

MARICOPA COUNTY SHERIFF'S OFFICE

Bureau of Internal Oversight

Audits and Inspections Unit



October 2019 Traffic Stop Data Inspection

Inspection Report# BI2019-0149

Background:

The Audits and Inspections Unit (AIU) of the Bureau of Internal Oversight (BIO) inspects Traffic Stop Data collected in the TraCS system on a monthly basis. The purpose for the inspection is to ensure compliance with Office policies and to promote proper supervision. A total of 35 traffic stops are selected each month for review. To achieve inspection results the inspector will utilize the TraCS system, JWI, I-Net Viewer, Body-Worn Camera video, (www.Evidence.com), and Communication Recordings. These entries will be uniformly inspected utilizing a matrix developed by the Bureau of Internal Oversight. Additionally, a JWI inquiry will be made on all deputies involved in the traffic stop to determine if a license and/or warrants check was run during the stop.

Matrix Procedures:

Utilize the *Traffic Stop Data Matrix* to inspect and ensure each traffic stop reviewed is within compliance with Office policies. Each Matrix Inspection Element is listed below in the results section of this report.

Criteria:

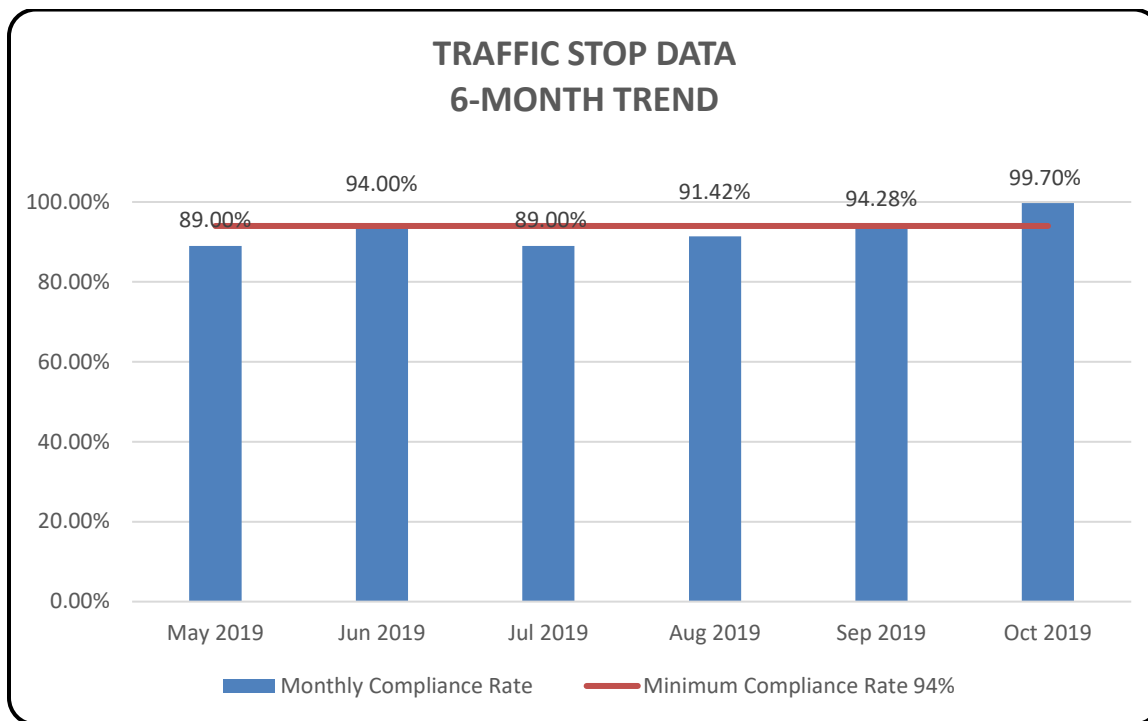
- MCSO Policy EA-3, Non-Traffic Contacts
- MCSO Policy EA-11, Arrest Procedures
- MCSO Policy EB-1, Traffic Enforcement, Violator Contracts, and Citation Issuance
- MCSO Policy EB-2, Traffic Stop Data Collection
- MCSO Policy EB-11, Vehicle Impound 3511
- MCSO Policy GE-3, Property Management and Evidence Control
- MCSO Policy GJ-3, Search and Seizure
- MCSO Policy GJ-35, Body Worn Cameras
- MCSO Policy GF-3, Criminal History Record Information and Public Records
- MCSO Policy CP-1, Use of Force
- MCSO Policy CP-2, Code of Conduct
- MCSO Policy CP-5, Truthfulness
- MCSO Policy CP-8, Preventing Racial and Other Bias Based Profiling
- Briefing Boards: 09-31, 14-12, 15-04, 17-14, 17-43, 18-12, 18-15

Conditions:

The MCSO reviewed 35 out of 2,893 traffic stops made during the month of October 2019. Additionally, 10 of the 35 were selected for Body-Worn Camera review. These traffic stops included 0 DUI (692), 0 Reckless Driving (693), and 0 Aggressive Driving (693R).

