

Racial Profiling Report | Full report

Agency Name: CLAY COUNTY CONSTABLE PRECINCT 1

Reporting Date: 2/17/2023

TCOLE Agency Number:

Chief Administrator: Constable Sidney Horton

Agency Contact:

Phone: (940) 264-1314

Email:

Mailing Address: 100 N. Bridge Street, Henrietta, TX 76365

This Agency filed a full report

CLAY COUNTY CONSTABLE
PRECINCT 1

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 CLAY COUNTY CONSTABLE PRECINCT 1 from engaging in racial profiling;
- 3) implements a process by which an individual may file a complaint with the CLAY COUNTY CONSTABLE PRECINCT 1 if the individual believes that a peace officer employed by the CLAY COUNTY CONSTABLE PRECINCT 1 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 CLAY COUNTY CONSTABLE PRECINCT 1 who, after an investigation, is shown to have engaged in racial profiling in violation of the CLAY COUNTY CONSTABLE PRECINCT 1
- 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;
- d. whether the peace officer used physical force that resulted in bodily injury during the stop;
- e. the location of the stop;
- f. the reason for the stop.

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.

The CLAY COUNTY CONSTABLE
PRECINCT 1 has satisfied the statutory data audit requirements as prescribed in Article 2, 133(c), Code of Criminal Procedure during the reporting period.

Executed by: Constable Sidney Horton



Date: 2/17/2023

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CLAY COUNTY CONSTABLE PRECINCT 1

1/1/2022 - 12/31/2022

Total stops: 60 100.00%

Street address or approximate location of the stop

City street: 6 10.00%
 US highway: 35 58.33%
 State highway: 14 23.33%
 County road: 2 3.33%
 Private property or other: 3 5.00%

Was race or ethnicity known prior to stop?

Yes: 5 8.33%
 No: 55 91.67%

Race or ethnicity

Alaska Native/American Indian: 0 0.00%
 Asian/Pacific Islander: 3 5.00%
 Black: 10 16.67%
 White: 39 65.00%
 Hispanic/Latino: 8 13.33%

Gender

Female:

Total	<u>19</u>	<u>31.67%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u> <u>0.00%</u>
	Black	<u>6</u>	<u>31.58%</u>	White	<u>13</u> <u>68.42%</u>
				Hispanic/Latino	<u>0</u> <u>0.00%</u>

Male:

Total	<u>41</u>	<u>68.33%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>3</u> <u>7.32%</u>
	Black	<u>4</u>	<u>9.76%</u>	White	<u>26</u> <u>63.41%</u>
				Hispanic/Latino	<u>8</u> <u>19.51%</u>

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1/1/2022 - 12/31/2022

Reason for stop?

Violation of law:

Total	2		3.33%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%	
	Black	0	0.00%	White	2	100.00%	Hispanic/Latino
					0	0.00%	

Preexisting knowledge:

Total	1		1.67%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%	
	Black	0	0.00%	White	1	50.00%	Hispanic/Latino
					0	0.00%	

Moving traffic violation:

Total	55		91.67%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	3	5.45%	
	Black	9	16.36%	White	35	63.64%	Hispanic/Latino
					8	14.55%	

Vehicle traffic violation:

Total	2		3.33%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%	
	Black	1	50.00%	White	1	50.00%	Hispanic/Latino
					0	0.00%	

Was a search conducted?

Yes:

Total	9		15.00%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	1	11.11%	
	Black	1	11.11%	White	4	44.44%	Hispanic/Latino
					3	33.33%	

No:

Total	51		85.00%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	2	3.92%	
	Black	9	17.65%	White	35	68.63%	Hispanic/Latino
					5	9.80%	

Reason for Search?

Consent:

Total	4		6.67%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	1	25.00%	
	Black	0	0.00%	White	1	25.00%	Hispanic/Latino
					2	50.00%	

Contraband:

Total	0		0.00%				
	Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%	
	Black	0	0.00%	White	0	0.00%	Hispanic/Latino
					0	0.00%	

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Probable cause:

Total	3		5.00%					
Alaska Native/American Indian	0		0.00%	Asian/Pacific Islander	0		0.00%	
Black	1	33.33%	White	2	66.67%	Hispanic/Latino	0	0.00%

Inventory:

Total	0						
Alaska Native/American Indian	0			Asian/Pacific Islander	0		
Black	0		White	0		Hispanic/Latino	0

Incident to arrest:

Total	2		0.00%					
Alaska Native/American Indian	0		0.00%	Asian/Pacific Islander	0		0.00%	
Black	0	0.00%	White	1	0.00%	Hispanic/Latino	1	0.00%

Was Contraband discovered?

