

# Item C4



## Travis County Commissioners Court Agenda Request

**Meeting Date:** Tuesday, February 26, 2013

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

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

**Commissioners Court Sponsor:** Judge Samuel T. Biscoe

### **AGENDA LANGUAGE:**

Receive state required Racial Profiling Report for calendar year 2012 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:**

N/A

### **ISSUES AND OPPORTUNITIES:**

N/A

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

N/A

### **REQUIRED AUTHORIZATIONS:**

N/A

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to the County Judge's office, [agenda@co.travis.tx.us](mailto:agenda@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:** 02/15/2013  
**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)

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: 02/15/2013

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

### Gender:

1. **10202** Female
2. **17213** Male
3. **27415 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Race or Ethnicity:

4. **3275** African
5. **866** Asian
6. **15064** Caucasian
7. **7805** Hispanic
8. **363** Middle Eastern
9. **42** Native American
10. **27415 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Race or Ethnicity known prior to stop?

11. **690** Yes
12. **26725** No
13. **27415 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

### Reason for stop:?

14. **1333** Violation of law other than traffic
15. **28** Pre-existing knowledge (i.e. warrant)
16. **18406** Moving Traffic Violation
17. **7648** Vehicle Traffic Violation (Equipment, Inspection or Registration)
18. **27415 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Search conducted?**

- 19. 547 Yes
- 20. 26868 No

21. 27415 Total

**Reason for search?**

- 22. 225 Consent
- 23. 46 Contraband/evidence in plain sight
- 24. 170 Probable cause or reasonable suspicion
- 25. 4 Inventory search performed as result of towing
- 26. 102 Incident to arrest/warrant

27. 547 Total (must equal line 19)

**Contraband discovered?**

- 28. 120 Yes
- 29. 427 No

30. 547 Total (must equal line 19)

**Description of Contraband**

- 31. 70 Illegal drugs/drug paraphernalia
- 32. 0 Currency
- 33. 6 Weapons
- 34. 9 Alcohol
- 35. 34 Stolen property
- 36. 1 Other

37. 120 Total (must equal line 28)

**Arrest result of stop or search:**

- 38. 90 Yes
- 39. 27325 No

40. 27415 Total (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Arrest based on:**

- 41. **90** Violation of the Penal Code
- 42. **0** Violation of a Traffic Law
- 43. **0** Violation of City Ordinance
- 44. **0** Outstanding Warrant

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

- 45. **2086** City Street
- 46. **0** US Highway
- 47. **25329** County Road
- 48. **0** Private Property or Other

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

- 49. **27360** Yes
- 50. **55** No
- 51. **27415** 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: 02/15/2013

Racial Profile Tier 2 - E-CITES
GENDER
5336 Female
7820 Male
0 Other
<b>13,156 Total</b>

Racial Profile Tier 2 - PATROL
GENDER
4866 Female
9393 Male
0 Other
<b>14,259 Total</b>

Racial Profile Tier 2 - COMBINED
GENDER
10202 Female
17213 Male
0 Other
<b>27,415 Total</b>

RACE
1393 African
422 Asian
7206 Caucasian
3859 Hispanic
189 Middle Eastern
32 Native American
55 Other
<b>13,156 Total</b>

RACE
1882 African
444 Asian
7627 Caucasian
3946 Hispanic
174 Middle Eastern
10 Native American
176 Other
<b>14,259 Total</b>

RACE
3275 African
866 Asian
14833 Caucasian
7805 Hispanic
363 Middle Eastern
42 Native American
231 Other
<b>27,415 Total</b>

RACE KNOWN
152 Yes
13004 No
<b>13,156 Total</b>

RACE KNOWN
538 Yes
13721 No
<b>14,259 Total</b>

RACE KNOWN
690 Yes
26725 No
<b>27,415 Total</b>

REASON for STOP
15 Violation other than
11 Pre-existing
11550 Moving Traffic
837 Vehicle Traffic Violation
743 Other
<b>13,156 Total</b>

REASON for STOP
370 Violation other than
17 Pre-existing
6856 Moving Traffic
6811 Vehicle Traffic Violation
205 Other
<b>14,259 Total</b>

