



# Travis County Commissioners Court Agenda Request

**Meeting Date:** Tuesday, February 21, 2012

**Prepared By/Phone Number:** Tracy J Miller | 512.854.6923

**Elected/Appointed Official/Dept. Head:** Sheriff Greg Hamilton

**Commissioners Court Sponsor:** County Judge Sam Biscoe

## **AGENDA LANGUAGE:**

Receive state required Racial Profiling Report for calendar year 2011 from the Travis County Sheriff's Office.

## **BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:**

Attached is the Tier 2 – Racial Profiling Report printed from the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) website and back-up.

## **STAFF RECOMMENDATIONS:**

## **ISSUES AND OPPORTUNITIES:**

## **FISCAL IMPACT AND SOURCE OF FUNDING:**

## **REQUIRED AUTHORIZATIONS:**

Sheriff Greg Hamilton | 512.854.9788 (Tracy J Miller 512.854.6923)

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to Cheryl Aker in the County Judge's office, [Cheryl.Aker@co.travis.tx.us](mailto:Cheryl.Aker@co.travis.tx.us) by Tuesdays at 5:00 p.m. for the next week's meeting.

## TIER 2 - FULL RACIAL PROFILING REPORT

**Agency Name:** TRAVIS CO. SHERIFF'S OFFICE  
**Reporting Date:** 02/15/2012  
**TCLEOSE Agency Number:** 453100  
**Chief Administrator:** GREGORY M. HAMILTON  
**Agency Contact Information:** Phone: 512.854.6923  
Email: [tracy.miller@co.travis.tx.us](mailto:tracy.miller@co.travis.tx.us)  
Mailing Address:  
TRAVIS CO. SHERIFF'S OFFICE  
PO Box 1748  
5555 Airport Blvd, Suite 300  
Austin, TX 78767

This Agency filed a full report because:

Our agency chooses to fully report even though it qualifies for the partial exemption.

Certification to This Report 2.132 (Tier 2) – Full Report

Article 2.132(b) CCP Law Enforcement Policy on Racial Profiling

TRAVIS CO. SHERIFF'S OFFICE has adopted a detailed written policy on racial profiling. Our policy:

- (1) clearly defines acts constituting racial profiling;
- (2) strictly prohibit peace officers employed by the TRAVIS CO. SHERIFF'S OFFICE from engaging in racial profiling;
- (3) implements a process by which an individual may file a complaint with the TRAVIS CO. SHERIFF'S OFFICE if the individual believes that a peace officer employed by the TRAVIS CO. SHERIFF'S OFFICE has engaged in racial profiling with respect to the individual;
- (4) provides public education relating to the agency's complaint process;
- (5) requires appropriate corrective action to be taken against a peace officer employed by the TRAVIS CO. SHERIFF'S OFFICE who, after an investigation, is shown to have engaged in racial profiling in violation of the TRAVIS CO. SHERIFF'S OFFICE's policy adopted under this article;
- (6) require collection of information relating to motor vehicle stops in which a citation is issued and to arrests made as a result of those stops, including information relating to:
  - (A) the race or ethnicity of the individual detained;
  - (B) whether a search was conducted and, if so, whether the individual detained consented to the search; and

(C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual; and

(7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit an annual report of the information collected under Subdivision (6) to:

(A) the Commission on Law Enforcement Officer Standards and Education; and

(B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

**I certify these policies are in effect.**

Executed by: **GREGORY M. HAMILTON**

Chief Administrator

TRAVIS CO. SHERIFF'S OFFICE

Date: 02/15/2012

## TRAVIS CO. SHERIFF'S OFFICE Motor Vehicle Racial Profiling Information

### Gender:

1. **8199** Female
2. **13796** Male
3. **21995 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Race or Ethnicity:

4. **2516** African
5. **629** Asian
6. **12721** Caucasian
7. **5888** Hispanic
8. **211** Middle Eastern
9. **30** Native American
10. **21995 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Race or Ethnicity known prior to stop?

11. **975** Yes
12. **21020** No
13. **21995 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Reason for stop:?

