

TIER 2 - FULL RACIAL PROFILING REPORT

Agency Name: HIDALGO CO. CONST. PCT. 4
Reporting Date: 01/13/2015
TCOLE Agency Number: 215104
Chief Administrator: ATANACIO GAITAN
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HIDALGO CO. CONST. PCT. 4
2814 s. Business highway 281
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This Agency filed a full report because:
Our agency has no motor vehicle or audio equipment.

Certification to This Report 2.132 (Tier 2) – Full Report

Article 2.132(b) CCP Law Enforcement Policy on Racial Profiling

HIDALGO CO. CONST. PCT. 4 has adopted a detailed written policy on racial profiling. Our policy:

- (1) clearly defines acts constituting racial profiling;
- (2) strictly prohibit peace officers employed by the HIDALGO CO. CONST. PCT. 4 from engaging in racial profiling;
- (3) implements a process by which an individual may file a complaint with the HIDALGO CO. CONST. PCT. 4 if the individual believes that a peace officer employed by the HIDALGO CO. CONST. PCT. 4 has engaged in racial profiling with respect to the individual;
- (4) provides public education relating to the agency's complaint process;
- (5) requires appropriate corrective action to be taken against a peace officer employed by the HIDALGO CO. CONST. PCT. 4 who, after an investigation, is shown to have engaged in racial profiling in violation of the HIDALGO CO. CONST. PCT. 4's policy adopted under this article;
- (6) require collection of information relating to motor vehicle stops in which a citation is issued and to arrests made as a result of those stops, including information relating to:
 - (A) the race or ethnicity of the individual detained;
 - (B) whether a search was conducted and, if so, whether the individual detained consented to the search; and

(C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual; and

(7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit an annual report of the information collected under Subdivision (6) to:

(A) the Commission on Law Enforcement; and

(B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

I certify these policies are in effect.

Executed by: *ATANACIO GAITAN*

Chief Administrator

HIDALGO CO. CONST. PCT. 4

Date: 01/13/2015

HIDALGO CO. CONST. PCT. 4 Motor Vehicle Racial Profiling Information

Gender:

1. **225** Female
2. **496** Male
3. **721 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

Race or Ethnicity:

4. **4** African
5. **1** Asian
6. **48** Caucasian
7. **667** Hispanic
8. **1** Middle Eastern
9. **0** Native American
10. **721 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

Race or Ethnicity known prior to stop?

11. **2** Yes
12. **719** No
13. **721 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

Reason for stop:?

14. **0** Violation of law other than traffic
15. **0** Pre-existing knowledge (i.e. warrant)
16. **607** Moving Traffic Violation
17. **114** Vehicle Traffic Violation (Equipment, Inspection or Registration)
18. **721 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

Search conducted?

- 19. 2 Yes
- 20. 719 No

21. **721 Total**

Reason for search?

- 22. 2 Consent
- 23. 0 Contraband/evidence in plain sight
- 24. 0 Probable cause or reasonable suspicion
- 25. 0 Inventory search performed as result of towing
- 26. 0 Incident to arrest/warrant

27. **2 Total** (must equal line 19)

Contraband discovered?

- 28. 0 Yes
- 29. 2 No

30. **2 Total** (must equal line 19)

Description of Contraband

- 31. 0 Illegal drugs/drug paraphernalia
- 32. 0 Currency
- 33. 0 Weapons
- 34. 0 Alcohol
- 35. 0 Stolen property
- 36. 0 Other

37. **0 Total** (must equal line 28)

Arrest result of stop or search:

- 38. 2 Yes
- 39. 719 No

40. **721 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

Arrest based on:

- 41. 0 Violation of the Penal Code
- 42. 2 Violation of a Traffic Law
- 43. 0 Violation of City Ordinance
- 44. 0 Outstanding Warrant

Street address or approximate location of the stop:

- 45. 93 City Street
- 46. 184 US Highway
- 47. 439 County Road
- 48. 5 Private Property or Other

Written warning or a citation as a result of the stop:

- 49. 307 Yes
- 50. 414 No

51. 721 Total

HIDALGO CO. CONST. PCT. 4 has submitted electronically the analysis in PDF format required by 2.134 CCP(c) which contains

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) evaluate and compare the number of motor vehicle stops, within the applicable jurisdiction, of persons who are recognized as racial or ethnic minorities and persons who are not recognized as racial or ethnic minorities; and

(B) examine the disposition of motor vehicle stops made by officers employed by the agency, categorized according to the race or ethnicity of the affected persons, as appropriate, including any searches resulting from stops within the applicable jurisdiction; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

I certify the analysis meets the above requirements.

Executed by: ATANACIO GAITAN

Chief Administrator

HIDALGO CO. CONST. PCT. 4

Date: 01/13/2015