

# MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight  
Audits and Inspections Unit



**Post-stop Ethnicity Inspection - January 2023**

Inspection Report# BI2023-0013

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 January 2023:

- 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 2014 traffic stops made during the month of January 2023, of which 230 traffic stops met inspection criteria:

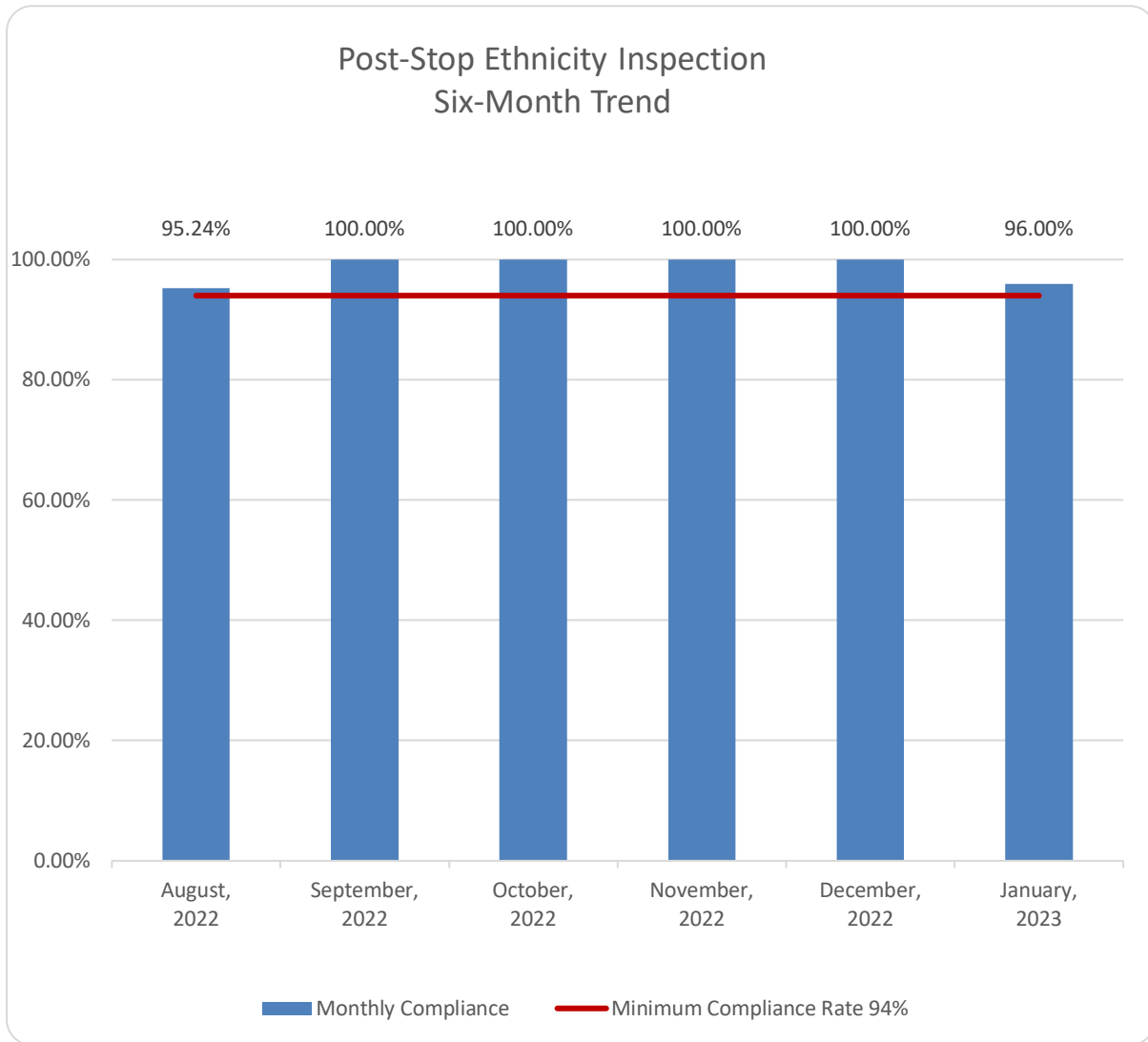
- 42 of the 230 traffic stops identified drivers with Hispanic surnames as "White."
- 10 of the 230 traffic stops had Hispanic surname drivers with Passenger Post Perceived Ethnicity listed as "Unknown-Vision Obstructed."
- 178 of the 230 traffic stops had Hispanic drivers with identified Passenger Post-Stop Perceived Ethnicity.

Out of 230 traffic stops the MCSO reviewed a total random sample of 30 traffic stops. These traffic stops included:

- 1) 10 stops for Hispanic surname drivers identified as "White"
- 2) 10 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 96% in the Post-Stop Ethnicity Inspection for January 2023, 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)	1	9	0	10	90.00%
Hispanic drivers with Passenger Post Stop Ethnicity identified: Deputy's perception is consistent with inspector (review of BWC)	0	5	5	5	100.00%
<b>Overall Compliance with inspection requirements</b>	<b>1</b>	<b>24</b>	<b>5</b>	<b>25</b>	<b>96.00%</b>

The following deficiencies were noted during the inspection:

District 1 (1 BIO Action Form):

Non-Compliance Deficiency

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 1	Redacted	Redacted	Deputy	Sergeant	Captain
<b>Deficiency</b>					
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"> <li>BWC video shows Deputy places camera in event mode after exiting patrol vehicle. Nothing noted on VSCF although supervisor on scene told Deputy to note the late activation.</li> </ul>					

District 2 (2 BIO Action Forms):

Compliance Deficiency

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
<b>Deficiency</b>					
Deputy marked the perceived race/ethnicity as “unknown-vision obstructed” for two passengers on the VSCF. The BWC video indicates the passengers appear to be “American Indian/Alaskan Native.” Policy EB-2.2.I					

Non-compliance Deficiency

District	MC#	Date of Event	Deputy	Current Supervisor	Commander:
District 2	Redacted	Redacted	Deputy	Sergeant	Captain
<b>Deficiency</b>					
Deputy did not activate BWC when the decision to stop vehicle was made. Policy EB-1.9.A					
Inspector Note:					
BWC video shows Deputy places camera in event mode after radio communication and after emergency lights were activated.					

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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 **96%** compliance for *Inspection BI2023-0013*, a total of **3** BIO Action Forms are requested from the affected divisions. **The forms shall be completed utilizing Blue Team.**

Date Inspection Started: Feb 13, 2023  
Date Completed: Feb 28, 2023  
Timeframe Inspected: Jan 01 – 31, 2023  
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

3/24/2023

Date