

Bias-Based Policing

402.1 PURPOSE AND SCOPE

This policy provides guidance to department members that affirms the Livermore Police Department's commitment to policing that is fair and objective.

Nothing in this policy prohibits the use of specified characteristics in law enforcement activities designed to strengthen the department's relationship with its diverse communities (e.g., cultural and ethnicity awareness training, youth programs, community group outreach, partnerships).

Police action that is biased is unlawful and alienates the public, fosters distrust of police, and undermines legitimate law enforcement efforts. Race, ethnicity or nationality, religion, sex, sexual orientation, gender, gender identity or expression, economic status, age, cultural group, disability or affiliation with any other similar identifiable group shall not be used as the basis for providing differing levels of law enforcement service or enforcement of the law (ie., discriminatory or biased-based policing).

Community members may file complaints for alleged bias-based or discriminatory policing at <https://www.cityoflivermore.net/civicax/filebank/documents/4196/>. The Livermore Police Department will investigate all complaints of bias-based or discriminatory policing pursuant to Policy 1020, Personnel Complaints.

402.1.1 DEFINITIONS

Definitions related to this policy include:

Assembly Bill 953 (2015), the Racial and Identity Profiling Act (RIPA) – Effective January 1, 2022, the Livermore Police Department is required to start collecting enforcement Stop Data for all vehicle and pedestrian stops resulting in a detention, or any other contact, including a consensual encounter, resulting in a search. The data to be collected includes, among other things, the perceived race or ethnicity, gender, approximate age of the person stopped, as well as other data such as the reason for the stop, whether a search was conducted, and the result of any such search. AB 953 further requires the Livermore Police Department to report the collected Stop Data information to the California Department of Justice (DOJ). Stop Data records submitted to DOJ pursuant to AB 953 will be stored in a statewide Stop Data Collection System (SDCS) repository.

Bias-based policing - An inappropriate reliance on actual or perceived characteristics such as race, ethnicity, national origin, religion, sex, sexual orientation, gender identity or expression, economic status, age, cultural group, disability, or affiliation with any non-criminal group (protected characteristics) as the basis for providing differing law enforcement service or enforcement (Penal Code § 13519.4).

Bias-by-Proxy – Occurs when individuals call the police and make false or ill-informed claims of misconduct about persons they dislike or are biased against based on explicit racial and identity profiling or implicit bias. When the police act on a request for service rooted in implicit or explicit

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bias, they risk perpetuating the caller's bias. Members should use their critical decision-making skills drawing upon their training to assess whether there is criminal conduct.

Implicit Bias – Refers to the attitudes or stereotypes that affect a person's understanding, actions, and decisions in an unconscious manner. These biases, which encompass both favorable and unfavorable assessments, are activated involuntarily and without an individual's awareness or intentional control. Implicit biases are different from known biases that individuals may choose to conceal. Rather, implicit biases are not accessible through self-reflection or examination.

402.2 POLICY

A fundamental right guaranteed by the Constitution of the United States is due process and equal protection under the law guaranteed by the Fourteenth Amendment. Along with this right to due process and equal protection is the fundamental right to be free from unreasonable searches and seizures by government agencies as guaranteed by the Fourth Amendment. Therefore, the Livermore Police Department is committed to providing law enforcement services to the community with due regard for the racial, cultural or other differences of those served. It is the policy of this department to provide law enforcement services and to enforce the law equally, fairly, objectively and without discrimination toward any individual or group.

402.3 BIAS-BASED POLICING PROHIBITED

Bias-based policing is strictly prohibited.

However, nothing in this policy is intended to prohibit an officer from considering protected characteristics in combination with credible, timely and distinct information connecting a person or people of a specific characteristic to a specific unlawful incident, or to specific unlawful incidents, specific criminal patterns or specific schemes.

