

# **TIER 2 REPORTING**

## **FULL REPORTING**

### **Check One**

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



## Racial Profiling Reporting (Tier 2)

Department Name FORT BEND CO. PCT. 3 CONSTABLE'S OFFICE  
Agency Number TX 0790900  
Chief Administrator Name ROB COOK, CONSTABLE  
Reporting Name AARON W. TYKINSKI, CHIEF DEPUTY  
Contact Number 281-238-1430  
E-mail Address AARON.TYKINSKI@CO.FORT-BEND.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) require 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
- (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 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

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

\_\_\_\_\_  
Date



**Racial Profiling Reporting  
(Tier 2)**

**(State of Texas Mandatory Form)**

**Instructions: Please fill out all boxes. If zero use 0.**

**1. Total on lines 3, 10, 13, 18, 21, 40, and 51 Must be equal**

**2. Total on lines 27 and 30 Must equal line 19**

**Gender:**

1. 1,073 Female  
2. 1,720 Male

3. 2,793 Total

**Race or Ethnicity:**

4. 452 African  
5. 175 Asian  
6. 1,744 Caucasian  
7. 369 Hispanic  
8. 53 Middle Eastern  
9. 0 Native American

10. 2,793 Total

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

11. 2 Yes  
12. 2,791 No

13. 2,793 Total

**Reason for stop:**

14. 18 Violation of law other than traffic  
15. 0 Pre-existing knowledge (i.e. warrant)  
16. 2,068 Moving Traffic Violation  
17. 707 Vehicle Traffic Violation (Equipment, Inspection or Registration)

18. 2,793 Total



## Racial Profiling Reporting (Tier 2)

### Search conducted?

19. 17 Yes  
20. 2,776 No

21. 2,793 Total

### Reason for search: (choose 1 for each search)

22. 7 Consent  
23. 7 Contraband/evidence in plain sight  
24. 3 Probable cause or reasonable suspicion  
25. 0 Inventory search performed as result of  
towing  
26. 0 Incident to arrest/warrant  
27. 17 Total Must equal #19

### Contraband discovered?

28. 13 Yes  
29. 4 No  
30. 17 Total Must equal #19

### Description of Contraband (Chose only One)

31. 5 Illegal drugs/drug paraphernalia  
32. 0 Currency  
33. 0 Weapons  
34. 8 Alcohol  
35. 0 Stolen property  
36. 0 Other  
37. 13 Total Must equal #28

### Arrest result of stop or search:

38. 5 Yes  
39. 2,788 No

40. 2,793 Total



**Racial Profiling Reporting  
(Tier 2)**

**Arrest based on:**

41. 5 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. 939 City Street (*SUB-DIVISION*)  
46. 0 US Highway  
47. 143 County Road (*F.M. OR MAIN ROADS*)  
48. 1,711 Private Property or Other (*TOLL ROAD*)

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

49. 2,793 Yes  
50. 0 No

51. 2,793 Total

**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

***All five (5) pages will be entered via a TCLEOSE Web entry form and the analysis is to be uploaded to the website in PDF format***

**[www.tcleose.state.tx.us](http://www.tcleose.state.tx.us)**



Fort Bend County Precinct 3 Constable's Office  
**2012 RACIAL PROFILING REPORT – ANALYSIS**

**PURPOSE:**

In accordance with the Texas Code of Criminal Procedure, Article 2.133, our Office has conducted an analysis of all traffic stops from 1 January through 31 December 2012 to ensure there was no racial profiling committed by any sworn officer commissioned by this agency. After a review of the data, we do not find any evidence that profiling was committed during 2012; the quantitative results are listed in this report.

**DEMOGRAPHICS OF FORT BEND COUNTY**

According to the 2010 United States Census, the population of Fort Bend County is 585,375; of that population, 138,967 are listed as Hispanic or Latino and 446,408 are listed as non-Hispanic or Latino. Other demographics of Fort Bend County include:

Whites:	296,310
Blacks:	125,818
Asian:	99,370
AIAN:	2,302
NHPI:	226
Some Other Race:	44,328
Two or More Races:	17,021

Source: <http://2010.census.gov/2010census/popmap>

The area of Fort Bend County Precinct 3 for 2012 covered approximately 270 square miles of the 875 square miles total in the county (30.85%).

**ANALYSIS:**

While this Agency qualifies for a Tier I (Partial Exemption), we choose to fully report our activity under Tier II reporting.

There were 2,793 total traffic stops conducted by the Agency in 2012. All of the stops were recorded by either a written warning or a written citation for the offense(s) committed and the majority of these stops were recorded by audio and visual devices.

A breakdown of the race of violators warned or cited is listed below (rounded to nearest whole percentage):

Whites:	1,744	(63%)
Blacks:	452	(16%)
Asians:	175	(6%)
Hispanics/Latino:	369	(13%)
Middle Eastern:	53	(2%)
Native American	0	

Source: Fort Bend County Precinct 3 Constable's Office

Based on the data collected, we do not find any evidence racial profiling was committed by this Agency in 2012 because the minority races of Blacks, Hispanics, Asian, Middle Eastern, and Native Americans are well below the number of Whites warned or cited. Additionally, the figures listed appear to be in line with the general demographic breakdown of the county as indicated in the 2010 Census.

**COMPLAINTS CONCERNING RACIAL PROFILING:**

No complaints were filed against any peace officer with this Office regarding racial profiling.

**RACIAL PROFILING POLICY:**

The Fort Bend County Precinct 3 Constable's Office has a policy against racial profiling and it is listed in our Policy & Ethics Manual. All peace officers commissioned with this Office must abide by all policies, laws, statutes or mandates.

**AGENCY CONTACT INFORMATION:**

**Constable Robert W. Cook**

Fort Bend County Precinct 3 Constable's Office  
Attn: Chief Deputy Aaron W. Tyksinski  
22333 Grand Corner Drive, Suite 103  
Katy, Texas 77494

Phone: 281.238.1430 / Fax: 281.238.1431  
Email: [aaron.tyksinski@co.fort-bend.tx.us](mailto:aaron.tyksinski@co.fort-bend.tx.us)