (334) 242-3282

STATE OF ALABAMA

June 10, 2016

Assistant Director Stephen L. Morris
Federal Bureau of Investigation – CJIS Division
1000 Custer Hollow Road
Clarksburg, WV 26306

Dear Assistant Director Morris:

Last week, I met with Secretary Stan Stabler of the Alabama Law Enforcement Agency (ALEA) who made me aware of a Criminal Justice Information Systems (CJIS) issue within the Alabama Department of Finance, Information Services Division (ISD). Secretary Stabler informed me that several contract personnel working for ISD were improperly granted access to IT resources that support ALEA and the State of Alabama's CJIS network. Furthermore, he informed me that, in the process of investigating the improper access, ALEA has identified several major security concerns with regard to the State of Alabama's wide area network (WAN) that is currently being operated/managed by ISD and its contractors/vendors.

Today, Secretary Stabler informed me that ALEA has met with members of the Office of the United States Attorney here in Montgomery and confirmed that some of the actions of senior managers within the Department of Finance and its Information Services Division are potentially criminal in nature. Since honesty and integrity are two virtues that I have and will continue to prioritize for my Administration, I was very disheartened to know that the improper actions of a few appear to have had a significant negative impact on the security of the state's technology resources, especially those serving our criminal justice community. While ALEA is continuing to actively investigate these matters, I have taken the proactive step of directing the state's Finance Director, Bill Newton, to remove Assistant Finance Director Rex McDowell and ISD Director James Nolin from their duties with the State of Alabama.

In addition to the proactive steps already underway, I hereby request that the Federal Bureau of Investigation partner with the State of Alabama to provide appropriate audit and investigative personnel to assist ALEA in determining the full scope of CJIS Security Policy non-compliance and/or criminal activity of current or former employees of the Alabama Department of Finance.

It is my desire to quickly resolve these issues and ensure the security of our state's IT resources and criminal justice information systems. In order to facilitate the quickest resolution possible, I am requesting that you coordinate the FBI's response directly with Secretary Stabler or his designee. Secretary Stabler has been directed to keep me informed of our progress and partnership as we move forward.

Sincerely,



Robert Bentley
Governor

cc: Secretary Stan Stabler

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June 17, 2016

Mr. Rex McDowell
Assistant Director of Finance



Dear Mr. McDowell:

This letter will serve as notice that you are, as of today's date, placed on mandatory annual leave, pursuant to State Personnel Board Rule 670-X-15-.06, from your position as Assistant Finance Director Information/Administrative Services (10555) with the State of Alabama, Department of Finance. The mandatory annual leave will continue during the course of an appropriate administrative investigation. This mandatory annual leave will also include discontinuance of all ISD access.

By copy of this letter, I am asking the State Personnel Department to advise you of any additional terms of this mandatory leave.

Sincerely,

A handwritten signature in black ink that reads "Robert Bentley".
Robert Bentley
Governor

c: Secretary Stan Stabler, Alabama Law Enforcement Agency
Mr. David Byrne, Governor's Legal Office
State Personnel Department

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STATE OF ALABAMA

June 17, 2016

Mr. James Nolin
Chief Information Officer



Dear Mr. Nolin:

This letter will serve as notice that you are, as of today's date, terminated from your probationary state employment as Chief Information Officer with the State of Alabama, Department of Finance. With this termination, all ISD access is discontinued immediately.

By copy of this letter, I am advising the State Personnel Department of this termination.

Sincerely,

A handwritten signature in cursive script that reads "Robert Bentley".
Robert Bentley
Governor

c: Secretary Stan Stabler, Alabama Law Enforcement Agency
Mr. David Byrne, Governor's Legal Office
State Personnel Department

STATE OF ALABAMA PERSONNEL DEPARTMENT
RECOMMENDATION FOR PERSONNEL ACTION

1. Name of Employee James A Nolin		2. Social Security Number [REDACTED]	3. Salary \$6,850.80 SA
First MI Last Last			
4. Position Number 0420219	5. Class Title/Code Chief Information Officer (10550)		6. Class Option Title/Code (000)
7. Department/Code Finance (010)		8. Division/Code Information Services/Data (104A)	9. Effective Date 6/17/16 cob

INSTRUCTIONS	KIND OF ACTION	
Item 11 requires signature of both department heads.	10. Transfer within department <input type="checkbox"/>	18. Retirement <input type="checkbox"/> Disability <input type="checkbox"/> Service <input type="checkbox"/>
Items 11, 13, 14, 15, 21 require approval of Personnel Director before action is official.	11. Transfer to another department <input type="checkbox"/>	19. Expiration of temporary appointment <input type="checkbox"/>
Items 12, 13, 14, 15 must have copy of letter to employee attached. If voluntary demotion, letter from employee should be attached.	12. Suspension <input type="checkbox"/>	20. Expiration of provisional appointment <input type="checkbox"/>
Item 17 should have copy of letter of resignation or confirmatory letter from department attached.	13. Demotion <input type="checkbox"/>	21. Leave Without Pay <input type="checkbox"/>
	14. Layoff <input type="checkbox"/>	22. Returned from LWOP <input type="checkbox"/>
	15. Dismissal <input type="checkbox"/>	23. Military Leave Without Pay <input type="checkbox"/>
	16. Separation by death <input type="checkbox"/>	24. Returned from Military LWOP <input type="checkbox"/>
	17. Resignation <input type="checkbox"/>	25. Other Seperated During Probation <input checked="" type="checkbox"/>

ITEMS AFFECTED BY ACTION	FROM:	TO:
26. Department/Code (Items 10 and 11)	_____ (_____)	_____ (_____)
27. Division/Code (Items 10 and 11)	_____ (_____)	_____ (_____)
28. County of Employment/Code (Items 10 and 11)	_____ (_____)	_____ (_____)
29. Class Title/Code (Items 10, 11, 13)	_____ (_____)	_____ (_____)
30. Class Option/Code (Items 10, 11, 13)	_____ (_____)	_____ (_____)
31. Dates (Items 12, 21, 22, 23 and 24)	_____	_____
32. Salary (Item 13)	_____	_____
33. Postion Number (Items 10, 11 and 13)	_____	_____

34. If action is item 13, 15, 17 or 18, is reemployment recommended? (If "No", explanation must be given.)

35. Remarks

36. Signed (Appointing Authority)	Governor <i>Robert Bentley</i>	Date 6/17/16
37. Signed (Appointing Authority)	<i>With his expressed authority</i> <i>AMS</i>	Date
38. Approved (Personnel Director)	<i>Jackie Graham</i>	Date 6/17/16