Racial Profiling Report | Full

Agency Name: UPSHUR CO. CONST. PCT. 1

Reporting Date: 01/01/2024 TCOLE Agency Number: 459101

Chief Administrator: TIMOTHY A. BARNETT

Agency Contact Information:

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Mailing Address:

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GILMER, TX 75644

This Agency filed a full report

<u>UPSHUR CO. CONST. PCT. 1</u> 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 <u>UPSHUR CO. CONST. PCT. 1</u> from engaging in racial profiling;
- 3) implements a process by which an individual may file a complaint with the <u>UPSHUR CO. CONST. PCT. 1</u> if the individual believes that a peace officer employed by the <u>UPSHUR CO. CONST. PCT. 1</u> 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 <u>UPSHUR CO.</u> <u>CONST. PCT. 1</u> who, after an investigation, is shown to have engaged in racial profiling in violation of the <u>UPSHUR CO. CONST. PCT. 1</u> policy;
- 6) requires collection of information relating to motor vehicle stops in which a warning or 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 <u>UPSHUR CO. CONST. PCT. 1</u> has satisfied the statutory data audit requirements as prescribed in Article 2.133

(c), Code of Criminal Procedure during the reporting period.

Executed by: TIMOTHY A. BARNETT Constable

Date: 01/01/2024

Total stops: 53

Cinat address as approximate to address of the	ilan asau
Street address or approximate location of t	ле stop 1
City street	24
US highway	2 4 13
County road	15
State highway	
Private property or other	٠0
Was race or ethnicity known prior to stop?	
Yes	6
No	47
Race / Ethnicity	
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	10
White	36
Hispanic / Latino	7
P	•
Gender	
Female	20
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	3
White	14
Hispanic / Latino	3
Male	33
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	7
White	22
Hispanic / Latino	4
Reason for stop?	
Violation of law	1
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	1
White	0

	Hispanic / Latino	0
Pree	xisting knowledge	1
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	0
	White	1
	Hispanic / Latino	0
Movi	ing traffic violation	39
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	6
	White	29
	Hispanic / Latino	4
Vehi	cle traffic violation	12
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	3
	White	6
	Hispanic / Latino	3
Was a s	search conducted?	
muo u .	caron conducted:	
Yes		2
Yes	Alaska Nativo / American Indian	2
Yes	Alaska Native / American Indian	0
Yes	Asian / Pacific Islander	0
Yes	Asian / Pacific Islander Black	0 0 2
Yes	Asian / Pacific Islander	0
	Asian / Pacific Islander Black	0 0 2 0 2
Yes No	Asian / Pacific Islander Black White	0 0 2 0
	Asian / Pacific Islander Black White	0 0 2 0 2
	Asian / Pacific Islander Black White Hispanic / Latino	0 0 2 0 2 51
	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian	0 0 2 0 2 51
	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander	0 0 2 0 2 51 0
	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black	0 0 2 0 2 51 0
No	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino	0 0 2 0 2 51 0 0 8 36
No	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino for Search?	0 0 2 0 2 51 0 8 36 7
No	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino for Search?	0 0 2 0 2 51 0 0 8 36 7
No	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino for Search? sent Alaska Native / American Indian	0 0 2 0 2 51 0 8 36 7
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No	Asian / Pacific Islander Black White Hispanic / Latino Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino for Search? sent Alaska Native / American Indian	0 0 2 0 2 51 0 8 36 7

	Hispanic / Latino	0				
Conf	traband	0				
	Alaska Native / American Indian	0				
	Asian / Pacific Islander	0				
	Black	0				
	White	0				
	Hispanic / Latino	0				
Prob	pable	0				
	Alaska Native / American Indian	0				
	Asian / Pacific Islander	0				
	Black	0				
	White	0				
	Hispanic / Latino	0				
Inve	ntory	0				
	Alaska Native / American Indian	0				
	Asian / Pacific Islander	0				
	Black	0				
	White	0				
	Hispanic / Latino	0				
Incid	lent to arrest	1				
	Alaska Native / American Indian	0				
	Asian / Pacific Islander	0				
	Black	1				
	White	0				
	Hispanic / Latino	0				
Was Co	ontraband discovered?					
Yes		1	Did th	e findin	g result in a	arrest?
			(total :	should e	qual previou	us column)
	Alaska Native / American Indian	0	Yes		No	0
	Asian / Pacific Islander	0	Yes	0	No	0
	Black	1	Yes	0	No	1
	White	0	Yes	0	No	0
	Hispanic / Latino	0	Yes	0	No	0
No		1				
	Alaska Native / American Indian	0				
	Asian / Pacific Islander	0				
	Black	1				
	White	0				
	Hispanic / Latino	1				

