



TOWN COUNCIL COMMUNICATION

DATE February 13, 2024
FROM: Kirk Riggs, Chief of Police
AGENDA ITEM: Consider acceptance of the 2023 Racial Profiling Report

SUMMARY:

To comply with Article 2.132 of the Texas Code of Criminal Procedure addressing racial profiling, each law enforcement agency must collect information relating to motor vehicle stops. The law enforcement agency must also report this information to the governing body no later than March 1st of the following year and must submit the report to the Texas Commission on Law Enforcement (TCOLE), who is the designated central depository for all reports in the state.

There were no racial profiling complaints made against a Bartonville Police Officer in 2023.

The Racial Profiling analysis for the calendar year of 2023 has been completed. The data showed the Department conducted 1,671 traffic stops in 2023. Results of the traffic stops showed 74.14% were moving traffic violations.

The race and ethnicity of the persons stopped showed 69.30% White, 17.30% Hispanic, 7.24% Black, 2.57% Asian/Pacific Islander and 3.59% Alaska Native/American Indian.

The race or ethnicity was known prior to the stop only 0.67% of the time. Data collected also showed that a search was conducted during 0.26% of the traffic stops, 33.33% of those searches were consensual, 42.85% of the searches were based on probable cause, 19.04% of the searches were a result of the vehicle being inventoried during a tow, and 4.76% of the searches were searches conducted incident to an arrest. Contraband was discovered in 50% of the searches.

In reviewing the Police Department's public education efforts concerning the racial profiling complaint process, printed information on how to file a racial profiling complaint was found in the police department lobby and on the town webpage at www.townofbartonville.com under Police Department.

A review of documentation also showed that the patrol sergeant completed his random audits for our officers. During the audits, there were no indicators found that officers were acting outside of state law and/or departmental policies.

Attached to this memo is the comparative analysis of the data collected for 2023. Based on this review and analysis, it appears that officers and supervisors are following the procedures outlined in the Bartonville Police Department General Orders Policy 200.01 Racial or Bias Based Policing. It is my recommendation that no changes be made to our current policies and/or procedures regarding Racial Profiling.

**Bartonville Police Department
2023 Racial Profiling Statistics**

1. Gender

a) Female: 607	36.32% compared to <i>city population</i> makeup of 51.59%
b) Male: 1,064	63.67% compared to <i>city population</i> makeup of 48.41%

2. Race or Ethnicity

a) Black: 121	7.24% compared to <i>city population</i> makeup of 0.46%
b) Asian/Pacific Islander: 43	2.57% compared to <i>city population</i> makeup of 1.18%
c) White: 1,158	69.30% compared to <i>city population</i> makeup of 84.01%
d) Hispanic/Latino: 289	17.30% compared to <i>city population</i> makeup of 12.83%
e) Alaska Native/American Indian: 60	3.59% compared to <i>city population</i> makeup of 1.53%

3. Race or Ethnicity known prior to stop?

a) Yes: 21	0.67%
b) No: 1,650	99.33%

4. Reason for stop

a) Violation of law: 89	5.3%
b) Pre-existing knowledge (i.e. warrant):5	0.35%
c) Moving traffic violation: 1,239	74.14%
d) Vehicle traffic violation: 338	20.22%

5. Location of the stop

a) City Street: 1,626	97.31%
b) US Highway: 1	0.06%
c) State Highway: 43	2.57%
d) County Road: 1	0.06%
e) Private Property or other: 66	0.66%

6. Was a search conducted?

a) Yes: 21	0.26%
b) No: 1,650	98.74%

7. Reason for Search

a) Consent: 7	33.33%
b) Contraband/evidence in plain sight: 0	0.00%
c) Probable cause or reasonable suspicion: 9	42.85%
d) Inventory search performed (towing): 4	19.06%
e) Incident to arrest/warrant: 1	4.76%

8. Was Contraband discovered?

a) Yes: 11	52.38%
b) No: 10	47.62%

9. Description of contraband

a) Drugs: 7	58.33%
b) Weapons: 1	8.33%
c) Alcohol: 2	16.66%
d) Stolen property: 0	0.0%
e) Other: 2	16.66%

10. Result of the stop

a) Verbal warning: 672	40.21%
b) Written warning: 672	7.49%
c) Citation: 997	56.83%
d) Written warning and arrest: 1	0.63%
e) Citation and arrest: 1	0.33%
f) Arrest: 2	2.52%

11. Arrest based on

a) Violation of Penal Code: 1	50.00%
b) Violation of Traffic Law: 0	0.0%
c) Violation of City Ordinance: 0	0.0%
d) Outstanding Warrant: 1	50.00%

12. Was physical force resulting in bodily injury used during stop?

a) Yes: 0	0.00%
b) No: 1,671	100.00%

RECOMMENDED MOTION OR ACTION:

Move to accept the 2023 Racial Profiling Report.

ATTACHMENTS:

- 2023 Racial Profiling Report