

Tier 2 - Full Racial Profiling Report

Agency Name: Bryan City Marshal's Office
Reporting Date: 02/07/2019
TCOLE Agency Number: 041601
Chief Administrator: Chad Eixmann
Agency Contact Information: Phone: 979-209-5400

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

Bryan City Marshal's Office 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 Bryan City Marshal's Office from engaging in racial profiling;
- 3.) implements a process by which an individual may file a complaint with the Bryan City Marshal's Office if the individual believes that a peace officer employed by the Bryan City Marshal's Office 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 email address to make a compliment or complaint with respect to each ticket, citation, or warning issued by the peace officer;
- 5.) requires appropriate corrective action to be taken against a peace officer employed by the Bryan City Marshal's Office who, after an investigation, is shown to have engaged in racial profiling in violation of the Bryan City Marshal's Office's policy adopted under this article;
- 6.) requires 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;
 - 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 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: Chad Eixmann

Chief Administrator

Bryan City Marshal's Office

Date: 02/07/2019

BRYAN CITY MARSHAL'S OFFICE
Motor Vehicle Racial Profiling Data (TCOLE Requirements)

Total Stops: 65

1. Gender

Female: 32

Male: 33

2. Race or ethnicity

Black: 16

Asian/Pacific Islander: 0

White: 30

Hispanic/Latino: 19

Alaska Native/American Indian: 0

3. Was race or ethnicity known prior to stop?

Yes: 9

No: 56

4. Reason for stop?

Violation of law: 1

Pre-existing knowledge: 0

Moving traffic violation: 63

Vehicle traffic violation: 1

5. Street address or approximate location of the stop

City Street: 59

US Highway: 5

County Road: 0

State Highway: 0

Private property or other: 1

6. Was a search conducted?

Yes: 4

No: 61

7. Reason for Search?

Consent: 2

Contraband in plain view: 0

Probable Cause: 2

Inventory: 0

Incident to arrest: 0

8. Was Contraband discovered?

Yes: 3

No: 1

9. Description of contraband

Drugs: 1

Currency: 0

Weapons: 0

Alcohol: 2

Stolen Property: 0

Other: 0

10. Result of the stop

Verbal Warning: 32

Written Warning: 4

Citation: 26

Written Warning and Arrest: 0

Citation and Arrest: 0

Arrest: 3

11. Arrest based on

Violation of Penal Code: 1

Violation of Traffic Law: 2

Violation of City Ordinance: 0

Outstanding Warrant: 0

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

Yes: 0

No: 65

Racial Profiling Comparative Analysis 2018

Traffic Contacts – Total Number and Percentage of Stops, Arrests, Citations, and Searches for this five-officer department:

Race/Ethnicity	Stops	Percentage	Citations	Percentage	Verbal Warnings	Percentage	Written Warnings	Percentage
White	30	46.15%	12	46.15%	15	46.88%	1	25.00%
Black	16	24.62%	6	23.08%	8	25.00%	1	25.00%
Asian or Pacific Islander	0	0.00%	0	0.00%	0	0.00%	0	0.00%
Hispanic or Latino	19	29.23%	8	30.77%	9	28.13%	2	50.00%
Middle Eastern **	0	0.00%	0	0.00%	0	0.00%	0	0.00%
Alaska native or American Indian	0	0.00%	0	0.00%	0	0.00%	0	0.00%
Total	65		26		32		4	

Race/Ethnicity	Searches	Percentage	Consensual Searches	Percentage	Arrests	Percentage
White	1	25.00%	0	0.00%	2	66.67%
Black	1	25.00%	1	50.00%	1	33.33%
Asian or Pacific Islander	0	0.00%	0	0.00%	0	0.00%
Hispanic or Latino	2	50.00%	1	50.00%	0	0.00%
Middle Eastern **	0	0.00%	0	0.00%	0	0.00%
Alaska native or American Indian	0	0.00%	0	0.00%	0	0.00%
Total	4		2		3	

**Race/Ethnicity is defined by HB 3051

There were no complaints of Racial Profiling or Discrimination registered for this department for the year 2018.

Bryan City Marshal's Office 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: Chad Eixmann

Chief Administrator

Bryan City Marshal's Office