

2017

# RACIAL PROFILING ANALYSIS



**Prepared By:**

**Melinda D. Schlager, Ph.D.  
Executive Director, Caruth Police Institute  
Professor, UNT Dallas**

This report reflects motor vehicle stop activities of the Dallas Police Department for the calendar year 2017 as required by Article 2.132 of the Texas Code of Criminal Procedure.

### **Statistical Data on Racial Profiling**

The following data was collected from January 1 – December 31, 2017. It summarizes the number of motor vehicle stops in which a citation was issued or an arrest made; the number of searches made during those stops; the number of consensual searches; and the number of custodial arrests resulting from those stops, as it relates to the race or ethnicity of the individuals detained. In addition, the analysis indicates whether or not the officer knew the race of the individual being stopped.

Officers are to record the race/ethnicity on stops in which enforcement action is taken based on observation to the best of their ability, and are not to rely solely on the Texas Driver License or Identification Card issued to the individual, which does not include the same race/ethnicity categories as defined in Art. 2.132 (a) (3). The policy of the Dallas Police Department is that officers will not ask a person for their race or ethnicity. (General Order 302.01 J: “Officers will not ask an individual for their race, but will make that determination to the best of their ability.”)

For calendar year 2017 data, TCOLE (Texas Commission on Law Enforcement) is no longer accepting unknown as a valid race. In 1.1% of citations, officers selected an invalid race code, these records were not included in this report. In previous years the Dallas Police Department would report these as ‘Unknown’.

Race	Traffic Contacts		Searches From Contacts		Race Known Prior To Stop (Yes)		Consensual Searches		Custody Arrests	
	Total	% of Total	Total	% of Total	Total	% of Total	Total	% of Total	Total	% of Total
White	21,206	23.30%	2,142	19.69%	100	24.27%	34	16.67%	2,034	19.87%
African American	33,921	37.27%	5,480	50.37%	179	43.45%	97	47.55%	5,194	50.73%
Hispanic	34,154	37.53%	3,154	28.99%	131	31.80%	73	35.78%	2,907	28.39%
Asian	1,018	1.12%	55	0.51%	1	0.24%	-	0.00%	55	0.54%
Native American	192	0.21%	17	0.16%	-	0.00%	-	0.00%	17	0.17%
Middle Eastern	512	0.56%	32	0.29%	1	0.24%	-	0.00%	32	0.31%
<b>Total</b>	<b>91,003</b>	<b>100.00%</b>	<b>10,880</b>	<b>100.00%</b>	<b>412</b>	<b>100.00%</b>	<b>204</b>	<b>100.00%</b>	<b>10,239</b>	<b>100.00%</b>

The overall number of traffic contacts increased from 87,166 in 2016 to 91,003 in 2017. The percentage of traffic contacts by race remained relatively unchanged.

### Mobile Video Recorder Program

The Dallas Police Department has been at the forefront in advocating for the use of cameras for documentation of police/citizen contacts, and it remains our belief that only through this method will an accurate assessment of issues relating to these contacts be possible. This position is present in current legislation, which was collaboratively written by Senator Royce West and the Dallas Police Department.

The Dallas Police Department applied for and received audio/video equipment under Art. 2.137. As of 2017, audio/video cameras have been installed in one hundred percent of the nine hundred thirty-two (932) vehicles that routinely perform motor vehicle stops. The Department is thus exempted from “Tier Two” data collection and reporting requirements. Furthermore, as of December 2017 there are nine hundred seventy-two (972) body cameras that have been issued to officers in patrol. There are plans to issue additional cameras to officers in 2018.

## DVR Review Team

The Mission of the DVR Review Team (Digital Video Recorder) is to preserve the integrity of the work of the Dallas Police Department through regular reviews of the content of police in-car digital video recordings to ensure compliance with Departmental rules and regulations, as well as local, state, and federal laws.

Regular reviews ensure departmental accountability by identifying conduct that might bring discredit to the Department, training opportunities for improvement, development of field operating procedures, and incidents of commendable behavior.

Supervisors also conduct regular reviews of videos from officers under their command as required by TX77RSB1074; at a minimum, these reviews are to be conducted at least twice each year for all patrol officers assigned to them to assess officer behavior, as per General Order 328.03 D1.