Results:

- 97.14% or 34 out 35 traffic stops had no deficiencies.
- The overall results were higher than the compliance percentage from the September 2019 inspection.



Matrix Inspection Elements	Not in Compliance	In Compliance	Total	Compliance Rate
Verify all information on traffic stop data forms match, respectively	1	35	36	97%
Verify all information on traffic stop data forms match CAD	0	34	35	97%
Determine if all license and warrant checks were documented	0	35	35	100%
Confirm the name, serial number, and unit of all involved are documented	0	33	33	100%
Verify the license plate state and number are documented	0	35	35	100%
Confirm the total number of occupants are documented	0	35	35	100%
Verify the pre-stop and post-stop subjective perceived race, ethnicity, and gender of the driver and any passengers are documented	0	35	35	100%
Determine if contact was made with any passengers, the nature of the contact, and the reasons for such contact are documented	0	33	33	100%
Confirm if the reason for the stop was recorded with a description of the traffic or equipment violation observed, if any, prior to contact with the occupants, and any indicators of criminal activity developed before or during the stop	0	35	35	100%
Verify the time the stop began, time any citations were issued, time releases were made without citation, time any arrest were made, and time the stops/detentions were concluded and documented	0	35	35	100%
Confirm whether any inquiry as to immigration status was conducted and whether ICE/CBP was contacted, and if so, the facts supporting the inquiry or contact with ICE/CBP, the time Supervisor approval was sought, the time ICE/CBP was contacted, the time it took to complete the immigration status investigation or receive a response from ICE/CBP, and whether ICE/CBP ultimately took custody of the individual and documented	0	35	35	100%
Determine whether any individual was asked to consent to a search (and the response), whether a probable cause search was performed on any individual, or whether a pat-and-frisk search was performed on any individual and documented	0	35	35	100%
Verify if any contraband or evidence was seized from any individual, and if the nature of the contraband or evidence seized was documented	0	35	35	100%
Confirm the final disposition of the stop, including whether a citation was issued or an arrest was made or a cite and release was made	0	35	35	100%
Confirm the city location of stop was documented on traffic stop data forms	0	35	35	100%
Verify a receipt contained a signature or acknowledgment that the subject was served and if not there was a documented reason	0	34	34	100%

Verify video was available	0	35	35	100%
Determine if video recorded the Traffic Stop in its entirety	0	10	10	100%
Verify all information on traffic stop data forms match Body-Worn Camera video	0	10	10	100%
Review incident video footage to ensure deputies adhere to all MCSO Policies	0	10	10	100%
Verify all forms are complete	1	35	36	97%
Overall Compliance	2	654	656	99.70%

The inspector found the following potential deficiencies during the inspection:

District/Division	Incident Number	Sworn Employee	Current Supervisor	Current Commander
Special Investigations	Redacted	Deputy	Lieutenant	Captain
Deficiency				
Inspector unable to locate Assisting Deputy and Body-Worn Camera Log form EB-2.2.D.				

Unless noted above in the deficiency table, there was no prior BIO Action Forms similar in nature for the perceived deputy deficiencies.

A total of 1 BIO Action Form is due from the potential deficiencies detailed above. One BIO form per Deputy or deficient Bureau is requested (not per deficiency).

Recommendations:

The data from the MCSO Contact Forms is utilized in the EIS process of completing the statistical analysis of traffic stops. These analyses occur monthly, quarterly and annually and having accurate information on the Contact Forms will reduce erroneous data in the analysis. Therefore, any errors found by the supervisor during their reviews and discussions should be corrected. Any errors found from an inspection should be corrected. An example would be as follows: if a Deputy did not input the names of the driver and passenger contacted during a traffic stop, he would go back to the Contact Form and add the data.

Supervisors are urged to remind deputies to conduct license and warrant checks on the driver they stopped. Deputies should also be reminded to verify their VSCF, citation/warning and CAD data contain the correct information as well as obtaining drivers signatures or a notation to show the drivers refusal.

Date Inspection Started: 11/12/2019
Date Completed: 11/30/2019
Timeframe Inspected: October 1st-31st, 2019
Assigned Inspector(s): Sgt. Shawn Hatfield S1897
Assisting Inspector: Sgt. Rob Levy S1881

I have reviewed this inspection report.

<u>Cpt. James McFarland S1344</u>	<u>12/18/2019</u>
Captain James McFarland S1344	Date
Division Commander	
Bureau of Internal Oversight	