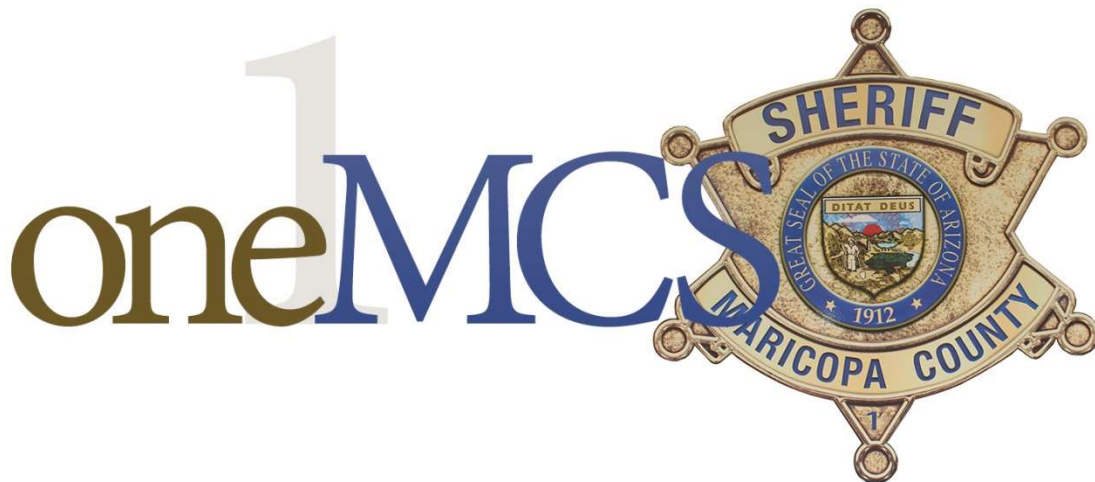


# MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight

Audits and Inspections Unit



**April 2020 Traffic Stop Data Inspection**

Inspection Report# BI2020-0048

**Background:**

The Audits and Inspections Unit (AIU) of the Bureau of Internal Oversight (BIO) inspects Traffic Stop Data collected in the TraCS system on a monthly basis. The purpose for the inspection is to ensure compliance with Office policies and to promote proper supervision. A total of 35 traffic stops are selected each month for review. To achieve inspection results the inspector will utilize the TraCS system, JWI, I-Net Viewer, Body-Worn Camera video, ([www.Evidence.com](http://www.Evidence.com)), and Communication Recordings. These entries will be uniformly inspected utilizing a matrix developed by the Bureau of Internal Oversight. Additionally, a JWI inquiry will be made on all deputies involved in the traffic stop to determine if a license and/or warrants check was run during the stop.

**Matrix Procedures:**

Utilize the *Traffic Stop Data Matrix* to inspect and ensure each traffic stop reviewed is within compliance with Office policies. Each Matrix Inspection Element is listed below in the results section of this report.

