

# MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight

Audits and Inspections Unit



**Passenger Contact Inspection: October 2022**

Inspection Report # BI2022-0154

The Audits and Inspections Unit (AIU) of the Sheriff's Office Bureau of Internal Oversight (BIO) conducts passenger contact inspections on a monthly basis to ensure proper supervision, adherence with MCSO policies, compliance with the Melendres Order and established local and federal law. A total of 35 traffic stops are selected each month for review. To achieve inspection results the inspector will utilize the Vehicle Stop Contact Form, Citation/Warning, Incidental Contact Receipt, CAD printout, JWI Printout (if applicable) AIU-designed Matrix, Inspection Report Template Form, and Body Worn Camera footage files.

Inspection BI2022-0154 examines traffic stops with passenger contact documented on the Vehicle Stop Contact Forms contained in the TraCS database, for the time period of 10/1/2022 to 10/31/2022. To accomplish this task TraCS data was examined for those traffic stops with passenger contact documented on the Vehicle Stop Contact Forms for this period. These stops have been uniformly inspected utilizing a matrix developed by the Audits and Inspections Unit in accordance with the procedures outlined in policy and the AIU Operations Manual. In the inspection, a "reasonable person" standard will be utilized by inspectors.

**Compliance Objectives:**

- Did the deputy identify any passenger(s) by name, DOB, or ask investigative questions?
- Did the deputy complete a citation, warning or incidental contact form for each individual who was identified by name, DOB, or asked investigative questions?
- Did the deputy provide a copy of the citation, warning or incidental contact form to each individual who was identified by name, DOB, or asked investigative questions?
- If a passenger was contacted, did it cause the stop to be extended longer than necessary, if yes was the reason indicated on the VSCF?

**Criteria:**

- MCSO Policy EA-11, Arrest Procedures
- MCSO Policy EB-1, Traffic Enforcement, Violator Contacts, and Citation Issuance
- MCSO Policy EB-2, Traffic Stop Data Collection
- MCSO Policy GJ-3, Search and Seizure
- MCSO Policy GJ-35, Body-Worn Cameras

**Conditions:**

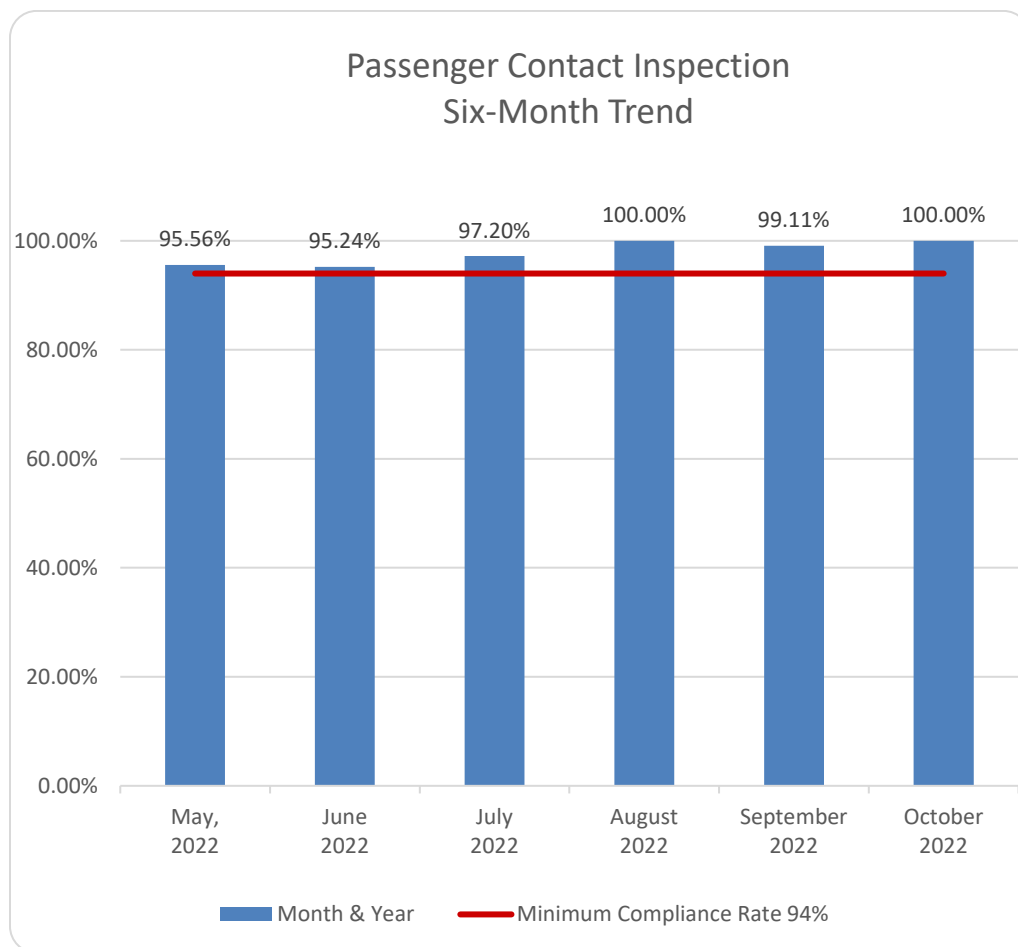
MCSO is to randomly select 35 traffic stops meeting the criteria. During the month of October 2022 there were 32 traffic stops with passenger contact documented on the Vehicle Stop Contact Forms. Of the 32 traffic stops meeting the criteria, all were selected for review. One of the traffic stops selected for this inspection was also selected for the Traffic Stop Data Inspection and was removed from this inspection in accordance with the methodology. All of the remaining 31 traffic stops with passenger contact documented on the Vehicle Stop Contact Forms were reviewed for October. Additionally, while 10 are to be selected for Body-Worn Camera review, it should be noted that rounding during the selection process resulted in 11 stops selected for BWC review. The inspector viewed four additional videos for clarification purposes, for a total of 15 traffic stops selected for Body-Worn Camera review.

