

Racial Profiling Report

Agency Name: COMMERCE POLICE DEPARTMENT

Reporting Date: January 2018 - December 2018

TCOLE Agency Number: 231203

Chief Administrator: CHIEF JASON RECTOR

Agency Contact

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By submitting, the chief administrator affirms that the agency has a policy in place in accordance with Texas Code of Criminal Procedure §2.132, and that the policy:

(1) clearly defines acts constituting racial profiling;

(2) strictly prohibits peace officers employed by the agency from engaging in racial profiling;

(3) implements a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;

(4) provides public education relating to the agency's compliment and complaint process, including providing the telephone number, mailing address, and e-mail address to make a compliment or complaint with respect to each ticket, citation, or warning issued by a peace officer;

(5) requires appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) requires collection of information relating to motor vehicle stops in which a ticket, citation, or warning 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;

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

(D) whether the peace officer used physical force that resulted in bodily injury, as that term is defined by Section 1.07, Penal Code, during the stop;

(E) the location of the stop; and

(F) the reason for the stop; and

(7) requires 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 Texas 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.

Executed by: CHIEF JASON RECTOR

Date: 02/25/2019 14:33

COMMERCE POLICE DEPARTMENT Racial Profiling Information

Total stops: 1379

1. Gender

CCP 2.133(b)(1)(a)

1.1 Female: 552

1.2 Male: 827

2. Race or Ethnicity

CCP 2.132(a)(3), 2.132(b)(6)(A), 2.133(b)(1)(B)

2.1 Black: 359

2.2 Asian / Pacific Islander: 46

2.3 White: 806

2.4 Hispanic/Latino: 119

2.5 Alaska Native/American Indian: 12

3. Was race or ethnicity known prior to stop?

CCP 2.132(b)(6)(C)

3.1 Yes: 3

3.2 No: 1376

4. Reason for stop?

CCP 2.132(b)(6)(F), 2.133(b)(2)

4.1 Violation of law: 87

4.2 Pre existing knowledge: 15

4.3 Moving traffic violation: 1055

4.4 Vehicle traffic violation: 222

5. Street address or approximate location of the stop

CCP 2.132(b)(6)(E), 2.133(b)(7)

5.1 City street: 749

5.2 US highway: 592

5.3 County road: 5

5.4 State Highway: 0

5.5 Private property or other: 33

6. Was a search conducted?

CCP 2.132(b)(6)(B), 2.133(b)(3)

6.1 Yes: 121

6.2 No: 1258

7. Reason for Search?

7.1 Consent: 25

7.2 Contraband in plain view: 5

7.3 Probable cause: 60

7.4 Inventory: 20

7.5 Incident to arrest: 11

CCP 2.132(b)(6)(B), 2.133(b)(3)

CCP 2.133(b)(5)(A)

CCP 2.133(b)(5)(B)

CCP 2.133(b)(5)(C)

CCP 2.133(b)(5)(C)

8. Was Contraband discovered?

CCP 2.133(b)(4)

8.1 Yes: 84

8.2 No: 37

9. Description of contraband

CCP 2.133(b)(4)

9.1 Drugs: 66

9.2 Currency: 0

9.3 Weapons: 1

9.4 Alcohol: 10

9.5 Stolen property: 3

9.6 Other: 4

10. Result of the stop

10.1 Verbal warning: 0

10.2 Written warning: 336

10.3 Citation: 934

10.4 Written warning and arrest: 4

10.5 Citation and arrest: 56

10.4 Arrest: 49

CCP 2.133(b)(8)

CCP 2.133(b)(8)

CCP 2.133(b)(8)

CCP 2.133(b)(6)

Arrest Total: 109

11. Arrest based on

CCP 2.133(b)(6)

11.1 Violation of Penal Code: 54

11.2 Violation of Traffic Law: 26

11.3 Violation of City Ordinance: 0

11.4 Outstanding Warrant: 29

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

CCP 2.132(b)(6)(D), 2.133(b)(9)

12.1 Yes: 0

12.2 No: 1379