14. **2892** Violation of law other than traffic
15. **0** Pre-existing knowledge (i.e. warrant)
16. **13707** Moving Traffic Violation
17. **5396** Vehicle Traffic Violation (Equipment, Inspection or Registration)
18. **21995 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Search conducted?**

- 19. **1283** Yes
- 20. **20712** No

21. **21995 Total**

**Reason for search?**

- 22. **503** Consent
- 23. **74** Contraband/evidence in plain sight
- 24. **468** Probable cause or reasonable suspicion
- 25. **25** Inventory search performed as result of towing
- 26. **213** Incident to arrest/warrant

27. **1283 Total** (must equal line 19)

**Contraband discovered?**

- 28. **333** Yes
- 29. **950** No

30. **1283 Total** (must equal line 19)

**Description of Contraband**

- 31. **247** Illegal drugs/drug paraphernalia
- 32. **0** Currency
- 33. **10** Weapons
- 34. **0** Alcohol
- 35. **76** Stolen property
- 36. **0** Other

37. **333 Total** (must equal line 28)

**Arrest result of stop or search:**

- 38. **256** Yes
- 39. **21739** No

40. **21995 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Arrest based on:**

- 41. 175 Violation of the Penal Code
- 42. 0 Violation of a Traffic Law
- 43. 0 Violation of City Ordinance
- 44. 81 Outstanding Warrant

**Street address or approximate location of the stop:**

- 45. 2045 City Street
- 46. 0 US Highway
- 47. 19950 County Road
- 48. 0 Private Property or Other

**Written warning or a citation as a result of the stop:**

- 49. 21366 Yes
- 50. 629 No

51. 21995 Total

TRAVIS CO. SHERIFF'S OFFICE has submitted electronically the analysis in PDF format required by 2.134 CCP(c) which contains

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) evaluate and compare the number of motor vehicle stops, within the applicable jurisdiction, of persons who are recognized as racial or ethnic minorities and persons who are not recognized as racial or ethnic minorities; and

(B) examine the disposition of motor vehicle stops made by officers employed by the agency, categorized according to the race or ethnicity of the affected persons, as appropriate, including any searches resulting from stops within the applicable jurisdiction; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

**I certify the analysis meets the above requirements.**

Executed by: **GREGORY M. HAMILTON**

Chief Administrator

TRAVIS CO. SHERIFF'S OFFICE

Date: 02/15/2012

**2011 Racial Profiling Report  
Tier 2 Report TCLEOSE**

	<b>Gender:</b>	<b>Total</b>
Female		8,199
Male		13,796
<b>Total</b>		<b>21,995</b>

	<b>Race or Ethnicity:</b>	<b>Total</b>
African		2,516
Asian		629
Caucasian		12,721
Hispanic		5,888
Middle Eastern		211
Native American		30
<b>Total</b>		<b>21,995</b>

	<b>Race or Ethnicity known prior to stop:</b>	<b>Total</b>
Yes		975
No		21,020
<b>Total</b>		<b>21,995</b>

	<b>Reason for stop:</b>	<b>Total</b>
Violation of law other than traffic		2,892
Pre-existing knowledge (warrant)		0
Moving Traffic Violation (Hazardous)		13,707
Vehicle Traffic Violation (Equipment)		5,396
<b>Total</b>		<b>21,995</b>

	<b>Search conducted:</b>	<b>Total</b>
Yes		1,283
No		20,712
<b>Total</b>		<b>21,995</b>

	<b>Reason for search:</b>	<b>Total</b>
Consent		503
Contraband / evidence in plain sight		74
Probable cause or reasonable suspicion		468
Inventory search performed as result of towing		25
Incident to warrant / arrest		213
<b>Total</b>		<b>1,283</b>

	<b>Contraband discovered:</b>	<b>Total</b>
Yes		1,283
No		20,712
<b>Total</b>		<b>21,995</b>

<b>Description of contraband:</b>	<b>Total</b>
Illegal drugs / drug paraphernalia	247
Currency	0
Weapons	10
Alcohol	0
Stolen property	76
Other	0
<b>Total</b>	<b>333</b>

<b>Arrest result of stop or search:</b>	<b>Total</b>
Yes	256
No	21,739
<b>Total</b>	<b>21,995</b>