402.3.1 CALIFORNIA RELIGIOUS FREEDOM ACT

Members shall not collect information from a person based on religious belief, practice, affiliation, national origin or ethnicity unless permitted under state or federal law (Government Code § 8310.3).

Members shall not assist federal government authorities (Government Code § 8310.3):

- (a) In compiling personal information about a person's religious belief, practice, affiliation, national origin or ethnicity.
- (b) By investigating, enforcing or assisting with the investigation or enforcement of any requirement that a person register with the federal government based on religious belief, practice, or affiliation, or national origin or ethnicity.

402.3.2 BIAS-BY-PROXY

Bias-by-proxy can be defined as when an individual calls the police and makes false or ill-informed claims of misconduct about persons they dislike or are biased against (either implicit or explicit bias).

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- (a) Members should be aware of the potential for biased-based motivations behind calls for service.
- (b) Members should always aim to build community trust through all actions they take, especially in response to bias-based reports.
- (c) Members should exhibit critical decision making, drawing on their training and awareness of implicit and explicit bias, to assess whether there is a legitimate law enforcement purpose before taking action. Absent a legal duty to act, no member is obligated to take any discretionary action where bias-based motivation is behind a call for service.
- (d) When taking calls and dispatching, dispatchers should collect enough information necessary to verify there is a legitimate law enforcement purpose for the call and relay information without including biased assumptions. For suspected bias-motivated calls, dispatchers may use discretion to inform the caller that a member will not respond to the call without a legitimate basis of there being potentially criminal conduct or when there is no legitimate law enforcement purpose for responding.

If dispatchers assign a member to a call, they should inform the responding member(s) and the Watch Commander of any concerns with the call for service. The responding member and/or the Watch Commander may cancel the call at their discretion.

402.4 MEMBER RESPONSIBILITIES

Every member of this department shall perform his/her duties in a fair and objective manner and is responsible for promptly reporting any suspected or known instances of bias-based policing to a supervisor. Members should, when reasonable to do so, intervene to prevent any biased-based actions by another member.

Members should treat all members of the public with courtesy, professionalism, and respect. Members will not use harassing, intimidating, derogatory, or prejudiced language, particularly when related to an individual's actual or perceived protected characteristics.

Members will refer to all members of the public, including LGBT individuals, using the names, pronouns, and titles of respect appropriate to the individual's gender identity as expressed or clarified by the individual. Proof of the person's gender identity, such as an identification card, will not be required.

Members will not inquire about intimate details of an individual's sexual practices, anatomy, or gender-related medical history, except as necessary to serve valid, nondiscriminatory law enforcement objectives.

402.4.1 REASON FOR CONTACT

Officers contacting a person shall be prepared to articulate sufficient reason for the contact, independent of the protected characteristics of the individual.

To the extent that written documentation would otherwise be completed (e.g., arrest report, field interview (FI) card), the involved officer should include those facts giving rise to the contact, as applicable.

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Except for required data-collection RIMS entries, nothing in this policy shall require any officer to document a voluntary contact or social contact that would not otherwise require reporting.

When conducting stops, officers should introduce themselves to the person being stopped and provide an explanation for the stop as soon as reasonable and practicable.

When reasonable and feasible under attendant circumstances, officers should listen to the member of the public's questions or concerns without interruption and directly address the questions the person may have regarding the stop, including an explanation of options for citation disposition if relevant.

Officers will ensure that a stop is no longer than necessary to take appropriate action for the known or suspected offense(s) and should convey the purpose of any reasonable delays.

Officers conducting a stop and/or pat-search shall be prepared to articulate sufficient reason for the stop and or search, independent of the protected characteristics of the individual.

Officers arresting a person shall be prepared to articulate sufficient reason for the arrest, independent of the protected characteristics of the individual.

402.4.2 REPORTING OF STOPS

Unless an exception applies under 11 CCR 999.227, an officer conducting a stop of a person shall collect the data elements required by 11 CCR 999.226 for every person stopped and prepare a stop data report in RIMS. When multiple officers conduct a stop, the officer with the highest level of engagement with the person shall collect the data elements and prepare the report in RIMS (11 CCR 999.227).

