

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight
Audits and Inspections Unit



Post-stop Ethnicity Inspection - December 2022

Inspection Report# BI2022-0186

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 December 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 1427 traffic stops made during the month of December 2022, of which 170 traffic stops met inspection criteria:

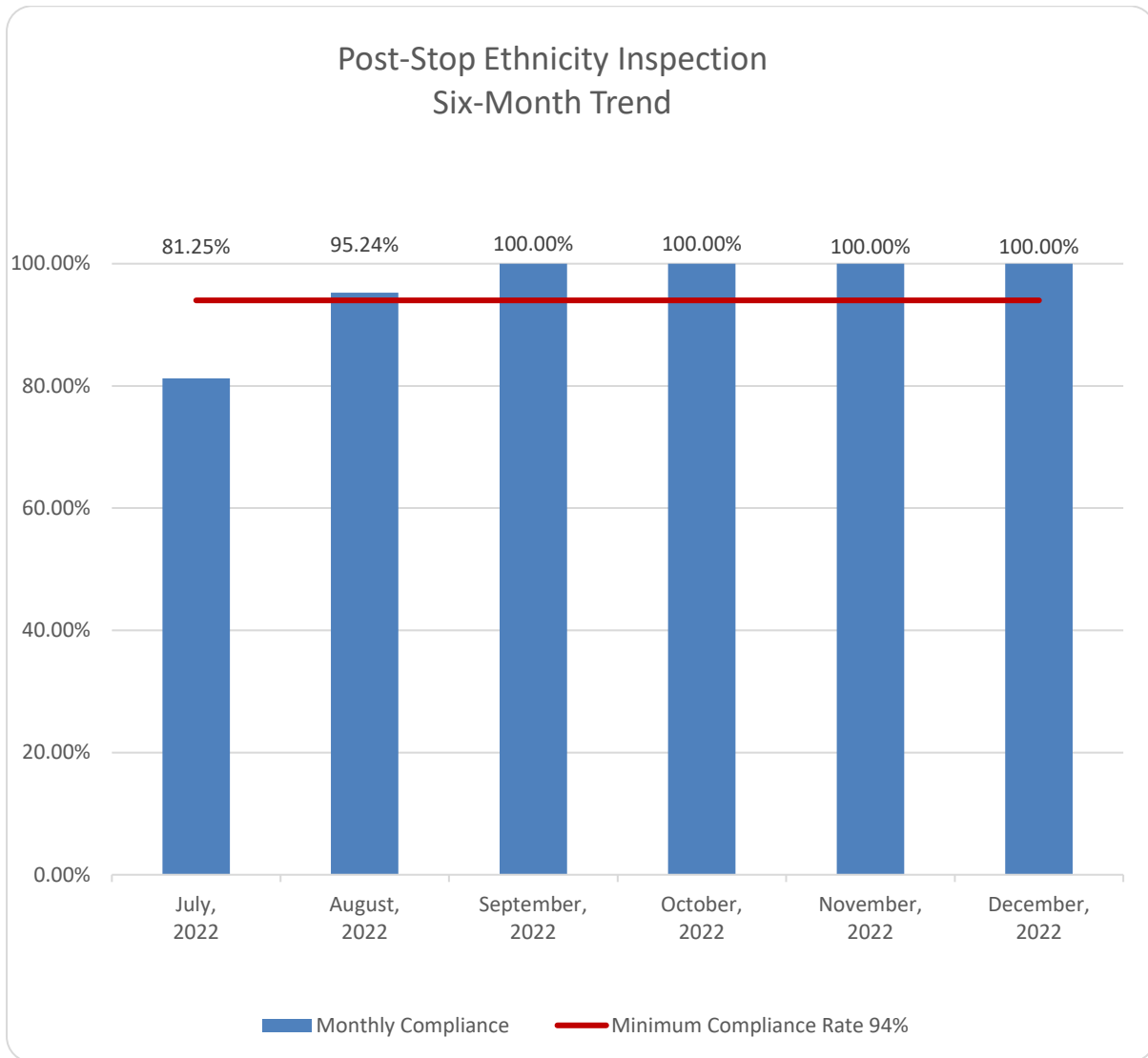
- 45 of the 170 traffic stops identified drivers with Hispanic surnames as "White."
- 1 of the 170 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 124 of the 170 traffic stops had Hispanic drivers with identified Passenger Post-Stop Perceived Ethnicity.

Out of 170 traffic stops the MCSO reviewed a total random sample of 21 traffic stops. These traffic stops included:

- 1) 10 stops for Hispanic surname drivers identified as "White"
- 2) 1 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 December 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	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)	0	1	0	1	100.00%
Hispanic drivers with Passenger Post Stop Ethnicity identified: Deputy's perception is consistent with inspector (review of BWC)	0	4	6	4	100.00%
Overall Compliance with inspection requirements	0	15	6	15	100.00%

The following deficiencies were noted during the inspection:

District 7 (2 BIO Action Forms):

Non-Compliance Deficiencies

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:					
<ul style="list-style-type: none"> BWC video shows Deputy places camera in event mode after placing patrol vehicle in park. 					

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:					
<ul style="list-style-type: none"> BWC video shows Deputy places camera in event mode after stopping patrol vehicle. 					

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 Notes:					
<ul style="list-style-type: none"> BWC video shows Deputy places camera in event mode as patrol vehicle was stopping. Deputy has 2 prior BAFs within the past 12 months for the same deficiency <ul style="list-style-type: none"> BAF2022-0298 BAF2022-0327 					

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 BI2022-0186*, a total of **3** BIO Action Forms are requested from the affected divisions. **The forms shall be completed utilizing Blue Team.**

Date Inspection Started: Jan 11, 2023
Date Completed: Jan 18, 2023
Timeframe Inspected: Dec 01 – 31, 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

2/8/2023
Date