

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight
Audits and Inspections Unit



Post-stop Ethnicity Inspection - February 2023

Inspection Report# BI2023-0024

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 February 2023:

- 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 1630 traffic stops made during the month of February 2023, of which 192 traffic stops met inspection criteria:

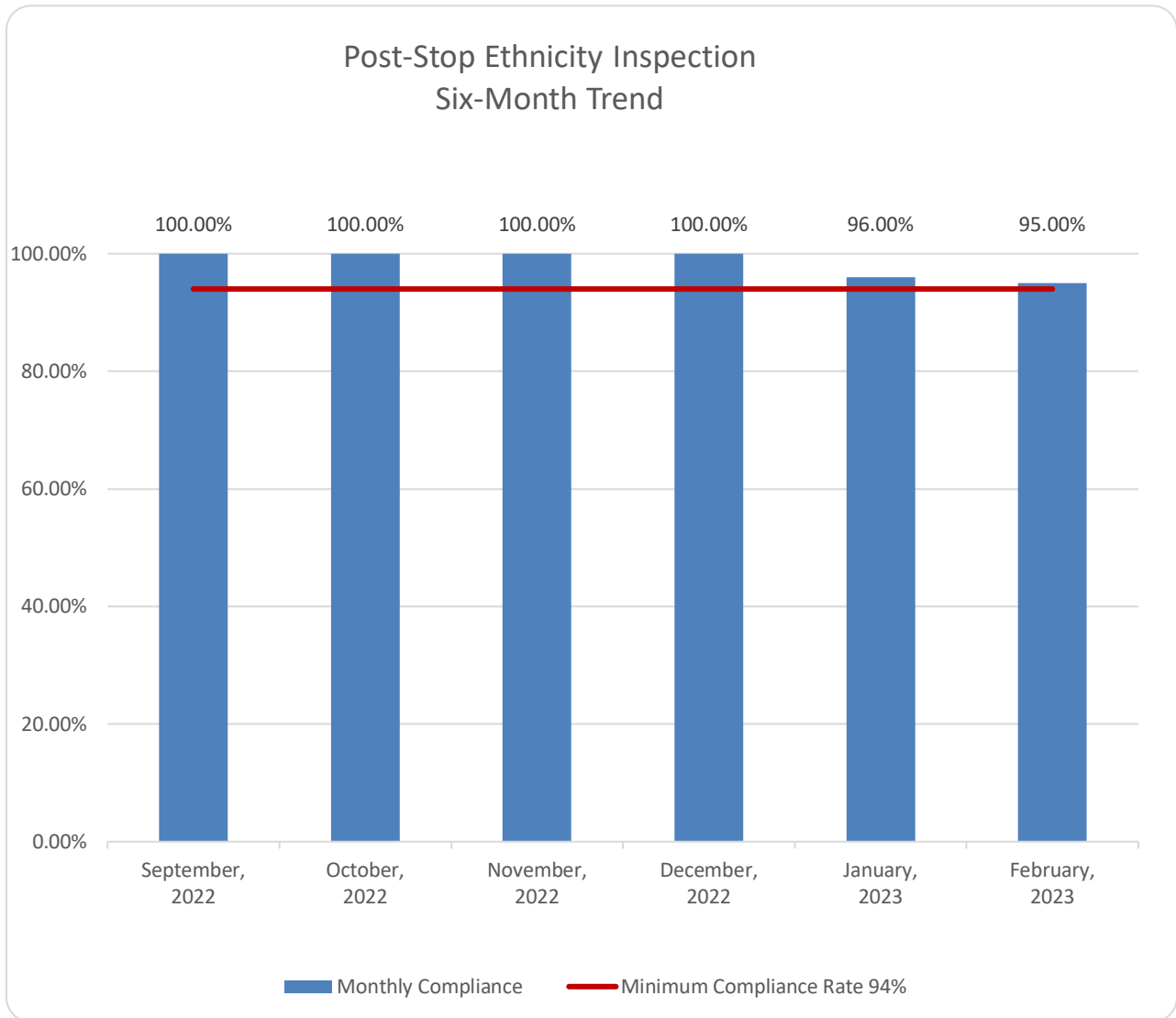
- 44 of the 192 traffic stops identified drivers with Hispanic surnames as "White."
- 7 of the 192 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 141 of the 192 traffic stops had Hispanic drivers with identified Passenger Post-Stop Perceived Ethnicity.

Out of 192 traffic stops the MCSO reviewed a total random sample of 27 traffic stops. These traffic stops included:

- 1) 10 stops for Hispanic surname drivers identified as "White"
- 2) 7 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 95% in the Post-Stop Ethnicity Inspection for February 2023, 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	10	0	10	100.00%
Hispanic surname drivers with passengers listed as "Unknown-Vision Obstructed": Deputy's perception is consistent with inspector (review of BWC)	1	3	3	4	75.00%
Hispanic drivers with Passenger Post Stop Ethnicity identified: Deputy's perception is consistent with inspector (review of BWC)	0	6	4	6	100.00%
Overall Compliance with inspection requirements	1	19	7	20	95.00%

The following deficiencies were noted during the inspection:

District 2 (1 BIO Action Form):

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity and gender as “unknown-vision obstructed” for passengers on the VSCF. The BWC video indicates the front seat passenger appears to be a male and the driver’s side rear seat passenger appears to be a female. Policy EB-2.2.A.3					

District 7 (1 BIO Action Form):

Non-Compliance Deficiency

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 7	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 while walking away from the violator vehicle. Deputy noted late activation on VSCF, nothing noted from supervisor.					

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 **95%** compliance for *Inspection BI2023-0024*, a total of **2** BIO Action Forms are requested from the affected divisions. **The forms shall be completed utilizing Blue Team.**

Date Inspection Started: Mar 27, 2023
Date Completed: Mar 30, 2023
Timeframe Inspected: Feb 01 – 28, 2023
Assigned Inspector(s): Sgt. Rob Levy S1881

I have reviewed this inspection report.

Lt. Brian Arthur

4/21/2023

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

Date