

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight
Audits and Inspections Unit



Post-stop Ethnicity Inspection - September 2022

Inspection Report# BI2022-0137

The Audits and Inspections Unit (AIU) of the Sheriff's Office Bureau of Internal Oversight (BIO) will conduct monthly inspections of the Post-Stop Perceived Ethnicity of drivers and passengers listed on the Vehicle Stop Contact Forms (VSCF) within the TraCS database. To achieve this, inspectors will utilize a list of Hispanic surnames provided by the United States Census Bureau and a random sample of Body-Worn Camera videos from each selected Hispanic driver. These entries will be uniformly inspected utilizing a matrix developed by the Audits and Inspections Unit in accordance with the procedures outlined in policies, EB-1, EB-2, GJ-35, CP-2, CP-5, and CP-8.

Compliance Objectives:

Utilizing the Post-Stop Perceived Ethnicity Inspection Matrix, review each selected Body Worn Camera video to ensure the following during September 2022:

- Drivers with Hispanic surnames identified as "White"
- Hispanic surname drivers with Passenger Post-Stop Perceived Ethnicity listed as "Unknown-Vision Obstructed"
- Hispanic drivers with Passenger Post-Stop Perceived Ethnicity Identified

Criteria:

MCSO Policy EB-1, *Traffic Enforcement, Violator Contacts, and Citation Issuance*

MCSO Policy EB-2, *Traffic Stop Data Collection*

MCSO Policy GJ-35, *Body-Worn Cameras*

MCSO Policy CP-2, *Code of Conduct*

MCSO Policy CP-5, *Truthfulness*

MCSO Policy CP-8, *Preventing Racial and Other Bias-Based Profiling*

Conditions:

Collectively there were a total of 1732 traffic stops made during the month of September 2022, of which 253 traffic stops met inspection criteria:

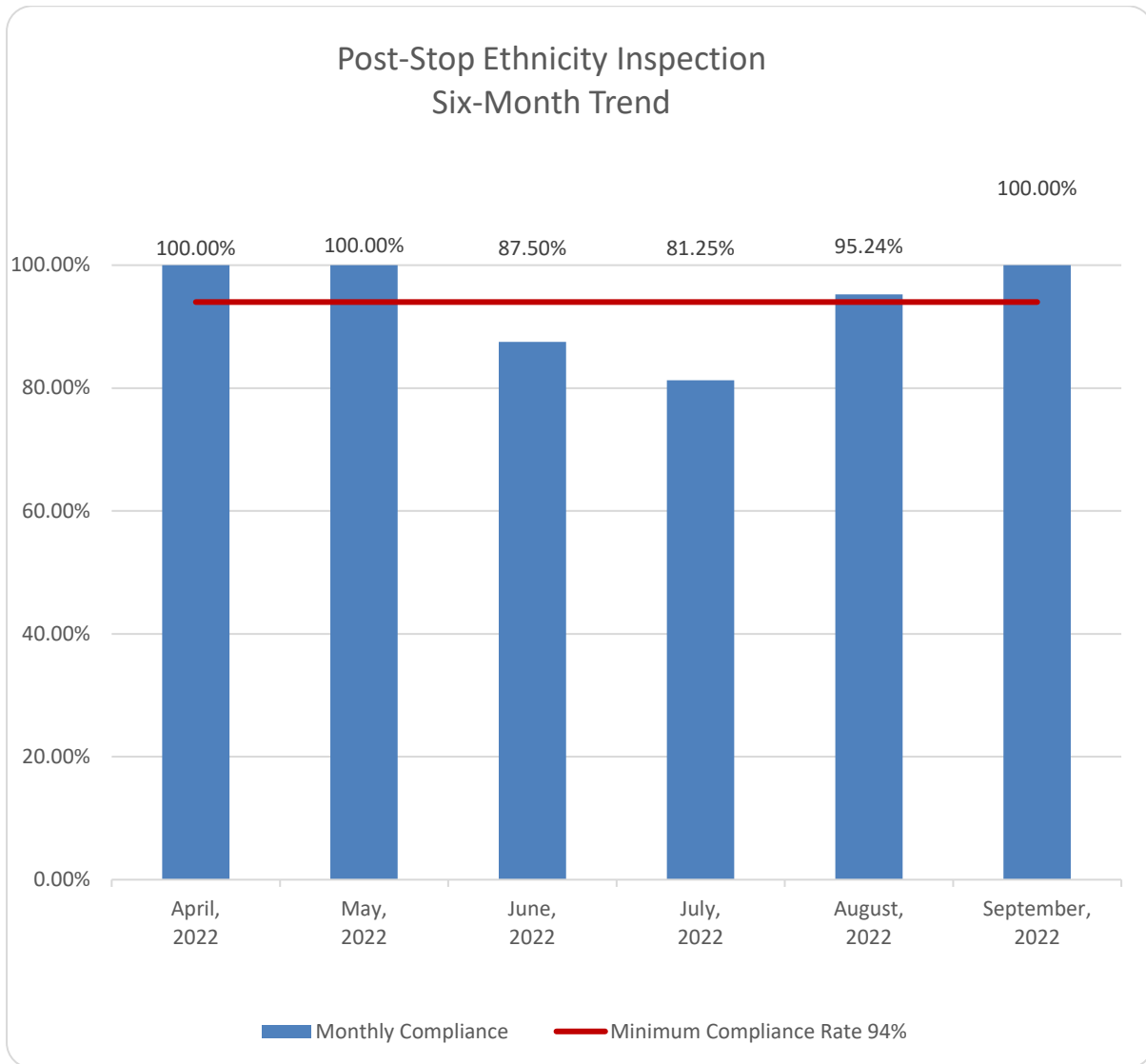
- 54 of the 253 traffic stops identified drivers with Hispanic surnames as "White."
- 9 of the 253 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 190 of the 253 traffic stops had Hispanic drivers with identified Passenger Post-Stop Perceived Ethnicity.