Yes:

Total	3		5.00%					
				Did the finding result in arrest (total should equal previous column)?				
Alaska Native/American Indian	0	0.00%	Yes	0	0.00%	No	0	0.00%
Asian/Pacific Islander	0	0.00%	Yes	0	0.00%	No	0	0.00%
Black	0	0.00%	Yes	0	0.00%	No	0	0.00%
White	3	100.00%	Yes	1	33.33%	No	2	66.67%
Hispanic/Latino	0	0.00%	Yes	0	0.00%	No	0	0.00%

No:

Total	6		10.00%					
Alaska Native/American Indian	0		0.00%	Asian/Pacific Islander	1		16.67%	
Black	1	16.67%	White	1	16.67%	Hispanic/Latino	3	50.00%

Description of contraband

Drugs:

Total	2		3.33%					
Alaska Native/American Indian	0		0.00%	Asian/Pacific Islander	0		0.00%	
Black	0	0.00%	White	2	100.00%	Hispanic/Latino	0	0.00%

Currency:

Total	0		0.00%
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	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>0</u>	<u>0.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>
Weapons:						
	Total	<u>0</u>	<u>0.00%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>0</u>	<u>0.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>
Alcohol:						
	Total	<u>0</u>	<u>0.00%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>0</u>	<u>0.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>
Stolen property:						
	Total	<u>0</u>	<u>0.00%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>0</u>	<u>0.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>
Other:						
	Total	<u>1</u>	<u>1.67%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>1</u>	<u>100.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>

Result of the stop

Verbal warning:

	Total	<u>1</u>	<u>1.67%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>1</u>	<u>100.00%</u>
				Hispanic/Latino	<u>0</u>	<u>0.00%</u>

Written warning:

	Total	<u>47</u>	<u>78.33%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>3</u>	<u>6.38%</u>
	Black	<u>10</u>	<u>21.28%</u>	White	<u>30</u>	<u>63.83%</u>
				Hispanic/Latino	<u>4</u>	<u>8.51%</u>

Citation:

	Total	<u>10</u>	<u>16.67%</u>			
	Alaska Native/American Indian	<u>0</u>	<u>0.00%</u>	Asian/Pacific Islander	<u>0</u>	<u>0.00%</u>
	Black	<u>0</u>	<u>0.00%</u>	White	<u>7</u>	<u>70.00%</u>
				Hispanic/Latino	<u>3</u>	<u>30.00%</u>

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Written warning and arrest:

Total	0	0.00%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	0	0.00%	Hispanic/Latino	0	0.00%

Citation and arrest:

Total	1	1.67%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	0	0.00%	Hispanic/Latino	1	100.00%

Arrest:

Total	1	1.67%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	1	100.00%	Hispanic/Latino	0	0.00%

Arrest based on

Violation of Penal Code:

Total	1	1.67%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	0	0.00%	Hispanic/Latino	1	100.00%

Violation of Traffic Law:

Total	0	0.00%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	0	0.00%	Hispanic/Latino	0	0.00%

Violation of City Ordinance:

Total	0	0.00%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	0	0.00%	Hispanic/Latino	0	0.00%

Outstanding Warrant:

Total	1	1.67%						
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%			
Black	0	0.00%	White	1	100.00%	Hispanic/Latino	0	0.00%

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1/1/2022 - 12/31/2022

Was physical force resulting in bodily injury used during stop?

Yes:

Total	0	0.00%				
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	0	0.00%	
Black	0	0.00%	White	0	0.00%	Hispanic/Latino
						0
						0.00%

No:

Total	60	100.00%				
Alaska Native/American Indian	0	0.00%	Asian/Pacific Islander	3	5.00%	
Black	10	16.67%	White	39	65.00%	Hispanic/Latino
						8
						13.33%

Number of complaints of racial profiling?

Total	0	0.00%		
Resulted in disciplinary action	0	0.00%		
Did not result in disciplinary action	0	0.00%		

Submitted electronically to the



The Texas Commission on Law Enforcement

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Comparative Analysis

Motor Vehicle Stops vs. Gender Ethnic Population of Service Area

CLAY COUNTY CONSTABLE PRECINCT 1

Racial Profile Data Provided by Kologik COPsync Mobile	# of Stops	% of Stops
Male	41	68.33%
Female	19	31.67%
Alaska Native/American Indian	0	0.00%
Asian/Pacific Islander	3	5.00%
Black	10	16.67%
White	39	65.00%
Hispanic/Latino	8	13.33%

Agency Service Area Demographics Provided by Agency Official (Not Kologik)	Total Number	% of Population
Male		
Female		
Alaska Native/American Indian		
Asian/Pacific Islander		
Black		
White		
Hispanic/Latino		
Other/Not Reported Above		

DATA SOURCE USED FOR AGENCY SERVICE AREA DEMOGRAPHICS:

ADDITIONAL INFORMATION THAT MAY INFLUENCE AND/OR IMPACT DATA REPORTED:

This form is produced in accordance with the Texas Code of Criminal Procedure Article 2.134 as required by the Texas Occupation Code Section 1701.164 and the Texas Commission on Law Enforcement. The Agency Service Area Demographics data was derived from available public data sources such as the US Census Bureau and other statistical services available to the reporting agency.

