

## TIER 2 - FULL RACIAL PROFILING REPORT

**Agency Name:** SAN BENITO I.S.D. POLICE DEPT.  
**Reporting Date:** 02/26/2016  
**TCOLE Agency Number:** 061904  
**Chief Administrator:** SANTIAGO R. GARCIA  
**Agency Contact Information:** Phone: 956-31-6475  
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SAN BENITO I.S.D. POLICE DEPT.  
2001 Utex Drive  
San Benito, tx 78586

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

SAN BENITO I.S.D. POLICE DEPT. 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 SAN BENITO I.S.D. POLICE DEPT. from engaging in racial profiling;
- (3) implements a process by which an individual may file a complaint with the SAN BENITO I.S.D. POLICE DEPT. if the individual believes that a peace officer employed by the SAN BENITO I.S.D. POLICE DEPT. 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 SAN BENITO I.S.D. POLICE DEPT. who, after an investigation, is shown to have engaged in racial profiling in violation of the SAN BENITO I.S.D. POLICE DEPT.'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: **SANTIAGO R. GARCIA**

Chief Administrator

SAN BENITO I.S.D. POLICE DEPT.

Date: 02/26/2016

**SAN BENITO I.S.D. POLICE DEPT. Motor Vehicle Racial Profiling Information**

**Gender:**

- 1. 9 Female
- 2. 23 Male
- 3. **32 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Race or Ethnicity:**

- 4. 0 African
- 5. 0 Asian
- 6. 16 Caucasian
- 7. 16 Hispanic
- 8. 0 Middle Eastern
- 9. 0 Native American
- 10. **32 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Race or Ethnicity known prior to stop?**

- 11. 0 Yes
- 12. 32 No
- 13. **32 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Reason for stop:?**

- 14. 3 Violation of law other than traffic
- 15. 0 Pre-existing knowledge (i.e. warrant)
- 16. 27 Moving Traffic Violation
- 17. 2 Vehicle Traffic Violation (Equipment, Inspection or Registration)
- 18. **32 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Search conducted?**

- 19. **2** Yes
- 20. **30** No

21. **32 Total**

**Reason for search?**

- 22. **0** Consent
- 23. **0** Contraband/evidence in plain sight
- 24. **2** 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. **2** Yes
- 29. **0** No

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

**Description of Contraband**

- 31. **1** Illegal drugs/drug paraphernalia
- 32. **0** Currency
- 33. **0** Weapons
- 34. **1** Alcohol
- 35. **0** Stolen property
- 36. **0** Other

37. **2 Total** (must equal line 28)

**Arrest result of stop or search:**

- 38. **0** Yes
- 39. **32** No

40. **32 Total** (3, 10, 13, 18, 21, 40 and 51 must be equal)

**Arrest based on:**

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

**Street address or approximate location of the stop:**

- 45. 29 City Street
- 46. 0 US Highway
- 47. 0 County Road
- 48. 3 Private Property or Other

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

- 49. 32 Yes
- 50. 0 No

51. 32 Total

SAN BENITO I.S.D. POLICE DEPT. 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: **SANTIAGO R. GARCIA**  
Chief Administrator

SAN BENITO I.S.D. POLICE DEPT.

Date: 02/26/2016