Out of 253 traffic stops the MCSO reviewed a total random sample of 29 traffic stops. These traffic stops included:

- 1) 10 stops for Hispanic surname drivers identified as "White"
 - *It is important to note that one of the stops was forwarded to PSB so it was not included in the totals*
- 2) 9 stops for Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed"
- 3) 10 stops for Hispanic drivers with Passenger Post-Stop Perceived Ethnicity Identified

In all inspections, a "reasonable person" standard was utilized by inspectors.

MCSO achieved a compliance rate of 100% in the Post-Stop Ethnicity Inspection for September 2022, as illustrated in the graph below:



The compliance rate of each inspection element is illustrated in the table below:

| Inspection Elements | Not In Compliance | In Compliance | Total Not Verifiable | Total Inspected | Compliance Rate |
|--|-------------------|---------------|----------------------|-----------------|-----------------|
| Drivers with Hispanic surnames identified as "White" on VSCF: Deputy's perception is consistent with inspector (review of BWC) | 0 | 9 | 0 | 9 | 100.00% |
| Hispanic surname drivers with passengers listed as "Unknown-Vision Obstructed": Deputy's perception is consistent with inspector (review of BWC) | 0 | 5 | 4 | 5 | 100.00% |
| Hispanic drivers with Passenger Post Stop Ethnicity identified: Deputy's perception is consistent with inspector (review of BWC) | 0 | 7 | 3 | 7 | 100.00% |
| Overall Compliance with inspection requirements | 0 | 21 | 7 | 21 | 100.00% |

The following deficiencies were noted during the inspection:

Lakes (1 BIO Action Form):

Non-Compliance Deficiency

| District | MC# | Date of Event | Deputy | Current Supervisor | Commander: |
|--|----------|---------------|--------|--------------------|------------|
| Lakes | Redacted | Redacted | Deputy | Sergeant | Captain |
| Deficiency | | | | | |
| Deputy did not activate BWC when the decision to stop vehicle was made. Policy EB-1.9.A | | | | | |
| Inspector Note: BWC video shows Deputy places camera in event mode as he is walking to violator vehicle. | | | | | |

Unless noted above in the deficiency table, there were no prior BIO Action Forms similar in nature or supervisor notes addressing the deficiencies.

Action Required:

With the resulting 100% compliance for *Inspection BI2022-0137*, a total of 1 BIO Action Form is requested from the affected division. **The form shall be completed utilizing Blue Team.**

Date Inspection Started: Oct 13, 2022
 Date Completed: Oct 20, 2022
 Timeframe Inspected: Sept 01 – 30, 2022
 Assigned Inspector(s): Sgt. Rob Levy S1881

I have reviewed this inspection report.

Lt. Brian Arthur
 Lt. T. Brian Arthur S1806
 Commander, Audits & Inspections Unit
 Bureau of Internal Oversight

11/29/2022
 Date