REASON for STOP
385 Violation other than
28 Pre-existing
18406 Moving Traffic
7648 Vehicle Traffic Violation
948 Other
<b>27,415 Total</b>

SEARCH Conducted
56 Yes
13100 No
<b>13,156 Total</b>

SEARCH Conducted
491 Yes
13768 No
<b>14,259 Total</b>

SEARCH Conducted
547 Yes
26868 No
<b>27,415 Total</b>

REASON for Search
12 Consent
0 Contraband/plain site
21 PC or reasonable susp
0 Impound
23 Incident to arrest
<b>56 Total</b>

SEARCH Conducted
213 Consent
46 Contraband/plain site
149 PC or reasonable susp
4 Impound
79 Incident to arrest
<b>491 Total</b>

SEARCH Conducted
225 Consent
46 Contraband/plain site
170 PC or reasonable susp
4 Impound
102 Incident to arrest
<b>547 Total</b>

CONTRABAND Discovered
28 No
28 Yes
<b>56 Total</b>

CONTRABAND Discovered
14167 No
92 Yes
<b>14,259 Total</b>

CONTRABAND Discovered
14195 No
120 Yes
<b>14,315 Total</b>

Racial Profile Tier 2 - E-CITES
DESCRIPTION of Contraband
16 Illegal drugs
0 Currency
2 Weapons
9 Alcohol
0 Evidence
1 Other
<b>28 Total</b>

Racial Profile Tier 2 - PATROL
DESCRIPTION of Contraband
54 Illegal drugs
0 Currency
4 Weapons
0 Alcohol
34 Evidence
0 Other
<b>92 Total</b>

Racial Profile Tier 2 - COMBINED
DESCRIPTION of Contraband
70 Illegal drugs
0 Currency
6 Weapons
9 Alcohol
34 Evidence
1 Other
<b>120 Total</b>

ARREST Result of STOP
29 Yes
13127 No
<b>13,156 Total</b>

ARREST Result of STOP
61 Yes
14198 No
<b>14,259 Total</b>

ARREST Result of STOP
90 Yes
27325 No
<b>27,415 Total</b>

ARREST Based On
0 Violation of Penal Code
0 Violation of Traffic Law
0 Violation City Ordinance
0 Outstanding Warrant
<b>0 Total</b>

ARREST Based On
90 Violation of Penal Code
0 Violation of Traffic Law
0 Violation City Ordinance
0 Outstanding Warrant
<b>90 Total</b>

ARREST Based On
90 Violation of Penal Code
0 Violation of Traffic Law
0 Violation City Ordinance
0 Outstanding Warrant
<b>90 Total</b>