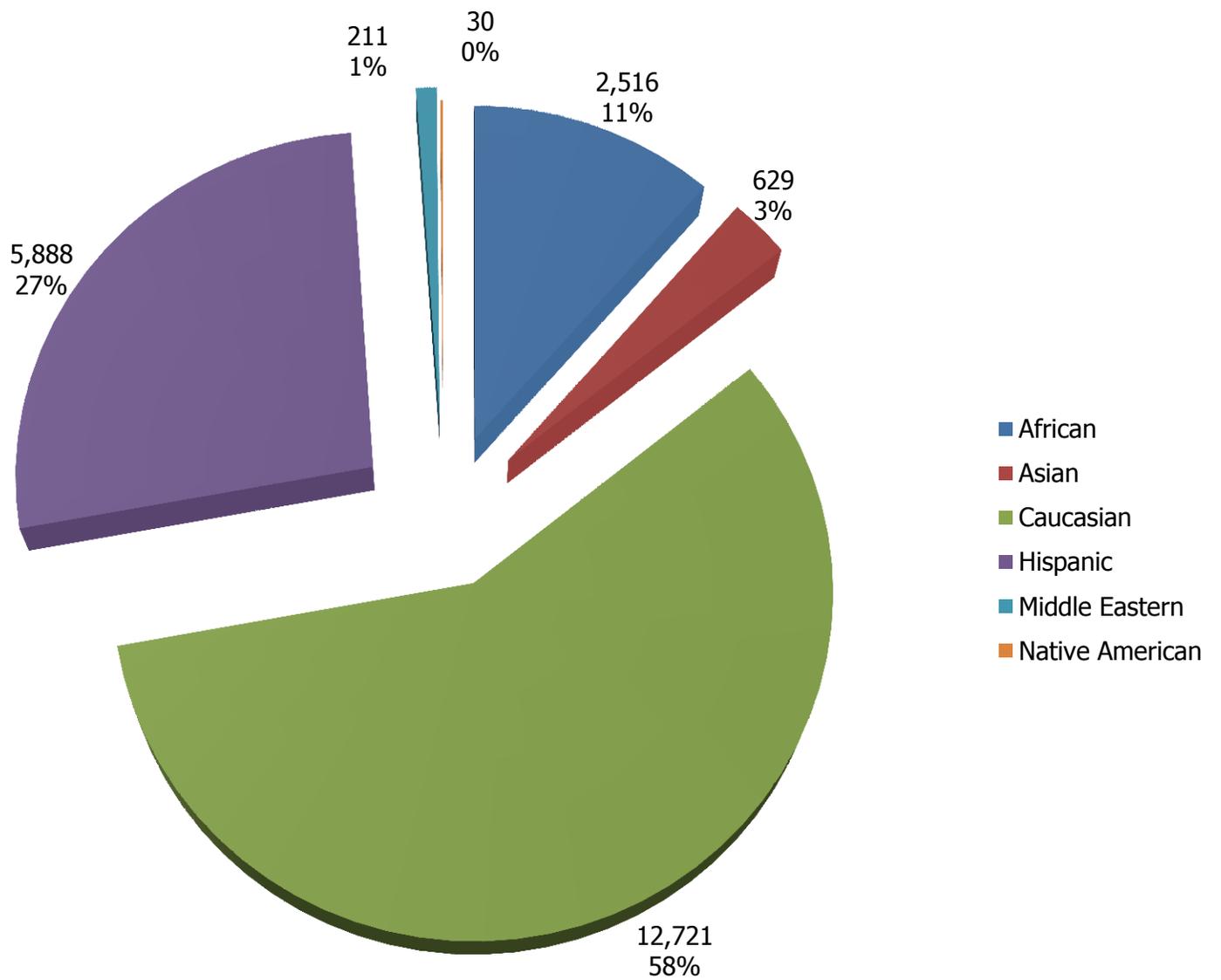
<b>Arrest based on:</b>	<b>Total</b>
Violation of the Penal Code	175
Violation of a Traffic Law	0
Violation of City Ordinance	0
Outstanding Warrant	81
<b>Total</b>	<b>256</b>

<b>Street address or approximate location of the stop:</b>	<b>Total</b>
City Street	2,045
US Highway	0
County Road	19,950
Private Property or Other	0
<b>Total</b>	<b>21,995</b>