If multiple agencies are involved in a stop and the Livermore Police Department is the primary agency, the Livermore Police Department officer shall collect the data elements and prepare the stop data report in RIMS (11 CCR 999.227).

The stop data report should be completed by the end of the officer's shift or as soon as practicable (11 CCR 999.227).

402.4.3 NO RETALIATION/DISCIPLINE

No member shall, in any manner, dissuade or impede any person or member from filing a complaint or reporting misconduct, nor shall any member retaliate, threaten, or harass any person or member who has alleged or reported misconduct. Any interference or allegation of retaliatory action by a member shall be immediately reported to the Chief of Police. Interference and/or retaliation are grounds for discipline as are breaches of this policy.

402.5 SUPERVISOR RESPONSIBILITIES

Supervisors should monitor those individuals under their command for any behavior that may conflict with the purpose of this policy and shall handle any alleged or observed violation of this policy in accordance with department policy.

Supervisors should also do the following:

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- (a) Provide leadership, counseling, direction, and support to members as needed.
- (b) Lead efforts to engage individuals and groups and ensure that members are working actively to engage the community and increase public trust.
- (c) Review documentation, including video from portable video recording systems (PVRs) and Mobile Digital Computer (MDC) data as appropriate, of investigatory stops, detentions, searches, and arrests for completeness, accuracy, and adherence to law and department policy. Supervisors should document these reviews in an employee field file. Recordings or data that capture a potential instance of bias-based policing should be appropriately retained for administrative investigation purposes.
- (d) Establish and enforce the expectation that members will police in a manner that is consistent with the U.S. and California Constitutions and federal and state laws, as well as internal policies (See Policy 100, Law Enforcement Authority).
- (e) Discuss any issues with the involved officer and their supervisor in a timely manner. Supervisors should document these discussions in the prescribed manner.
- (f) Initiate investigations of any actual or alleged violations of this policy (See Policy 339, Standards of Conduct).
- (g) Ensure that no retaliatory action is taken against any community member or member of this Department who discloses information concerning profiling and/or bias-based policing.
- (h) Identify training and professional development needs and opportunities.
- (i) Highlight areas where members are engaging appropriately and effectively and use those examples during roll call and other training opportunities.

402.6 ADMINISTRATION

Each year, the Operations Division Commander should review the efforts of the Department to provide fair and objective policing and submit an annual report, including public concerns and complaints, to the Chief of Police.

The annual report should not contain any identifying information about any specific complaint, member of the public or officers. It should be reviewed by the Chief of Police to identify any changes in training or operations that should be made to improve service.

Supervisors should review the annual report and discuss the results with those they are assigned to supervise.

402.7 TRAINING

Training on fair and objective policing and review of this policy should be conducted as directed by the Training Unit.

- (a) All sworn members and public safety dispatchers of this department will be scheduled to attend Peace Officer Standards and Training (POST)-approved training on the subjects of bias-based policing, racial and identity profiling, and procedural justice (ie., principled policing).

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- (b) Pending participation in such POST-approved training and at all times, all members of this department are encouraged to familiarize themselves with and consider racial and cultural differences among members of this community.
- (c) Each sworn member of this department who received initial bias-based policing training will thereafter be required to complete an approved refresher course every five years, or sooner if deemed necessary, in order to keep current with changing racial, identity and cultural trends (Penal Code § 13519.4(i)).
- (d) Dispatchers will receive periodic training in identifying biased calls and on operating procedures for how biased calls should be dispatched.

402.8 REPORTING TO CALIFORNIA DEPARTMENT OF JUSTICE

The Professional Standards Unit shall ensure that all data required by the California Department of Justice (DOJ) regarding complaints of racial bias against officers is collected and provided to the Records Supervisor for required reporting to the DOJ (Penal Code § 13012; Penal Code § 13020). See the Records Unit Policy.