STOP Location
1152 City Street
12004 County Road
<b>13,156 Total</b>

STOP Location
934 City Street
13325 County Road
<b>14,259 Total</b>

STOP Location
2086 City Street
25329 County Road
<b>27,415 Total</b>

WRITTEN WRN or CIT Given
13156 Yes
0 No
<b>13,156 Total</b>

WRITTEN WRN or CIT Given
14204 Yes
55 No
<b>14,259 Total</b>

WRITTEN WRN or CIT Given
27360 Yes
55 No
<b>27,415 Total</b>

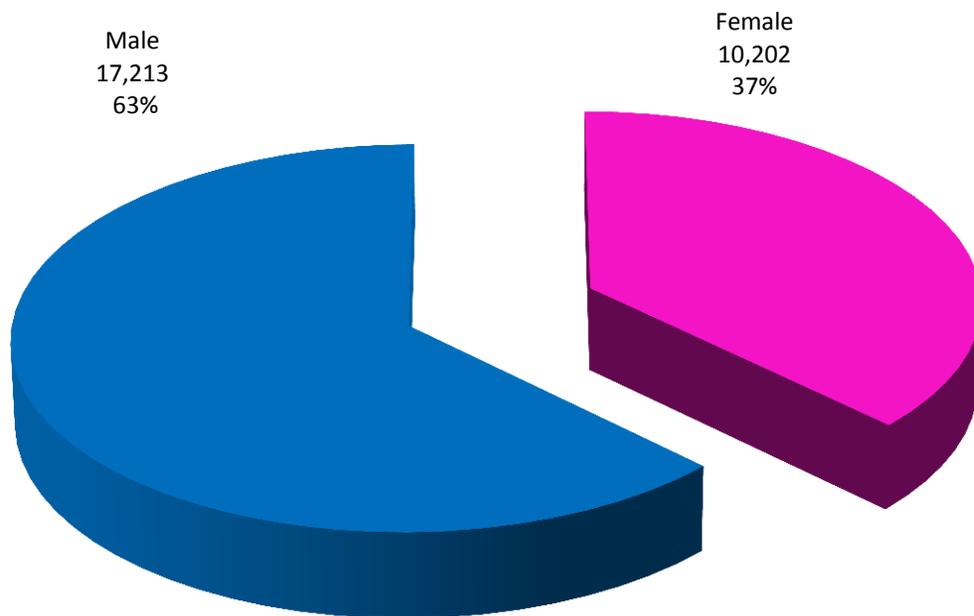
## RACIAL PROFILING COMPLAINTS

The Internal Affairs division of the Travis County Sheriff's Office reported no complaints of racial profiling in 2012.