Description of contraband 1 **Drugs** 0 Alaska Native / American Indian Asian / Pacific Islander 0 **Black** White 0 Hispanic / Latino 0 Weapons 0 Alaska Native / American Indian Asian / Pacific Islander 0 **Black** 0 White 0 Hispanic / Latino 0 Currency Alaska Native / American Indian 0 Asian / Pacific Islander 0 **Black** 0 White Hispanic / Latino 0 Alcohol 0 Alaska Native / American Indian 0 Asian / Pacific Islander 0 Black 0 White 0 Hispanic / Latino 0 Stolen property 0 Alaska Native / American Indian Asian / Pacific Islander 0 Black 0 White 0 Hispanic / Latino 0 Other 0 Alaska Native / American Indian 0 Asian / Pacific Islander 0 **Black** 0 White 0 Hispanic / Latino 0 Result of the stop 2 Verbal warning

Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	0
White	2
Hispanic / Latino	0
Written warning	24
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	4
White	17
Hispanic / Latino	3
Citation	26
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	5
White	17
Hispanic / Latino	4
Written warning and arrest	0
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	0
White	0
Hispanic / Latino	0
Citation and arrest	0
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	0
White	0
Hispanic / Latino	0
Arrest	1
Alaska Native / American Indian	0
Asian / Pacific Islander	0
Black	1
White	0
Hispanic / Latino	0
Arrest based on	
Violation of Penal Code	1
Alaska Native / American Indian	0
Acian / Pacific Iclandor	Λ

	Black.	1
	White	0
	Hispanic / Latino	0
Viola	tion of Traffic Law	0
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	0
	White	0
	Hispanic / Latino	0
Viola	tion of City Ordinance	0
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	0
	White	0
	Hispanic / Latino	0
Outs	tanding Warrant	0
	Alaska Native / American Indian	0
	Asian / Pacific Islander	0
	Black	0
	1201 14	0
	White	0
	White Hispanic / Latino	0
Was ph	Hispanic / Latino	0
Was ph Yes		0
=	Hispanic / Latino	0 y used during stop?
=	Hispanic / Latino ysical force resulting in bodily injury	0 y used during stop? 0
=	Hispanic / Latino ysical force resulting in bodily injur Alaska Native / American Indian	0 y used during stop? 0 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander	0 y used during stop? 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black	0 y used during stop? 0 0 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino	y used during stop? 0 0 0 0 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White	y used during stop? 0 0 0 0 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To:	v used during stop? o o o o o o o o o
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect	y used during stop? 0 0 0 0 0 0 0 0
=	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer	y used during stop? 0 0 0 0 0 0 0 0 0 0 0
Yes	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer	0 y used during stop? 0 0 0 0 0 0 0 0 0 0 0
Yes	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer Both	0 y used during stop? 0 0 0 0 0 0 0 0 0 0 53
Yes	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer Both Alaska Native / American Indian	0 y used during stop? 0 0 0 0 0 0 0 0 0 53
Yes	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer Both Alaska Native / American Indian Asian / Pacific Islander	0 y used during stop? 0 0 0 0 0 0 0 0 0 53 0 0
Yes	Hispanic / Latino ysical force resulting in bodily injury Alaska Native / American Indian Asian / Pacific Islander Black White Hispanic / Latino Resulting in Bodily Injury To: Suspect Officer Both Alaska Native / American Indian Asian / Pacific Islander Black	0 y used during stop? 0 0 0 0 0 0 0 0 0 53 0 0 10

Number of complaints of racial profiling Total 0 Resulted in disciplinary action 0 Did not result in disciplinary action 0 Comparative Analysis Use TCOLE's auto generated analysis Use Department's submitted analysis □ Optional Narrative N/A

Submitted electronically to the



The Texas Commission on Law Enforcement

UPSHUR CO. CONST. PCT. 1

01. Total Traffic Stops:	53	der anvertigen und er eine eine eine eine eine eine eine e
02. Location of Stop:		
a. City Street	T	1.89%
b. US Highway	24	45.28%
c. County Road	13	24.53%
d. State Highway	15	28.30%
e. Private Property or Other	0	0.00%
03. Was Race known prior to Stop:		or (A) (historial filamentus para A) - discharación modernica a migra com regionary (george in granta a george
a. NO	47	88.68%
b. YES	6	11.32%
04. Race or Ethnicity:		ATTENDED TO THE PROPERTY OF TH
a. Alaska/ Native American/ Indian	0	0.00%
b. Asian/ Pacific Islander	0	0.00%
c. Black	10	18.87%
d. White	36	67.92%
e. Hispanic/ Latino	7	13.21%
D5. Gender:		
a. Female	20	37.74%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	3	5.66%
iv. White	14	26.42%
v. Hispanic/ Latino	3	5.66%
b. Male	33	62.26%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	7	13.21%
iv. White	22	41.51%
v. Hispanic/ Latino	4	7.55%
06. Reason for Stop:		Net v 1997 1997 1997 1997 1997 1997 1997 19
a. Violation of Law	1	1.89%
i. Alaska/ Native American/ Indian	Ö	0.00%

