

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight

Audits and Inspections Unit



Passenger Contact Inspection: September 2023

Inspection Report # BI2023-0134

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 BI2023-0134 examines traffic stops with passenger contact documented on the Vehicle Stop Contact Forms contained in the TraCS database for the time period of 9/1/2023 to 9/30/2023. 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:

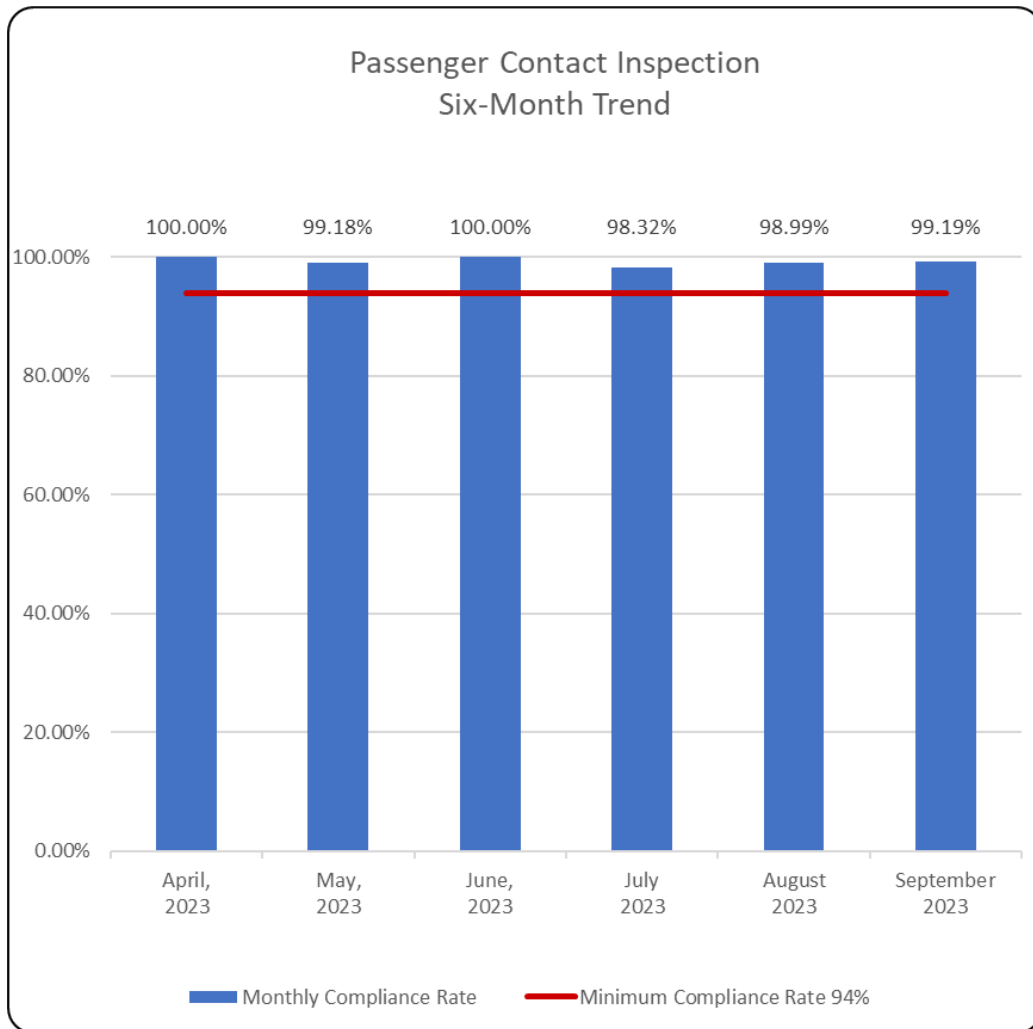
MCSO is to randomly select 35 traffic stops meeting the criteria for review. During the month of September 2023 there were 40 traffic stops with passenger contact documented on the Vehicle Stop Contact Forms, 35 of which were selected for this inspection. One of the traffic stops meeting the criteria was also selected for the Traffic Stop Inspection and was removed from this inspection in accordance with the methodology. Additionally, 10 of the traffic stops meeting the criteria are to be selected for Body-Worn Camera review. Due to rounding, 11 stops were selected for review. In addition, one video was reviewed for clarification purposes, making a total of 12 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 140 potential matrix criteria inspection points. From the total of 140 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 6

inspection points determined to be N/A and 10 inspection points that were not verifiable, resulting in 124 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 **99.19%** for September 2023, 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?	32	0	0	3	32	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?	35	0	0	0	35	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?	24	1	10	0	25	96.00%
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?	32	0	0	3	32	100.00%
Overall Compliance with inspection requirements	123	1	10	6	124	99.19%

Conclusion:

Of the potential **140** matrix criteria inspection points, **124** of which were used to determine the compliance calculation, there was one compliance deficiency resulting in a **99.19%** compliance rate for **September 2023**.

Action Required:

With the resulting **99.19%** compliance for Inspection **BI2023-0134**, **one** BIO Action Form is required for the compliance deficiency.

AIU will provide the inspection report to the affected Divisions to address the following stops and deficiencies via the Bio Action Form Process:

Lake Patrol (1 BIO Action Form):

Compliance Deficiency

District/Division	Incident Number	Responsible Employee	Current Supervisor	Current Commander
Lake Patrol	Redacted	Deputy	Sergeant	Captain
Deficiency				
1. The passengers were not provided a citation, warning, or incidental contact form after being identified by name, DOB, or asked investigative questions. (Policy EB-1.15.B) Note: The deputy was assigned to a DUI Task Force at the time of this traffic stop.				

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 **1** BIO Action Form is due from the deficiency detailed above. **One** BIO form per Employee or deficient Bureau is requested (not per deficiency).

Date Inspection Started: 10/5/2023
Date Completed: 10/19/2023
Timeframe Inspected: 9/1/2023-9/30/2023
Assigned Inspector(s): Auditor Dave Paul B5459

I have reviewed this inspection report.

Lt. Brian Arthur S1806

11/8/23

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

Date