

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight

Audits and Inspections Unit



Passenger Contact Inspection: January 2022

Inspection Report # BI2022-0014

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 BI2022-0014 examines traffic stops with passenger contact documented on the Vehicle Stop Contact Forms contained in the TraCS database, for the time period of 1/1/2022 to 1/31/2022. 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

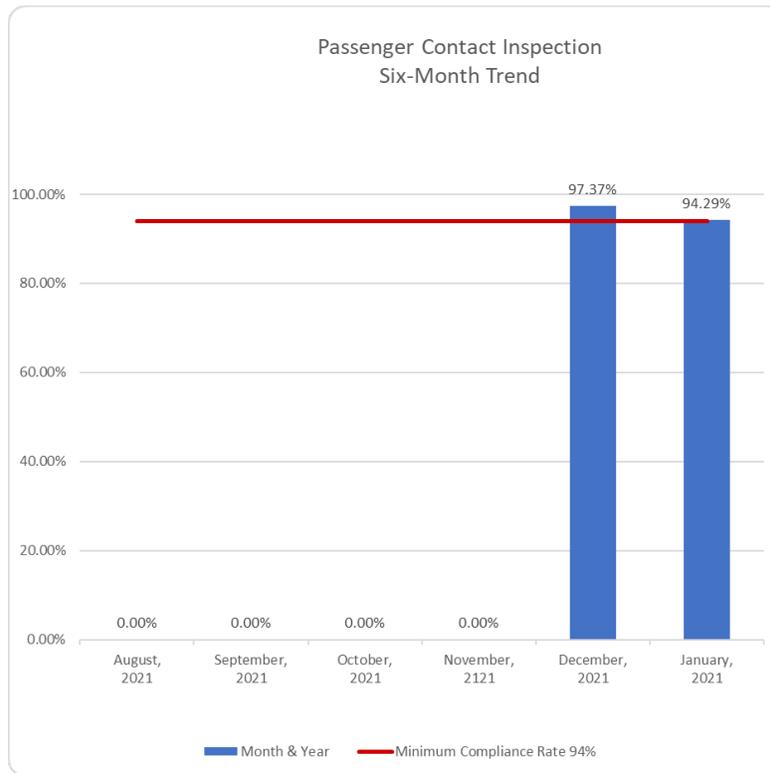
Conditions:

The MCSO reviewed 22 of 23 traffic stops made during the month of January 2022 with passenger contact documented on the Vehicle Stop Contact Forms. One traffic stop with passenger contact documented on the Vehicle Stop Contact Form was also selected for review in the traffic stop inspection. This traffic stop was omitted from this inspection in accordance with the methodology. Additionally, while 10 of the 35 are to be selected for Body-Worn Camera review, it should be noted the inspector viewed two additional videos for clarification purposes, for 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. In this inspection, there were only 22 traffic stops that met the criteria for inspection. Each traffic stop utilized four matrix criteria inspection points for a total of 88 potential matrix criteria inspection points. From the total of 88 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 50 inspection points determined to be N/A and 3 inspection points that were not verifiable, resulting in 35 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 **94.29%** for January of 2022, as illustrated in the graph below.



Note: The six-month trend shows 0% for the previous four months because this is the second month for this report.

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?	10	0	0	12	10	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?	8	2	0	12	10	80.00%
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?	5	0	3	14	5	100.00%
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?	10	0	0	12	10	100.00%
Overall Compliance with inspection requirements	33	2	3	50	35	94.29%

Conclusion:

Of the potential 88 matrix criteria inspection points there were 35 inspection points used to determine the compliance ratio. There were 2 deficiencies, resulting in a **94.29%** compliance rate for January 2022. **It should be noted that since this is a new inspection no BIO action forms will be issued for this inspection for deficiencies identified.**

Action Required:

AIU will provide the inspection report to the affected Divisions to address the following stops and non-compliance deficiencies via the Bio Action Form Process: **Since this is a new inspection no BIO action forms will be issued for this inspection for deficiencies identified, as noted above.**

District 2:

Compliance Deficiencies

District	MC#	Employee	Supervisor	Commander
2	MC22004515	Deputy	Sergeant	Captain
Deficiency				
Deputy did not complete a citation, warning, or incidental contact form for each individual who was identified by name, DOB, or asked investigative questions. (Policy EB-1.12)				
Inspector notes: The OIT Deputy correctly completed an ICR for a passenger, who was subsequently arrested for outstanding warrants. The FTO deputy (listed above) asked one of the juvenile passengers investigative questions about a liquor bottle observed in plain sight and if the driver had been drinking, without completing an ICR for the juvenile passenger.				
District	MC#	Employee	Supervisor	Commander
2	MC22008140	Deputy	Sergeant	Captain
Deficiency				
Deputy did not complete a citation, warning, or incidental contact form for each individual who was identified by name, DOB, or asked investigative questions. (Policy EB-1.12)				
Inspector notes: Deputy asked passengers investigative questions. "Was he smoking prior to driving? Did he smoke anything in the car?"				

Date Inspection Started: 2/7/2022
 Date Completed: 2/24/2022
 Timeframe Inspected: 1/1/2022 – 1/31/2022
 Assigned Inspector(s): Auditor Dave Paul B5459

I have reviewed this inspection report.

Lt. Brian Arthur S1806

4/1/2022

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

Date