The Support Services Manager shall ensure that all stop data required by the DOJ is reported annually (Government Code § 12525.5).

402.9 ATTACHMENTS

[See attachment: LPD RIPA Procedure.pdf](#)

[See attachment: DOJ Stop Data Collection Form CJIS 2000.pdf](#)

[See attachment: Acceptable Stop Data Narrative Entries.pdf](#)

402.10 POLICY REVIEW

This policy was reviewed by Lieutenant Reynolds

Attachments

LPD RIPA Procedure.pdf



LIVERMORE POLICE DEPARTMENT

Procedure Manual

Livermore Police Department Racial & Identity Profile Act (2015) Procedure	Date Created:	1/31/2021
	Last Revision:	4/22/2021
	By:	Lieutenant Reynolds

- I. **PURPOSE:** To establish uniform reporting procedures for all detentions/stops pursuant to the Racial and Identity Profiling Act of 2015 (AB 953). This data will be used to fulfill annual reporting requirements to the California Department of Justice (DOJ) and will serve as a tool to evaluate the needs for improved bias-based policing training.

The data to be collected includes, among other things, the perceived race or ethnicity, gender, approximate age of the person stopped, as well as other data such as the reason for the stop, whether a search was conducted, and the result of any search.

- II. **POLICY:** It is the policy of the Livermore Police Department (LPD) to always enforce the law equally, fairly, objectively, and without bias or discrimination toward any individual or group. Members of LPD shall comply with the mandatory reporting provisions set forth in this order and as outlined in LPD Policy 402 – Bias-Based Policing.

III. **AB 953 DEFINITIONS:**

- a. **CONSENSUAL SEARCH:** A search that occurs when a person gives a peace officer consent or permission to search the person or the person's property. Consent can be given in writing or verbally or may be implied by conduct.
- b. **DETENTION:** A seizure of a person by a peace officer that results from physical restraint, unequivocal verbal commands or words, or conduct by a peace officer that would result in a reasonable person believing he/she is not free to leave or otherwise disregard the officer.
- c. **PERSONAL IDENTIFIABLE INFORMATION (PII):** Information that can be used to distinguish or trace an individual's identity, either alone or when combined with other personal or identifying information that is linked or linkable to a specific individual. This includes but is not limited to the subject's name, address, social security number, date of birth, or Personal File Number (PFN).
- d. **SEARCH:** A search of a person's body, or property in the person's possession or under his or her control. A search also includes a pat-down search of a person's outer clothing as well as a consensual search.
- e. **STOP:** A detention, by a peace officer, of a person, or any peace officer interaction with a person in which the peace officer conducts a search, including a consensual search, of the person's body or property in the person's possession or control. In addition to vehicle and pedestrian stops, this includes all calls for service resulting in a detention.

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- f. **STOP DATA:** Refers collectively to the data elements and data values that must be reported to the California Department of Justice.
- g. **STUDENT:** Any person who is enrolled in a K-12 Public School, or any person who is subject to California's compulsory education law as provided in Education Code section 48200. A "student" includes any persons between 6 and 18 years of age who are not otherwise exempt from the compulsory education laws as provided in Education Code section 48200. "Student" also refers to persons up to 22 years of age who are being provided special education and services, as provided under Education Code section 56026. The reporting requirements of this chapter regarding "students" apply only to interactions between officers and students that take place in a K-12 Public School.

IV. ORDER: All sworn agency personnel who conduct a "stop" as defined in this procedure shall input the required data into the Stop Data fields located within each person record listed in the CAD incident. The information entered will identify specific information regarding the circumstances surrounding the encounter and allow for later data retrieval. Data required to be collected on each encounter includes information about the stop itself, the person stopped, and the employee making the stop. No PII for any party, including staff, or outside law enforcement officers' information shall be entered into Stop Data fields.