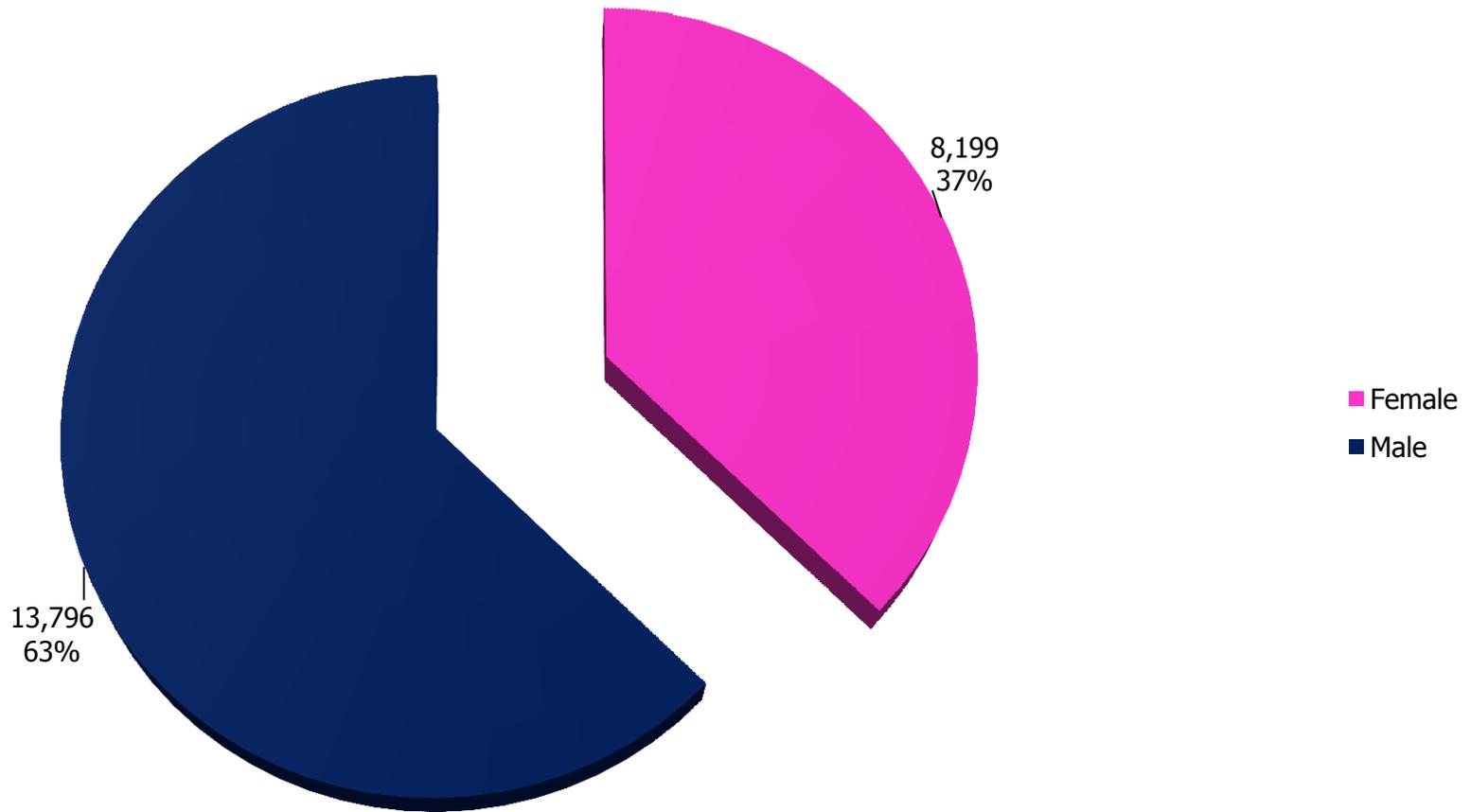
<b>Written Warning or Citation as a result of stop:</b>	<b>Total</b>
Yes	21,366
No	629
<b>Total</b>	<b>21,995</b>

<b>What was issued:</b>	<b>Total</b>
CIT	9,123
WRN	12,243
OTH	629
<b>Total</b>	<b>21,995</b>

