

MARICOPA COUNTY SHERIFF'S OFFICE
June 2016 Traffic Stop Data Inspection



Bureau of Internal Oversight
Audits/Inspections Report
Date: July 21, 2016
Audit/Inspection #BI2016-0081

MARICOPA COUNTY SHERIFF'S OFFICE

Memorandum



Joseph M. Arpaio, Sheriff

To: Lt. R. Morris S1014
Commander
Audit and Inspections Unit

From: Sergeant T. Brice S1767
Inspections Sergeant
Audit and Inspections Unit

Subject: June 2016 Inspection of Traffic Stop Data
#BI2016-0081

Date: July 21, 2016
Report Period:
June 1-30, 2016

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, promote proper supervision, and support compliance with the Melendres Order. The Court Monitors will determine a random pull for final inspection. To achieve inspection results the auditor will utilize the TraCS system, JWI, I-Netviewer, body 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. The following procedures and Briefing Boards will be used in the (BIO) Matrix, which include but are not limited to EA-3, EA-11, EB-1, EB-2 EB-11, GJ-3, GJ-4 GJ-35, GF-3, CP-1 CP-2, CP-5 CP-8, CP-8.1.A & .5, Briefing Board Numbers 09-31, 13-31 14-12, 14-28, 14-33 14-66, 14-67, 14-68, 15-01, 15-04

Matrix Procedures:

- Verify all information on traffic stop data forms match , respectively
- Verify all information on traffic stop data forms match CAD
- Verify all information on traffic stop data forms match body camera video
- Determine if all license and warrant checks were documented
- Determine if the name of any individuals from a license and/or warrant check (including subject's surname) are documented
- Confirm the name, serial number, and unit of all involved are documented
- Verify the license plate state and number are documented
- Confirm the total number of occupants are documented
- Verify the pre-stop and post-stop subjective perceived race, ethnicity, and gender of the driver and any passengers are documented
- Determine if contact was made with any passengers, the nature of the contact, and the reasons for such contact are documented
- 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
- 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
- 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

- 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
- Verify if any contraband or evidence was seized from any individual, and if the nature of the contraband or evidence seized was documented
- 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
- Confirm the city location of stop was documented on traffic stop data forms
- Verify a receipt contained a signature or acknowledgment that the subject was served and if not there was a documented reason
- Verify video was available
- Determine if video recorded the Traffic Stop in its entirety
- Review incident video footage to ensure deputies adhere to all MCSO Policies

Criteria:

- Melendres Order, paragraphs 54 – 59
- MCSO Policy
- MCSO Policy EB-1, Traffic Enforcement, Violator Contracts, and Citation Issuance
- MCSO Policy EB-2, Traffic Stop Data Collection
- MCSO Policy GJ-35 Body Worn Cameras

Conditions:

The MCSO assigned Court Monitors selected for review 35 out of 1960 traffic stops made for the month of June 2016. Additionally, 10 of the 35 were selected for dispatch audio and body camera review. These traffic stops included 0 DUI's (692's), 0 Reckless Driving (693's), and 0 Aggressive Driving (693R's). The auditor reviewed the traffic stops and determined that 74% or 26 out of the 35 traffic stops had no deficiencies (2% decrease from the May inspection). The auditor found the following deficiencies during the inspection:

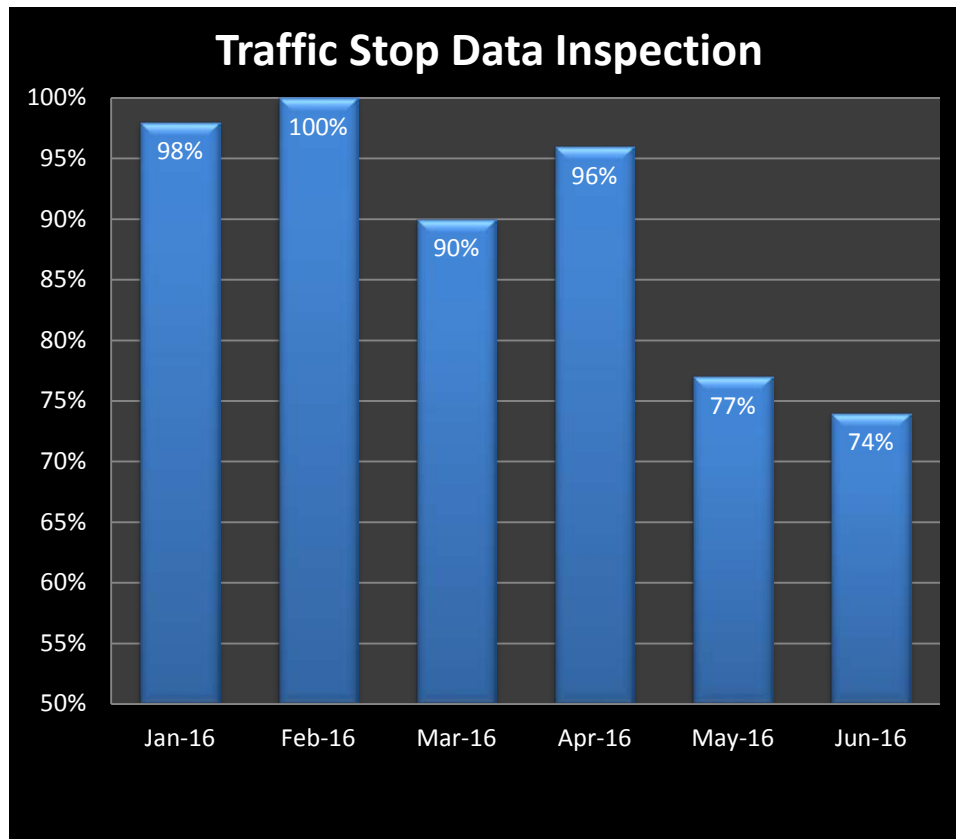
District/ Division	Comments
District 1	MC16137101 - MCSO Contact Form lists A121 as a second person in the vehicle with A128 instead of a backup unit (A121).