DVR Team Reviews	
Reviewed 210 Evading Arrest offenses	364
Reports Generated	39
Commendations Recommended	3

As of November 2013, consensual searches with no documentation or audio/video recording are no longer allowed. Officers are required to document all consensual searches that are conducted, even if no seizure or arrest is made.

## Complaints Regarding Racial Profiling

The Dallas Police Department has established procedures for accepting complaints regarding Racial Profiling from citizens, and provides public education relating to the process for filing such complaints. Complaints regarding Racial Profiling are handled in accordance with Texas Government Code, Section 614.021-614.023, as interpreted by the City Attorney.

The following are the number of complaints alleging racial profiling for the past five years. All complaints in the previous years have been Unfounded or Not Sustained.

Year	Number of Complaints Related to Racial Profiling	Disposition
2013	12	Unfounded 9 Not Sustained 3
2014	12	Unfounded 8 Not Sustained 4
2015	12	Unfounded 6 Not Sustained 6
2016	9	Unfounded 7 Not Sustained 2
2017	6	Unfounded 3 Not Sustained 3

UNFOUNDED -- the investigation determined that the act or acts complained of did not occur.

NOT SUSTAINED -- the investigation failed to disclose sufficient evidence to prove or disprove the allegation.

## Conclusion

The Dallas Police Department is committed to providing all information required to comply with the Racial Profiling Law. The Department continues to take steps to ensure that it also complies with the intent of the law.

Based on current departmental policy regarding data collection, the data, number of complaints, training, and philosophy of the Department, no evidence of a pattern of racial profiling by the members of the Dallas Police Department was found. The Department is in compliance with applicable Texas law on the collection of racial profiling data.

## TIER 1 - PARTIAL EXEMPTION RACIAL PROFILING REPORT

**Agency Name:** DALLAS POLICE DEPARTMENT  
**Reporting Date:** 02/01/2018  
**TCOLE Agency Number:** 113208  
**Chief Administrator:** U. RENEÉ HALL  
**Agency Contact Information:** Phone: 214-671-3905  
Mailing Address:  
DALLAS POLICE DEPARTMENT  
1400 Lamar St.  
Dallas, TX 75215

This Agency claims partial racial profiling report exemption because:  
Our vehicles that conduct motor vehicle stops are equipped with video and audio equipment and we maintain videos for 90 days.

### Certification to This Report 2.132 (Tier 1) – Partial Exemption

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

DALLAS POLICE DEPARTMENT has adopted a detailed written policy on racial profiling. Our policy:

- (1) clearly defines acts constituting racial profiling;
- (2) strictly prohibits peace officers employed by the DALLAS POLICE DEPARTMENT from engaging in racial profiling;
- (3) implements a process by which an individual may file a complaint with the DALLAS POLICE DEPARTMENT if the individual believes that a peace officer employed by the DALLAS POLICE DEPARTMENT 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 DALLAS POLICE DEPARTMENT who, after an investigation, is shown to have engaged in racial profiling in violation of the DALLAS POLICE DEPARTMENT'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: ***U. RENEÉ HALL***

Chief Administrator

DALLAS POLICE DEPARTMENT

Date: 02/1/2018

## DALLAS POLICE DEPT. Motor Vehicle Racial Profiling Information

### Number of motor vehicle stops:

1. **80764** citation only
2. 10239 arrest only
3. **0** both
4. **91003 Total** (4, 11, 14 and 17 must be equal)

### Race or Ethnicity:

5. **33921** African
6. **1018** Asian
7. **21206** Caucasian
8. **34154** Hispanic
9. **512** Middle Eastern
10. **192** Native American
11. **91003 Total** (lines 4, 11, 14 and 17 must be equal)

### Race or Ethnicity known prior to stop?

12. **412** Yes
13. **90591** No
14. **91003 Total** (lines 4, 11, 14 and 17 must be equal)

### Search conducted?

15. **10880** Yes
16. **80123** No
17. **91003 Total** (lines 4, 11, 14 and 17 must be equal)

### Was search consented?

18. **204** Yes
19. **10676** No
20. **10880 Total** (must equal line 15)