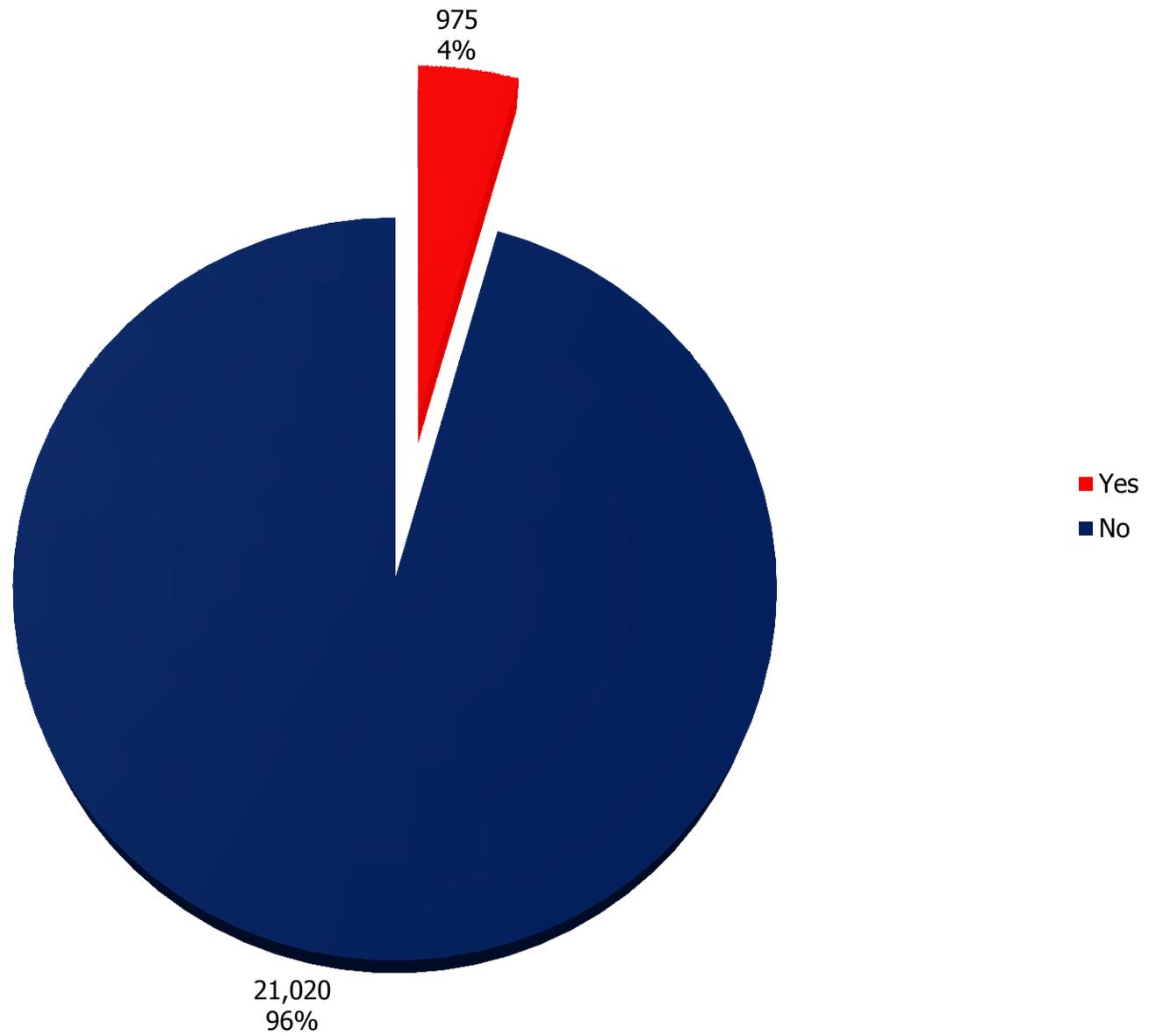
2011 Race  
Breakdown



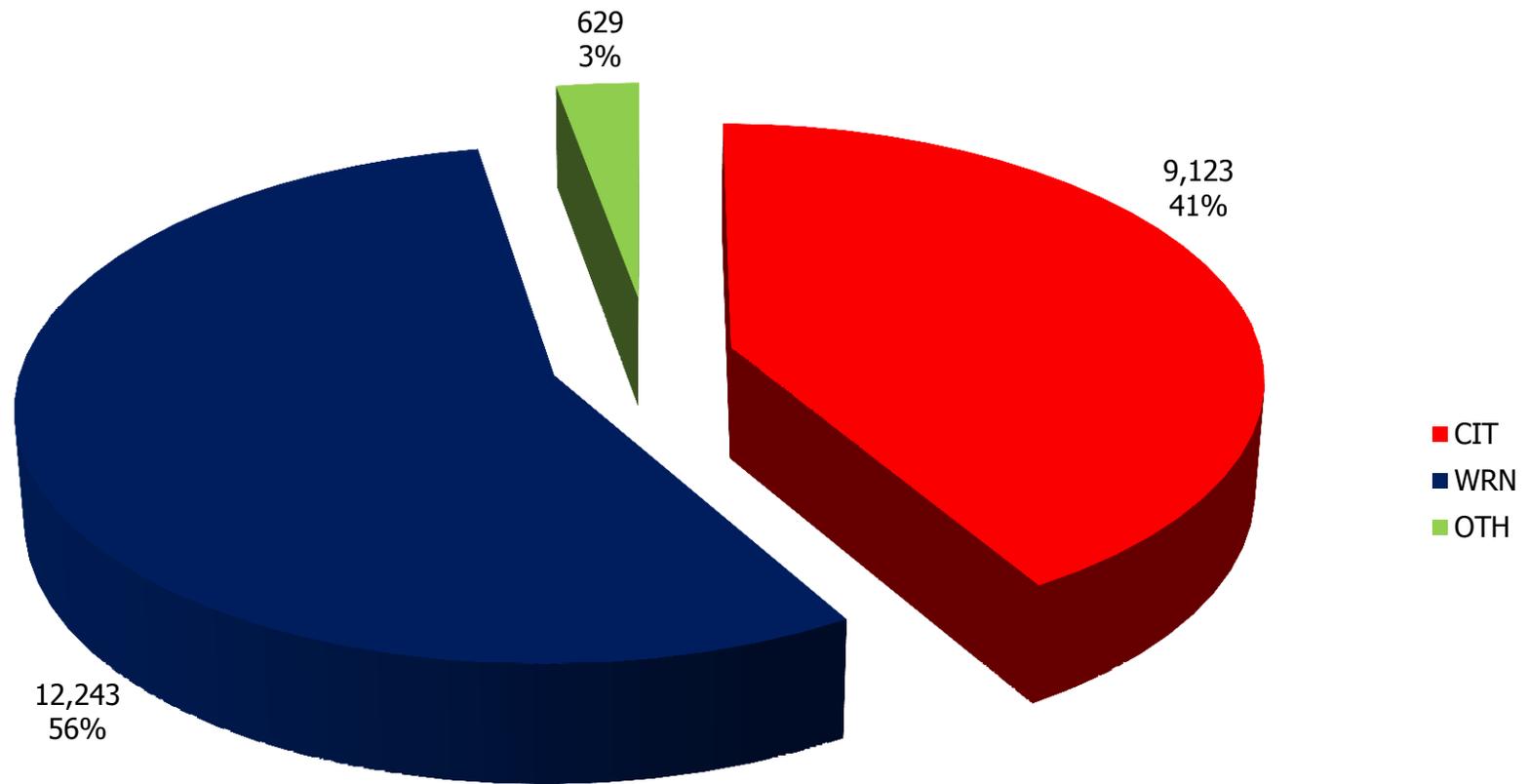
2011 Gender  
Breakdown



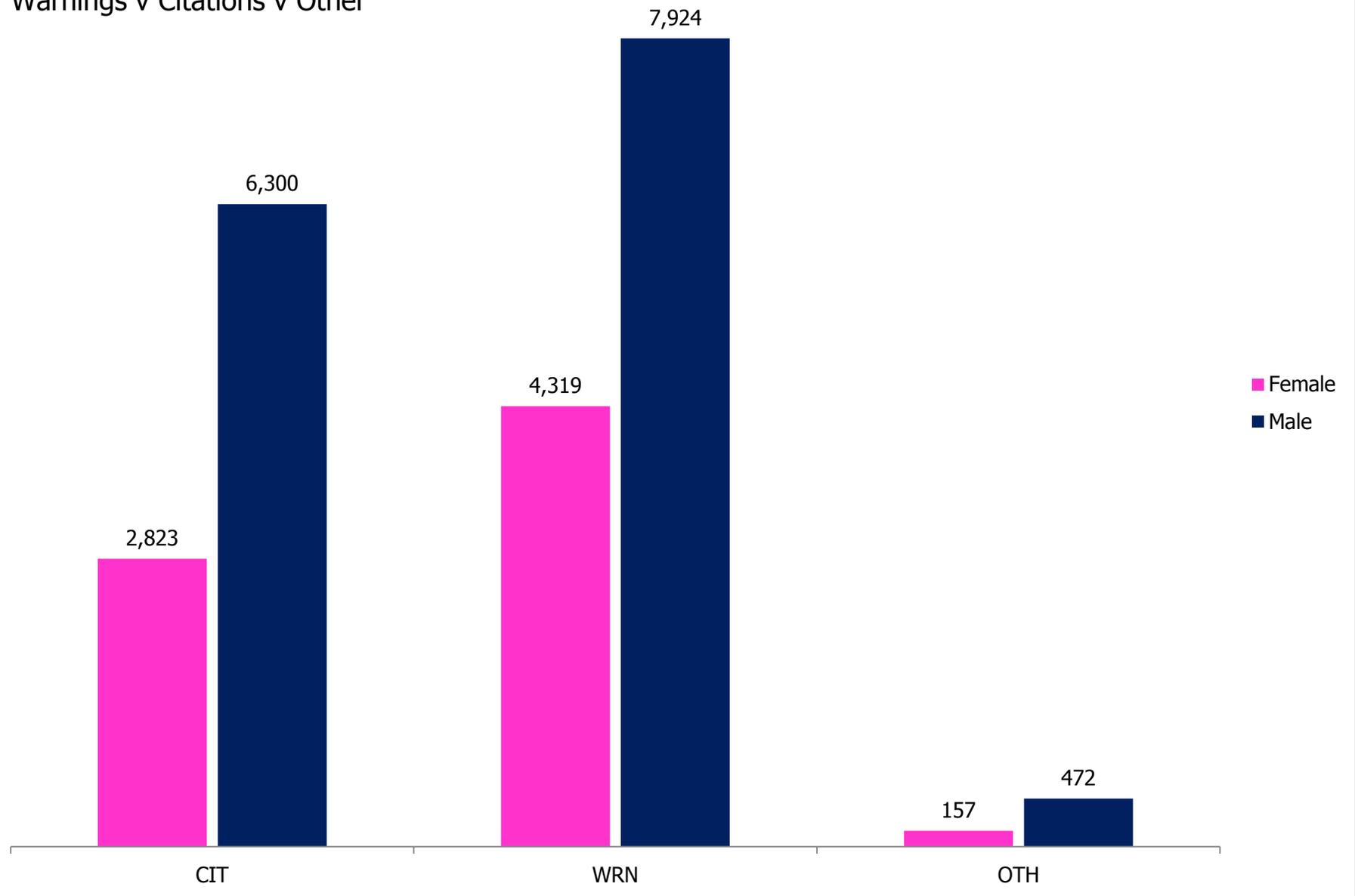
2011 Did you know  
the Race or Ethnicity  
Prior to the Stop?



2011 What was the reason for the stop?



2011 Female v Male  
Warnings v Citations v Other



## **RACIAL PROFILING COMPLAINTS**

The Internal Affairs division of the Travis County Sheriff's Office reported no complaints of racial profiling in 2011.

## **ADDITIONALLY**

There are 1,744 records not included in the report. They were either listed as "unknown" or "other" for race or gender; or one of the other mandatory fields were left blank and it was unclear where we were to count the record. As it is a significant number they are included below.

<b>Totals</b>	<b>Reason &amp; Category</b>
477	Were deleted because the RACE field was left blank
154	Were deleted because there was a "?" in the RACE field
1	Was deleted because the ETHNICITY field was left blank
4	Were deleted because the DID you Know the RACE or ETHNICITY of the Violator Prior to the Stop field was left blank
1,005	Were deleted because the LOCATION of Contact field was left blank
103	Were deleted because there was a "?" in the LOCATION of Contact field
<b>1,744</b>	<b>TOTAL records deleted due to entry error</b>