

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight
Audits and Inspections Unit



Post-Stop Ethnicity Inspection November 2021

Inspection Report # BI2021-0153

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 November 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 1,124 traffic stops made during the month of November 2021, of which 161 traffic stops met inspection criteria:

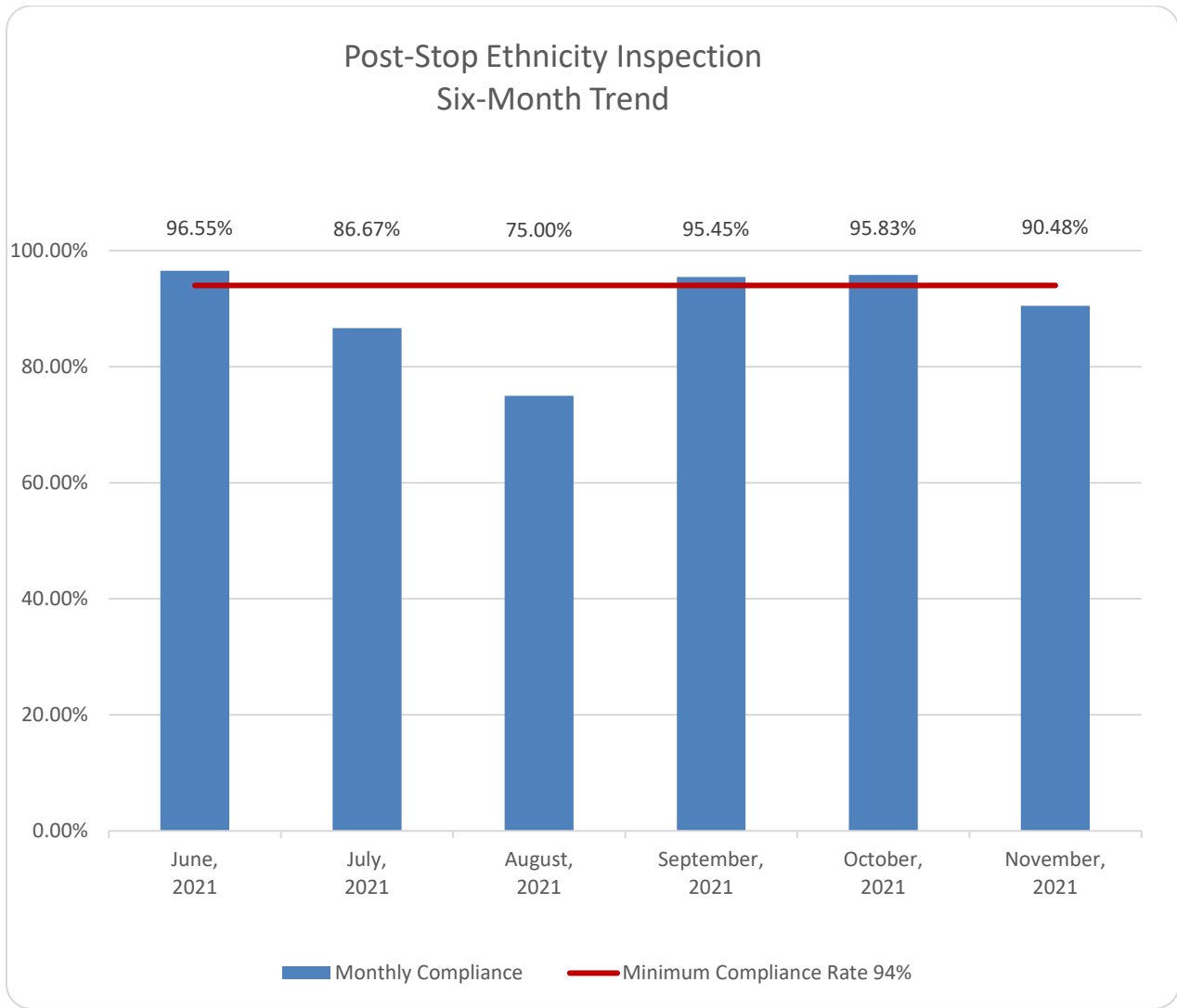
- 38 of the 161 traffic stops identified drivers with Hispanic surnames as "White."
- 7 of the 161 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 116 of the 161 traffic stops had Hispanic drivers with identified Passenger Post-Stop Perceived Ethnicity.

Out of 161 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 90.48% in the Post-Stop Ethnicity Inspection for November 2021, as illustrated in the graph 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)	1	8	1	10	88.89%
Hispanic surname drivers with passengers listed as "Unknown-Vision Obstructed": Deputy's perception is consistent with inspector (review of BWC)	0	6	1	7	100.00%
Hispanic drivers with Passenger Post Stop Ethnicity identified: Deputy's perception is consistent with inspector (review of BWC)	1	5	4	10	83.33%
Overall Compliance with inspection requirements	2	19	6	27	90.48%

The following deficiencies were noted during the inspection:

District 2 (1 BIO Action Form):

Compliance Deficiency

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					
Inspector Note: Deputy has two (2) prior BAFs in the past 12 months for the same deficiency:					
<ul style="list-style-type: none"> • BAF2021-0318 • BAF2021-0381 					

Lake Patrol (1 BIO Action Form):

Compliance Deficiency

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

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 **90.48%** compliance for *Inspection BI2021-0153*, a total of **2** BIO Action Forms are requested from the affected divisions. **The forms shall be completed utilizing Blue Team.**

Date Inspection Started: Dec 22, 2021
Date Completed: Dec 28, 2021
Timeframe Inspected: Nov 01 – 30, 2021
Assigned Inspector(s): Sgt. Rob Levy S1881

I have reviewed this inspection report.

Lt. Brian Arthur

1/12/2022

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

Date