iii. Black	1	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
b. Pre-Existing Knowledge	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	. 0	0.00%
iv. White	1	100.00%
v. Hispanic/ Latino	0	0.00%
c. Moving Traffic Violation	39	73.58%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	6	15.38%
iv. White	29	74.36%
v. Hispanic/ Latino	4	10.26%
d. Vehicle Traffic Violation	12	22.64%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	· 3	25.00%
iv. White	· 6	50.00%
v. Hispanic/ Latino	3	25.00%
07. Was a Search Conducted:		
a. NO	. 51	96.23%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander		0.00%
iii. Black	8	15.69%
iv. White	36	70.59%
v. Hispanic/ Latino	7	13.73%
b. YES	Z	3.77%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	2	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	2	100.00%
08. Reason for Search:		orania are ne state a section and the section
a. Consent	_	1.89%

i. Alaska/ Native American/ Indian	00	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	1	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
b. Contraband in Plain View	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	noon ka maa k
c. Probable Cause	0	0.00%
ii. Alaska/ Native American/ Indian	0	arananan aranan ara
i. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	
d. Inventory	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	.0	
iij. Black	0	e VIII vii vii vii vii vii vii vii vii vii
iv. White	0	
v. Hispanic/ Latino	0	of the state of th
e. Incident to Arrest	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	1	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
09. Was Contraband Discovered:		
YES	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
Finding resulted in arrest - YES	. 0	
Finding resulted in arrest - NO	0	
ii. Asian/ Pacific Islander	0	0.00%
Finding resulted in arrest - YES	0	
Finding resulted in arrest - NO	0	
iii. Black	1	100.00%

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Finding resulted in arrest - YES	0	
Finding resulted in arrest - NO	1	
iv. White	0	0.00%
Finding resulted in arrest - YES	0	
Finding resulted in arrest - NO	0	
v. Hispanic/ Latino	0	0.00%
Finding resulted in arrest - YES	0	
Finding resulted in arrest - NO	0	
b. NO	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
i. Asian/ Pacific Islander	0	0.00%
iii. Black	1	00.00%
iv. White	0	0.00%
v. Hispanic/ Latino	1	00.00%
10. Description of Contraband:		
a. Drugs	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	1	00.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
b. Currency	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	and the state of t
iv. White	0	
v. Hispanic/ Latino	0	er-melek rel dia. Manna kara-a, anda aran araka ekenderiar ay arapideleji karanad yakta mala
c. Weapons	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Błack	0	
iv. White	0	
v. Hispanic/ Latino	0	
d. Alcohol	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	, the second of
iv. White	0	

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v. Hispanic/ Latino	0	0.00%
e. Stolen Property	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	
f. Other	0	0.00%
i. Alaska/ Native American/ Indian	0	
i. Asian/ Pacific Islander	0	551 A 184 No. 76574 MANAGEMBA AND IS MIGH. NO COMMISSION OF THE STATE
iii. Black	0	<u> </u>
iv. White	0	
v. Hispanic/ Latino	0	
11. Result of Stop:		
a. Verbal Warning	2	3.77%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	0	0.00%
iv. White	2	100.00%
v. Hispanic/ Latino	0	0.00%
b. Written Warning	24	45.28%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	4	16.67%
iv. White	17	70.83%
v. Hispanic/ Latino	3	12.50%
c. Citation	26	49.06%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Black	5	19.23%
iv. White	17	65.38%
v. Hispanic/ Latino	4	15.38%
d. Written Warning and Arrest	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	······································

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e. Citation and Arrest	O	0.00%
i. Alaska/ Native American/ Indian	0	North distance
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	
f. Arrest	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	0	0.00%
iii. Blaçk	1	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
12. Arrest Based On:	r Milled to 1 Milled Tribble T	
a. Violation of Penal Code	1	1.89%
i. Alaska/ Native American/ Indian	0	0.00%
ii. Asian/ Pacific Islander	, 0	0.00%
iii. Black	1	100.00%
iv. White	0	0.00%
v. Hispanic/ Latino	0	0.00%
b. Violation of Traffic Law	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	•	- N. Western M. Market and M. M. Market and an analysis of the same provided and the last Market provided Andrews Market Market and a consequence of the same provided and the last Market Mark
c. Violation of City Ordinance	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	No And remaining the manifest was the manifest of the second and the second an
d. Outstanding Warrant	0	0.00%
i. Alaska/ Native American/ Indian	0	
ii. Asian/ Pacific Islander	0	yyy agy at ong a yyen <u>an yyen an yyen an yan an yan an yan an yan an yan a</u>
iii. Black	0	
iv. White	0	
v. Hispanic/ Latino	0	

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13. Was Physical Force Used:

0 0 10 36 7 0	0.00% 0.00% 18.87% 67.92% 13.21% 0.00%	
10 36 7 0	18.87% 67.92% 13.21%	
36 7 0	67.92% 13.21%	
7	13.21%	
		
	0.00%	firelian appropriate and address
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REPORT DATE COMPILED 01/01/2024