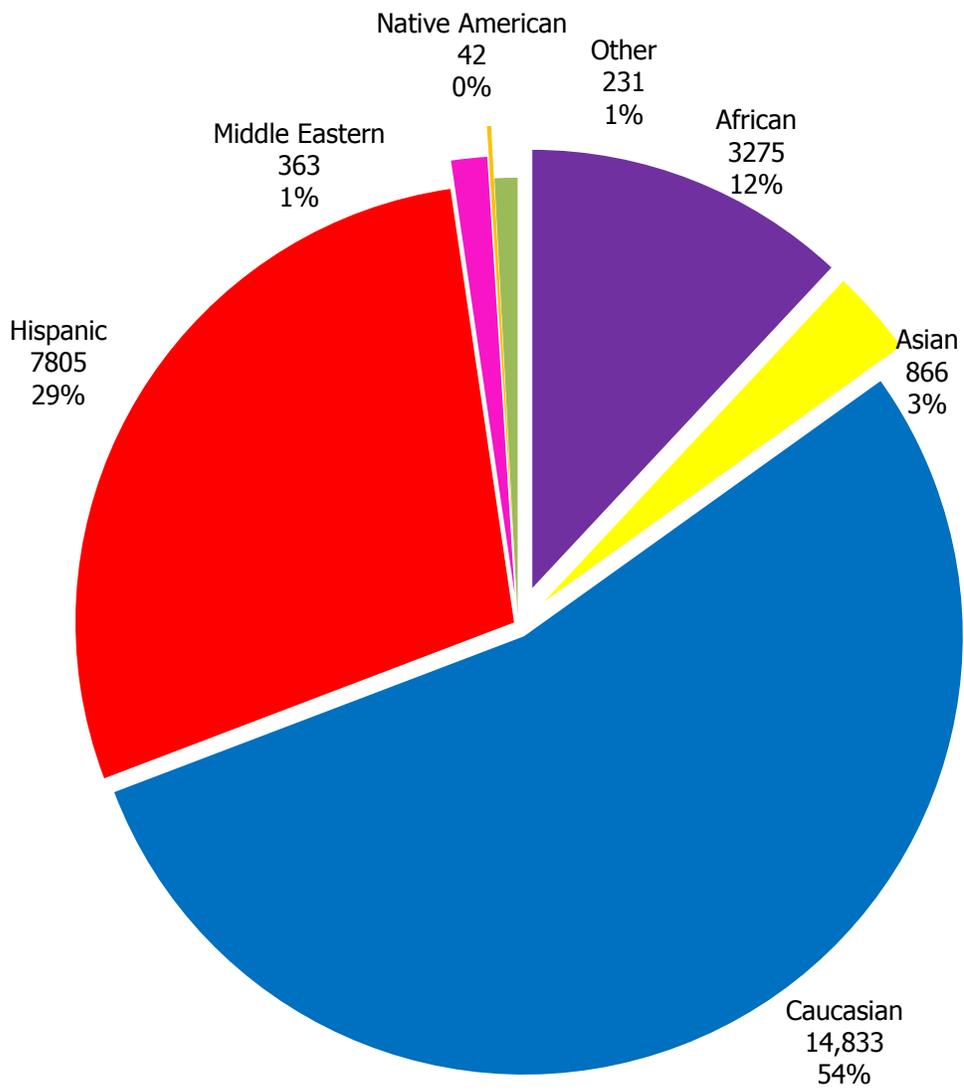
### ADDITIONALLY

There are 3,271 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.

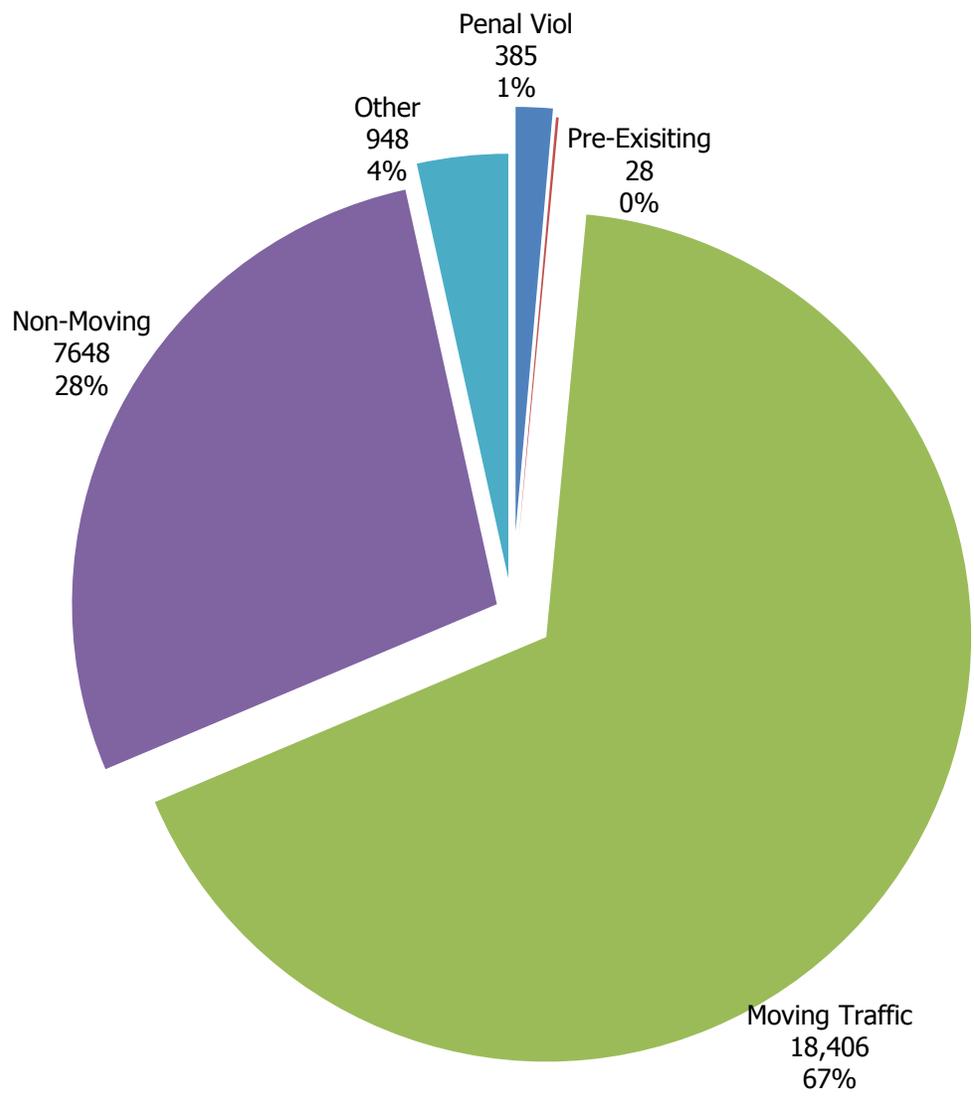
Totals	Reason & Category
35	Were deleted because there was a "?" in the RACE field
13	Were deleted because there was a "?" in the GENDER field
15	Were deleted because there was a "?" in the DID you Know the RACE or ETHNICITY of the Violator Prior to the Stop field was left blank
199	Were deleted because the DID you Know the RACE or ETHNICITY of the Violator Prior to the Stop field was left blank
146	Were deleted because there was a "?" in the REASON for the STOP field
88	Were deleted because there was a "?" in the LOCATION of Contact field
1887	Were deleted because the LOCATION of Contact field was left blank
39	Were deleted because there was a "?" in the REASON for CONTACT field
93	Were deleted because there was a "?" in the SEARCH field
526	Were deleted because there was a "?" in the WHAT was SEARCHED field
5	Were deleted because there was a "?" in the What CONTRABAND was Found field
126	Were deleted because they were UNATTENDED VEHICLES
99	Were deleted for other reasons
<b>3,271</b>	<b>TOTAL records deleted due to entry error</b>