**Results:**

Each traffic stop will be counted as one inspection and all applicable matrix criteria inspection points will factor into an over-all compliance score. Each traffic stop utilized four matrix criteria inspection points for a total of 124 potential matrix criteria inspection points. From the total of 124 potential inspection points those determined to be Not Applicable (N/A) or not verifiable will be removed from the overall compliance percentage. For example, this month

there were 30 inspection points determined to be N/A and 5 inspection points that were not verifiable, resulting in 89 total inspection points.

The compliance rates of the provided traffic stop sample, utilizing the four matrix criteria inspection points, resulted in an overall average compliance rate of **100.00%** for October 2022, as illustrated in the graph below.



Results of the review of traffic stops with passenger contact documented on the Vehicle Stop Contact Form:

Inspection Elements	In Compliance	Not In Compliance	Not Verifiable	N/A	Total Inspected	Compliance Rate
Did the deputy identify any passenger(s) by name, DOB, or ask investigative questions?	16	0	0	15	16	100.00%
Did the deputy complete a citation, warning or incidental contact form for each individual who was identified by name, DOB, or asked investigative questions?	31	0	0	0	31	100.00%
Did the deputy provide a copy of the citation, warning or incidental contact form to each individual who was identified by name, DOB, or ask investigative questions?	26	0	5	0	26	100.00%
If a passenger was contacted, did it cause the stop to be extended longer than necessary, if yes was the reason indicated on the VSCF?	16	0	0	15	16	100.00%
<b>Overall Compliance with inspection requirements</b>	<b>89</b>	<b>0</b>	<b>5</b>	<b>30</b>	<b>89</b>	<b>100.00%</b>

**Conclusion:**

Of the potential 124 matrix criteria inspection points there were 89 inspection points used to determine the compliance ratio. There were no compliance deficiencies resulting in a **100.00%** compliance rate for October 2022. There was one non-compliance deficiency.

**Action Required:**

AIU will provide the inspection report to the affected Division to address the following stop and non-compliance deficiency via the Bio Action Form Process:

**District 3:****Non-Compliance Deficiency**

<b>District</b>	<b>MC#</b>	<b>Employee</b>	<b>Supervisor</b>	<b>Commander</b>
3	Redacted	Deputy	Sergeant	Captain
<b>Non-Compliance Deficiency</b>				
<p>The deputy had the vehicle towed per ARS 28-3511 but failed to conduct an inventory of the interior and trunk areas. (Policy GJ-3.8.G and EB-5.5.A)</p> <p>Inspector Note: The deputy had the vehicle towed but indicated no search on both the VSCF and the IR. BWC review shows the vehicle was towed with no inventory conducted.</p>				

**Unless noted above in a deficiency table, there were no prior BIO Action Forms similar in nature during the past twelve (12) months or supervisor notes for the perceived deputy deficiencies.**

A total of 1 BIO Action Form is required from the affected division. **The form shall be completed utilizing Blue Team.** It is permissible to complete one BIO Action Form for a supervisor covering multiple potential deficiencies identified in this inspection.

Date Inspection Started: 11/9/2022  
Date Completed: 11/16/2022  
Timeframe Inspected: 10/1/2022-10/31/2022  
Assigned Inspector(s): Auditor Dave Paul B5459

I have reviewed this inspection report.

*Lt. Brian Arthur*

Lieutenant T. Brian Arthur, S1806  
Commander  
Audits and Inspections Unit

12/16/2022

Date