**Criteria:**

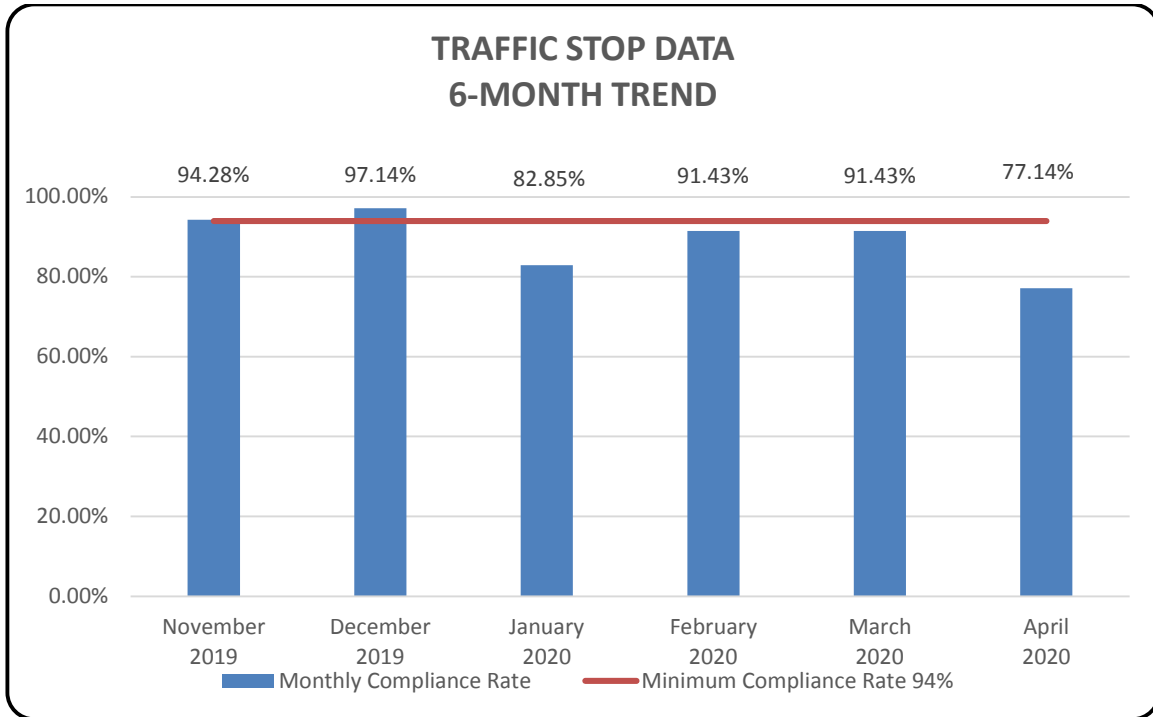
- MCSO Policy EA-3, Non-Traffic Contacts
- MCSO Policy EA-11, Arrest Procedures
- MCSO Policy EB-1, Traffic Enforcement, Violator Contracts, and Citation Issuance
- MCSO Policy EB-2, Traffic Stop Data Collection
- MCSO Policy EB-11, Vehicle Impound 3511
- MCSO Policy GE-3, Property Management and Evidence Control
- MCSO Policy GJ-3, Search and Seizure
- MCSO Policy GJ-35, Body Worn Cameras
- MCSO Policy GF-3, Criminal History Record Information and Public Records
- MCSO Policy CP-1, Use of Force
- MCSO Policy CP-2, Code of Conduct
- MCSO Policy CP-5, Truthfulness
- MCSO Policy CP-8, Preventing Racial and Other Bias Based Profiling
- Briefing Boards: 09-31, 14-12, 15-04, 17-14, 17-43, 18-12, 18-15

**Conditions:**

The MCSO reviewed 35 randomly selected traffic stops made during the month of April 2020. Additionally, 10 of the 35 were selected for Body-Worn Camera review. These traffic stops included 0 DUI (692), 0 Reckless Driving (693), and 0 Aggressive Driving (693R).

**Results:**

- 77.14% or 27 out of 35 traffic stops had no compliance deficiencies (27/35=77.14%)
- 26 out of 35 traffic stops had no deficiencies.
- The overall results were a 14.29% decrease in compliance percentage from the March 2020 inspection.



Matrix Inspection Elements	Not in Compliance	In Compliance	Total	Compliance Rate
Event number matches all forms	0	35	35	100%
Incident report number matches on all applicable forms	0	35	35	100%
Event type matches all forms and CAD	0	35	35	100%
Stop time and end time matches all applicable forms (Within 5 minutes)	0	35	35	100%
Arrest documented in CAD and matches all applicable forms	0	35	35	100%

Arrest time documented in CAD and matches all applicable forms	0	35	35	100%
Transport time of arrestee matches CAD and all applicable forms	1	34	35	97%
Primary unit BWC active at time of stop	2	33	35	94%
Primary unit vehicle number and call sign match CAD	0	35	35	100%
2 <sup>nd</sup> person in primary unit matches CAD and all applicable forms	0	35	35	100%
2 <sup>nd</sup> person in primary unit has active BWC and is documented in all applicable forms	0	35	35	100%
Additional units on scene match CAD and all applicable forms	1	34	35	97%
Location of traffic stop match CAD and all applicable forms	0	35	35	100%
City/Area of violation and stop location match CAD and all applicable forms	0	35	35	100%
Conclusion of contact (i.e. warning, citation, incidental contact form) match CAD and all applicable forms	5	30	35	86%
Reason no action was taken matches CAD and documented as lawful	0	35	35	100%
Citation/Warning number matches VSCF	0	35	35	100%
Violators license plate matches CAD/VSCF/Citation/Warning	0	35	35	100%
Number of occupants in violators vehicle is accurately documented on VSCF	0	35	35	100%
Contact with passengers made and reasoning for contact documented on VSCF	0	35	35	100%
Reason for stop documented in CAD and all applicable forms	0	35	35	100%
Was reason for stop documented on citation/warning	0	35	35	100%
Does violators information on citation/warning match VSCF	0	35	35	100%
Was immigration status questioned of violator or passengers	0	35	35	100%
Does pre stop and post stop race/ethnicity information match citation/warning and VSCF	0	35	35	100%
Was search conducted of violator or vehicle and documented on VSCF and all applicable forms	0	35	35	100%