District/ Division	Comments
District 2	MC16139883 - No MCSO Contact Form as required (EB-2: Procedures 1. Traffic Stop Data Collection)

District/ Division	Comments
District 3	MC16135323 -Did not provide incidental contact form to passenger after performing a 27/29 -Failed to 3511 tow the vehicle as required (EB-11: Procedures - C.1 & ARS 28-3511 A.1(a))

District 3	MC16135918-Wrong plate written on all Tracs forms (BSX0473). Vehicle was displaying plate BJJ0414 (Deputy determined to be fictitious). BSX0473 was on a registration provided, but was not being displayed. Therefore, a warning cannot be issued for displaying BSX0473 when it wasn't what was displayed.
District 3	MC16146735 - No MCSO Contact Form as required (EB-2: Procedures 1. Traffic Stop Data Collection)
District 3	MC16157104 - Seizure of license plate not reflected on MCSO Contact Form under "Items Seized?"
District 3	MC16159964 - Seizure of license plate not reflected on MCSO Contact Form under "Items Seized?"

District/ Division	Comments
Lakes	MC16140479 - Camera appears to be inside the Deputy's shirt. No viable video only audio. (GJ-35 Procedures: Purpose of a Body Worn Camera)
Lakes	MC148051 - Wrong MC# on Tracs forms (MC16148037)



In addition, as of July 21, 2016 at 0830 hours, there are currently in the TraCS system 3 open forms from the date range June 1, 2016 to June 30, 2016. Each of these forms needs to be addressed. To find forms in TraCS with a status of open the user simply selects open from the status field in the search tool and runs the search. This will return all forms showing a status of "Open." Deputies can only see their forms created in the LOW ORG they are assigned to. Sergeants and above can view the forms for their entire LOW ORG. Additionally, there is a new Instructional document (Deputy Open Form Search Creation.pdf) specifically related to creating a TraCS search for open forms. That document can be located on the U:drive under "TraCS Training."

The following deficiencies shall require a Bio Action Form.

District/ Division	Comments
District 1	MC16160115 – Open Arizona Crash Report

District/ Division	Comments
District 2	MC16158975 – Open Arizona Crash Report

District/ Division	Comments
Lakes	MC16154136 - Open Arizona Crash Report

Recommendations:

Supervisors have been provided a supervisory review process for Tracs data outlined in Administrative Broadcast 16-56. It is recommend Supervisors work with and adopt this process as a tool to fix errors prior to the auditing process and discovering and remedying the root cause of the issues in a timely fashion. Questions, assistance or suggestions can be addressed to the Bureau of Internal Oversight auditors.

Also, it is recommended supervisors discuss with their employees what errors are being identified in this audit and ways they can avoid the same mistakes. For example, ensure all employees are aware if they seize a license plate due to a mandatory insurance suspension, they indicate a seizure on the MCSO Contact Form.

Inspection focus: June 2016 Traffic Stop Data Inspection


Date Inspection Started: July 18th 2016

Date Completed: July 21st, 2016

Timeframe Inspected: June 1st thru 30th, 2016

Assigned Inspectors: Sergeant T. Brice S1767

I have reviewed this inspection report.



Lieutenant R. Morris S1014
Division Commander
Audits and Inspections

July 21, 2016
Date



Deputy Chief B. Knight S1011
Bureau Commander
Bureau of Internal Oversight

July 21, 2016
Date