

**MIDLAND COUNTY SHERIFF'S OFFICE
2014 RACIAL PROFILING REPORT**



TEXAS DEPARTMENT OF PUBLIC SAFETY

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Midland County Sheriff's Office

P o box 11287

Midland, Texas 79702

Dear Donald Graham:

The Department has received your agency's request for driver record information to assist you in complying with the requirements of Code of Criminal Procedures §2.131.

This report was generated in January 2015. The report reflects the race demographics by county and zip code for all driver license records on the date the report was generated. For all future requests, you must specifically indicate each zip code and/or county for which you want information.

Data provided in this report is derived from the race codes maintained in the Department's driver record file. Race codes are established for the purpose of driver license issuance and include Black, White, Indian, Asian, Hispanic and Other. According to the Texas Law Enforcement Manual §02.10.04 (1a), "Other" is to be used for those of "mixed" races/backgrounds who refuse to accept any of these classifications, or for other unusual situations.

Driver Record information is exempted from release under the Open Records Act and provides that information relating to an individual's driver license can be released only in accordance with Chapter 730 of the Texas Transportation Code (TRC). This statute allows the release of driver record information to a government law enforcement entity. Further, TRC §521.049(c) provides the authority to release information in a class-type listing to a government entity. However, the Department is prevented from releasing class-type listings to nongovernmental entities under TRC §521.051.

The Department understands that the intended use of the requested information could lead to its release in an open government forum or a required report. However, the Department is not waiving any exceptions to disclosure under the Open Records Act by providing this report. In addition, due to restrictions related to providing class-type listings to nongovernmental entities, the Department requests that your agency refrain from disseminating this document.

If we may be of further service, please contact the Driver Record Section at (512) 424-2032.

Manager
License and Record Services
rp : JDLC

79701

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	42	77	2,131	3,157	12,137	200	17,744
FEMALE	42	96	1,750	2,337	10,714	165	15,104
ALL	84	173	3,881	5,494	22,851	365	32,848

79702

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	0	0	33	32	245	1	311
FEMALE	2	0	16	16	103	1	138
ALL	2	0	49	48	348	2	449

79703

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	39	167	714	1,596	9,000	133	11,649
FEMALE	35	173	557	1,179	8,497	107	10,548
ALL	74	340	1,271	2,775	17,497	240	22,197

79704

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	0	0	2	5	57	1	65
FEMALE	0	0	4	3	37	0	44
ALL	0	0	6	8	94	1	109

79705

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	44	239	1,975	1,899	14,781	187	19,125
FEMALE	48	257	1,812	1,385	14,231	148	17,881
ALL	92	496	3,787	3,284	29,012	335	37,006

79706

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	16	43	251	1,878	9,349	123	11,660
FEMALE	25	46	156	1,386	8,567	97	10,277
ALL	41	89	407	3,264	17,916	220	21,937

MIDLAND

	AMERICAN INDIAN/ ALASKAN NATIVE	ASIAN/ PACIFIC ISLANDER	BLACK	HISPANIC	WHITE	OTHER	ALL RACES
MALE	221	1,452	6,042	9,955	61,302	878	79,850
FEMALE	228	1,354	4,972	7,344	57,922	695	72,515
ALL	449	2,806	11,014	17,299	119,224	1,573	152,365

**Partial Exemption Racial Profiling Reporting
(Tier 1)**

Department Name MIDLAND COUNTY SHERIFF'S OFFICE
Agency Number 329100
Chief Administrator Name SHERIFF GARY PAINTER
Reporting Name SHERIFF GARY PAINTER
Contact Number (432) 688-4600
E-Mail Address gary_painter@co.midland.tx.us

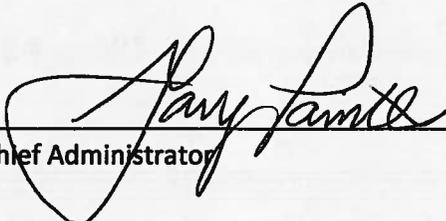
Certification to Report 2.132 (Tier 1) – Partial Exemption

Policy Requirements (2.132(b) CCP):

Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must:

- (1) clearly define acts constituting racial profiling;
- (2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;
- (3) implement 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) provide public education relating to the agency's complaint process;
- (5) require 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) 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 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.

These policies are in effect



Chief Administrator

2-9-15

Date

**Partial Exemption Racial Profiling Reporting
(Tier 1)**

Video and Audio Equipment Exemption

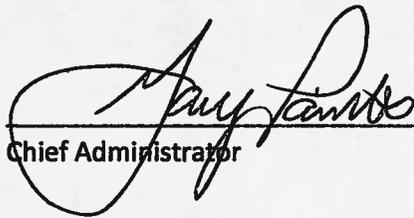
Partial Exemption Claimed by (2.135(a) CCP):

X all cars regularly used for motor vehicle stops are equipped with video camera
And transmitter-activated equipment and each motor stop is recorded and the
Recording of the stop is retained for at least 90 days after the stop

OR

___ In accordance with 2.135(a)(2) the agency has requested and not received funds to
Install the recording equipment

I claim this exemption


Chief Administrator

2-9-15

Date

**Midland County Sheriff's Office
Racial Profiling Report
For Year 2014**

Although the Midland County Sheriff's Office qualifies for the *Tier 1 Reporting - Partial Exemption*, our agency also submits additional Analysis in furtherance of our strict racial profiling policy.

Total Contacts with Written Warning or Citation:

Warnings:	<u>2784</u>	
Citations:	<u>2967</u>	Total: <u>5751</u>

Contact Type:

Vehicle Contact	<u>5702</u>	
Pedestrian Contact	<u>49</u>	Total: <u>5751</u>

Stops by Gender:

Female:	<u>1366</u>	
Male:	<u>4385</u>	Total: <u>5751</u>

Stops By Ethnicity:

Asian:	<u>26</u>	
Black:	<u>367</u>	
Hispanic:	<u>2094</u>	
Middle Eastern:	<u>6</u>	
Native American:	<u>1</u>	
White/Non-Hispanic:	<u>3257</u>	Total: <u>5751</u>

Race or Ethnicity Known Prior to Stop:

Race Known Prior to Stop:	<u>28</u>	
Race Unknown Prior to Stop:	<u>5723</u>	Total: <u>5751</u>

Arrest Made With (Warning & Citation):

Yes:	<u>125</u>	
No:	<u>5626</u>	Total: <u>5751</u>

Arrest with Citation Type:

Outstanding Warrant	<u>8</u>	
Local Ordinance	<u>0</u>	
Penal Code Violation	<u>7</u>	
Traffic Code Violation	<u>58</u>	Total: <u>73</u>

Arrest with Warning Type:

Outstanding Warrant	<u>2</u>	
Local Ordinance	<u>0</u>	
Penal Code Violation	<u>8</u>	
Traffic Code Violation	<u>42</u>	Total: <u>52</u>

Search Conducted:

Yes:	<u>233</u>	
No:	<u>5518</u>	Total: <u>5751</u>

Search Consented:

Consent:	<u>125</u>	
No-Consent:	<u>108</u>	Total: <u>233</u>

Reason for Search:

Consented:	<u>125</u>	
Incident to Arrest:	<u>40</u>	
Inventory:	<u>20</u>	
Probable Cause:	<u>48</u>	Total: <u>233</u>

Contraband Found:

Yes:	<u>34</u>	
No:	<u>199</u>	Total: <u>233</u>

Type of Contraband Found:

Drugs:	<u>22</u>	
Weapons:	<u>2</u>	
Currency:	<u>0</u>	
Other:	<u>10</u>	Total: <u>34</u>