Were items seized as a result of the contact and documented on VSCF and all applicable forms	0	35	35	100%
Was the stop extended and if so documented in CAD and VSCF and all applicable forms	0	35	35	100%
Was violator arrested and documented on VSCF and all applicable forms	0	35	35	100%
Verify video was available	0	10	10	100%
Determine if deputy recorded the traffic stop in its entirety	0	10	10	100%
Verify all information on traffic stop data forms match Body-Worn Camera video	0	10	10	100%
Review incident video footage to ensure deputies adhere to all MCSO Policies	2	8	10	80%
Verify all forms are complete	0	35	35	100%

The inspector found the following potential deficiencies during the inspection:

District 1 (2 BIO Action Forms):

Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
District 1	MC20086524	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Deputy did not place the body-worn camera in Event Mode as soon as the decision to stop a vehicle is made. <b>(Policy GJ-35.5.A.1)</b> <b>Note:</b> Deputy documented "Forgot to activate BWC" on VSCF. There are no supervisor comments in Tracs, supervisor notes, or briefing notes completed addressing the failed activation.				

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
District 1	MC20079063	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Deputy cleared incident "7P-CIVIL CITATION *PROPERTY IMPOUNDED - IR GENERATED." Clearance disposition code "12-TOW TRUCK REQUEST OR CIVIL CITATION WITH VEHICLE TOW/IMPOUND" should be used because the violator was cited, and the vehicle was towed with no property impounded. <b>(Policy GI-1.3.B)</b>				

District 3 (1 BIO Action Form):

Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
District 3	MC20076014	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Deputy did not place the body-worn camera in Event Mode as soon as the decision to stop a vehicle is made. <b>(Policy GJ-35.5.A.1)</b> <b>Note:</b> No notation on VSCF as to reason BWC was not active at inception of stop.				

District 6 (2 BIO Action Forms):

Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
District 6	MC20072406	Deputy	Sergeant	Captain
<b>Deficiency</b>				
<ol style="list-style-type: none"> <li>Deputy cleared incident "6-OFFENSE REPORT NO ARREST - NON TRAFFIC." Disposition code "6TP-CRIMINAL TRAFFIC CITE &amp; RELEASE *PROPERTY IMPOUNDED" should have been used for the deputy's actions because he cited the violator for a criminal traffic violation and impounded some of his property. <b>(Policy GI-1.3.B)</b></li> <li>Deputy did not document transport time of suspect on VSCF. <b>(Policy EB-2.K.4)</b></li> </ol>				

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
District 6	MC20072406	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Deputy did not complete an Assisting Deputy & Body Worn Camera Log. <b>(Policy EB-1.2.D)</b>				

Lakes (2 BIO Action Forms):

Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
Lakes	MC20076441	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Deputy cleared incident "6C-OFFENSE REPORT WITH CITE & RELEASE - NON TRAFFIC." Disposition code "6T-CRIMINAL TRAFFIC CITE & RELEASE NO PROPERTY IMPOUNDED" should have been used for the deputy's actions because he cited the driver for a criminal traffic violation and did not impound any of the violator's property. <b>(Policy GI-1.3.B)</b>				

Non-Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
Lakes	MC20072159	Deputy	Sergeant	Captain
<b>Deficiency</b>				
Incorrect documentation of the "violation type/classification." Written Warning and VSCF document Exhibition of Speed as "Civil Traffic." (Exhibition is at minimum a class 1 misdemeanor). <b>(Policy EB-1.14.A.4)</b>				

Communications (2 BIO Action Forms):

Compliance Deficiency

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
Communications	MC20083246	Employee	Supervisor	Commander
<b>Deficiency</b>				
Dispatcher incorrectly documented the location of the traffic stop in CAD <b>(Policy GI-1.8.A.2)</b> <b>Note:</b> BWC video confirmed deputy voiced the proper traffic stop location.				

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
Communications	MC20071003	Employee	Supervisor	Commander
Deficiency				
Disposition code for traffic stop was not recorded properly in CAD ( <b>Policy GI-1.3.B</b> ) <b>Note:</b> BWC video confirmed deputy voiced proper disposition code to dispatch.				

Unless noted above in the deficiency table, there were no prior BIO Action Forms similar in nature for the perceived employee deficiencies.

A total of 9 BIO Action Forms are due from the deficiencies detailed above. One BIO form per Employee or deficient Bureau is requested (not per deficiency).

Date Inspection Started: May 14<sup>th</sup>, 2020  
 Date Completed: May 20<sup>th</sup>, 2020  
 Timeframe Inspected: April 1<sup>st</sup>, 2020 to April 30<sup>th</sup>, 2020  
 Assigned Inspector(s): Sgt. Roger T. Bierwalter #S1263

I have reviewed this inspection report.

*Lt. Todd Brice*

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 Lieutenant Todd Brice S1767  
 Deputy Commander, Audits and Inspections Unit  
 Bureau of Internal Oversight

6-15-2020

Date