

# TIER 2 REPORTING

## FULL REPORTING

### Check One

- No motor vehicle or audio equipment
- We choose to full report even though we qualify for the partial exemption

Racial Profiling  
Reporting (Tier 2)

Department Name Clay County Sheriff's Office  
Agency Number 077100  
Chief Administrator Name Sheriff K.R. Lemons  
Reporting Name K. R. Lemons  
Contact Number (940)538-5611  
E-mail Address kenny.lemons@co.clay.tx.us

Certification to Report 2.132 (Tier 2)

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. 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. 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
  - d. Whether the peace officer used physical force that resulted in bodily injury, as the 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 Officer Standards and Education; 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

K.R. Lemons  
Chief Administrator

02-21-19  
Date

Racial Profiling Reporting  
(Tier 2)  
(State of Texas Mandatory Form)

1. Gender:
  - 1.1 Female: 258
  - 1.2 Male: 434Total: 692
2. Race or Ethnicity:
  - 2.1 Black: 48
  - 2.2 Asian/Pacific Islander: 13
  - 2.3 White: 523
  - 2.4 Hispanic/Latino: 84
  - 2.5 Alaska Native/American Indian: 2Total: 692
3. Was Race or ethnicity known prior to stop?
  - 3.1 Yes: 9
  - 3.2 No: 683Total: 692
4. Reason for stop:
  - 4.1 Violation of law other than traffic: 80
  - 4.2 Pre-existing knowledge (i.e. warrant): 0
  - 4.3 Moving Traffic Violation: 561
  - 4.4 Vehicle Traffic Violation: 51Total: 692
5. Street address or approximate location of the stop:
  - 5.1 City Street: 351
  - 5.2 US Highway: 259
  - 5.3 County Road: 44
  - 5.4 State Highway: 0
  - 5.5 Private Property or Other: 38
6. Was a search conducted?
  - 6.1 Yes: 58
  - 6.2 No: 634Total: 692
7. Reason for Search?
  - 7.1 Consent: 18
  - 7.2 Contraband/Evidence in Plain View: 0
  - 7.3 Probable Cause or Reasonable Suspicion: 33
  - 7.4 Inventory: 1
  - 7.5 Incident to Arrest/Warrant: 6Total: 58
8. Contraband Discovered?
  - 8.1 Yes: 25
  - 8.2 No: 33Total: 58

9. Description of Contraband:

- 9.1 Illegal Drugs/Drug Paraphernalia: 23
- 9.2 Currency: 0
- 9.3 Weapons: 0
- 9.4 Alcohol: 2
- 9.5 Stolen Property: 0
- 9.6 Other: 0

Total: 25

10. Result of the Stop:

- 10.2 Verbal Warning: 0
- 10.2 Written Warning: 107
- 10.3 Citation: 552
- 10.4 Written Warning and Arrest: 2
- 10.5 Citation and Arrest: 17
- 10.6 Arrest: 1

Total: 692

11. Arrest Based On:

- 11.1 Violation of Penal Code: 19
- 11.2 Violation of a Traffic Law: 1
- 11.3 Violation of City Ordinance: 0
- 11.4 Outstanding Warrant: 1

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

- 12.1 Yes: 4
- 12.2 No: 688

Please submit 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.

This analysis meets the above requirements

\_\_\_\_\_  
Chief Administrator

\_\_\_\_\_  
Date