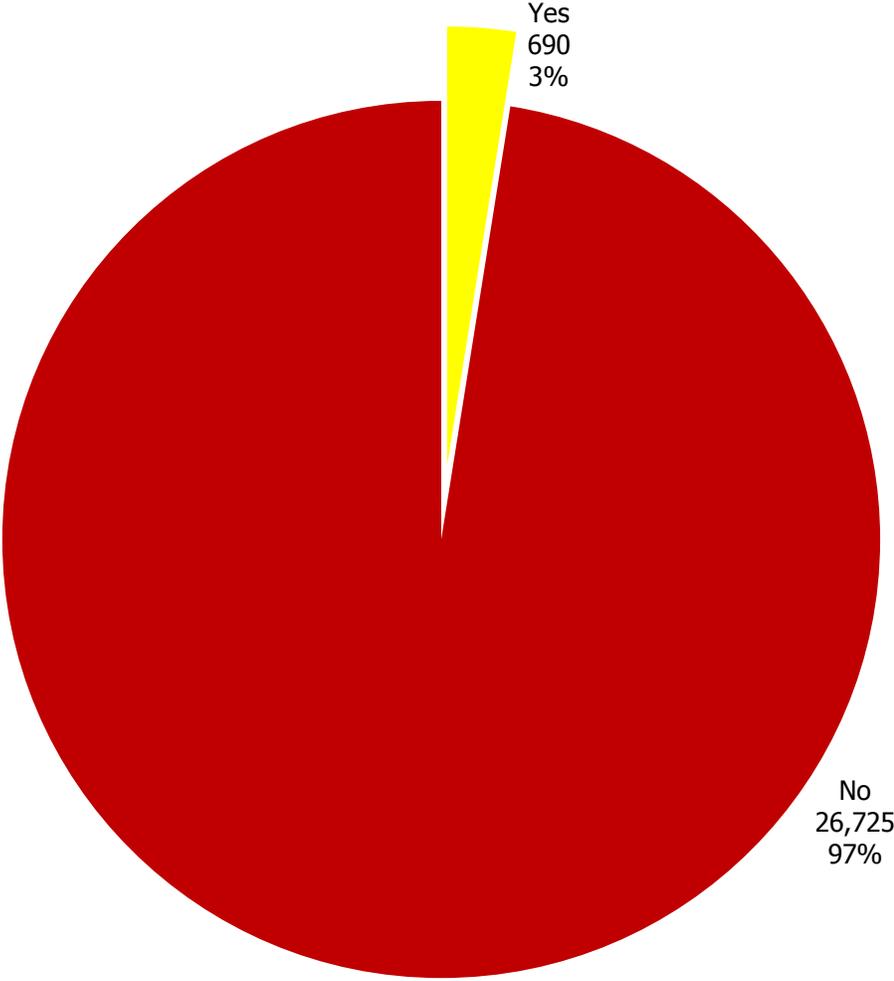
## Gender



## Race / Ethnicity



## Reason for stop



**Did you know the race before?**