

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight
Audits and Inspections Unit



Post-Stop Ethnicity Inspection August 2021

Inspection Report # BI2021-0112

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 August 2021:

- 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 1,304 traffic stops made during the month of August 2021, of which 170 traffic stops met inspection criteria:

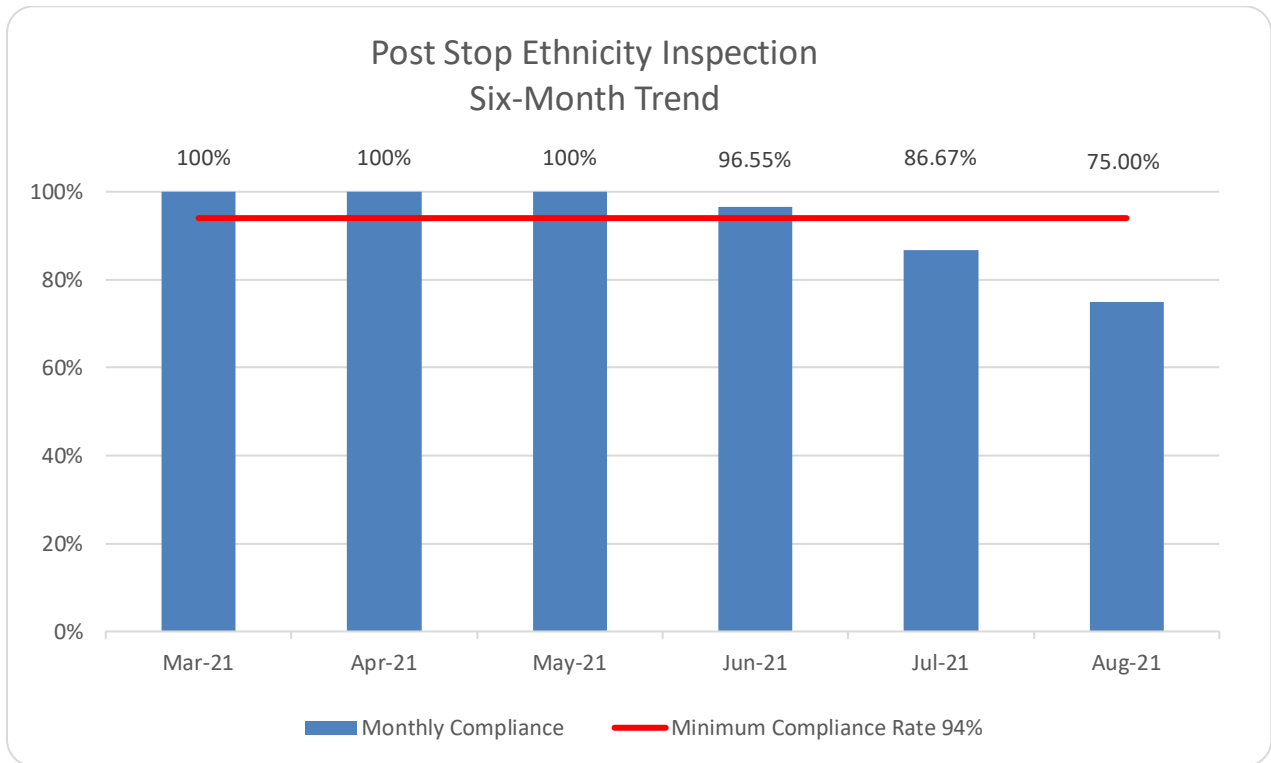
- 54 of the 170 traffic stops identified drivers with Hispanic surnames as "White."
- 8 of the 170 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 108 of the 170 traffic stops had Hispanic drivers with identified Passenger Post-Stop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

Out of 170 traffic stops the MCSO reviewed a total random sample of 28 traffic stops. These traffic stops included:

- 1) 10 stops for Hispanic surname drivers identified as "White"
- 2) 8 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 75.00% in the Post-Stop Ethnicity Inspection for August 2021, as illustrated in the graph below:



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

Inspection Element	Not In Compliance	In Compliance	Total Inspected	Compliance Rate
Drivers with Hispanic surnames identified as “White” on VSCF: Deputy’s perception is consistent with the inspector (review of BWC)	4	6	10	60.00%
Hispanic surname drivers with passengers listed as “Unknown-Vision Obstructed”: Deputy’s perception is consistent with the inspector (review of BWC)	3	5	8	62.50%
Hispanic drivers with Passenger Post-Stop Ethnicity Identified: Deputy’s perception is consistent with the inspector (review of BWC)	0	10	10	100%
Overall Compliance with inspection requirements	7	21	28	75.00%

The following deficiencies were noted during the inspection:

District 2 (3 BIO Action Forms):

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as "White" for driver with Hispanic surname on the VSCF. The BWC video indicates the driver appears to be "Hispanic." Policy EB-2.2.I					

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as "White" for driver with Hispanic surname on the VSCF. The BWC video indicates the driver appears to be "Hispanic." Policy EB-2.2.I					

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as "White" for driver with Hispanic surname on the VSCF. The BWC video indicates the driver appears to be "Hispanic." Policy EB-2.2.I					

District 3 (1 BIO Action Form):

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 3*	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as "White" for driver with Hispanic surname on the VSCF. The BWC video indicates the driver appears to be "Hispanic." Policy EB-2.2.I					
Stop occurred while Deputy was assigned to D2					

District 4 (1 BIO Action Form):

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 4	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity and gender as “unknown-vision obstructed” for the passenger on the VSCF. The BWC video indicates the front seat passenger appears to be a “White” female. Policy EB-2.2.I					

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 4	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as “unknown-vision obstructed” for three (3) passengers on the VSCF. The BWC video indicates the front seat passenger appears to be Hispanic and he handed a document to the Deputy. Policy EB-2.2.I					

Lake Patrol (1 BIO Action Form):

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
Lake Patrol*	Redacted	Redacted	Deputy	Sergeant	Captain
Deficiency					
Deputy marked the perceived race/ethnicity as “unknown-vision obstructed” for three (3) passengers on the VSCF. The BWC video indicates the front seat passenger appears to be Hispanic. Policy EB-2.2.I					
Inspector Note: This stop was reviewed and documented in SN2021-00037657. The above noted violation was not addressed.					
Stop occurred while Deputy was assigned to D6					

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 **75.00%** compliance for *Inspection BI2021-0112*, a total of **6** BIO Action Forms are requested from the affected divisions. **The forms shall be completed utilizing Blue Team.**

Date Inspection Started: Sept 29, 2021
Date Completed: Sept 30, 2021
Timeframe Inspected: Aug 01 – 31, 2021
Assigned Inspector(s): Sgt. Rob Levy S1881

I have reviewed this inspection report.

Lt. Jonathan Halverson S1674

10/13/2021

Lt. Jonathan Halverson S1674
Commander, Audits & Inspections Unit
Bureau of Internal Oversight

Date