A. INFORMATION REGARDING THE STOP:

Sworn personnel who make a stop must report the following details of the stop:

1. Whether the stop was in response to a call for service.
2. Date, time, and duration of the stop. The duration of the stop is the approximate length of the stop (in minutes) measured from the time the reporting peace officer first detains or, if no initial detention, first searches the stopped person until the time when the person is free to leave or is taken into custody.
3. Location of stop. A physical address should not be provided. The street name and nearest cross street or closest highway exit should be provided. If neither of these options are applicable, a road mile marker or physical landmark may be provided.
4. Reason for stop. When reporting this data element, peace officers shall identify only the primary reason for stopping the person. In addition to selecting one of the below listed categories, peace officers must provide a brief explanation (250-character max) outlining the reason for the stop. This explanation should include additional details beyond the general data values selected for the "Reason for Stop."
 - a. Traffic violation.
 - b. Reasonable suspicion that the person was engaged in criminal activity.
 - c. Known to be on parole/probation/PRCS/mandatory supervision prior to the time of the stop.

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- d. Knowledge of outstanding arrest warrant/wanted person prior to the time of the stop.
 - e. Investigation to determine if a person was truant.
 - f. Consensual encounter resulting in a search.
5. Actions taken by the peace officer during the stop.
- a. Person removed from the vehicle by order or physical contact.
 - b. Field sobriety test was conducted.
 - c. Curbside or patrol car detention.
 - d. Handcuffed or flex cuffed.
 - e. A patrol canine was removed from a vehicle or used for a search.
 - f. Canine bite or held the person.
 - g. Firearm was pointed at a person, discharged, or used.
 - h. Impact projectile was discharged or used.
 - i. Taser or chemical agent was used.
 - j. Other physical or vehicle contact.
 - k. Person was photographed (Personal Video Recording System [PVRs] video does not constitute a photograph).
 - l. Asked for consent to search a person or property.
 - m. Search of the person or person's property was conducted.
 - n. Property was seized.
 - o. Vehicle impounded.
6. If the subject was searched, the basis for the search must be provided along with a brief explanation (250-character max). The explanation should include additional detail beyond the general data values selected for "Basis for Search."
7. Contraband or evidence discovered, if any.
8. Property seized, if any.
9. Result of the stop (e.g. warning, citation, arrest, psychiatric hold, etc.).
- B. INFORMATION REGARDING THE PERSON STOPPED:**

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Sworn personnel who make a stop must report their own perceptions of the subject based on personal observation only, and not through any other means, such as asking the person or referring to their identification.

1. Perceived race or ethnicity – Multiple may apply
2. Perceived age.
3. Perceived gender/sexual orientation.
4. Perceived or known disability.
5. Perceived to have limited or no English fluency.

C. PASSENGERS DURING VEHICLE STOPS:

1. Data elements shall not be submitted for passengers in vehicles subject to a stop unless either of the following applies:
 - a. The passenger is observed or suspected of violating the Vehicle Code or any other applicable law or ordinance.
 - b. The passenger was subjected to any of the actions outlined in section A, Subsection 5 of this procedure, except for Vehicle Impounded.

D. INFORMATION REGARDING THE PEACE OFFICER:

1. Years of experience. This should only include years worked as a peace officer. If the peace officer served intermittently or part time, they shall only count the time actual worked as a peace officer.
2. Type of assignment during stop.
3. An officer identification number enables the State to analyze the stops made by the peace officer while protecting his/her identity. LPD is required to maintain a log of each peace officer and their identification number.

E. COMPLETING THE STOP DATA COLLECTION ENTRY:

1. To ensure reporting accuracy, all DOJ stop data should be completed at the conclusion of each stop. If circumstances arise that would prevent this from occurring (e.g. priority call for service or motor unit's lack of MDC availability), the stop data shall be completed as soon as practical, but no later than the end of each shift. Only under exigent circumstances may supervisors approve delayed reporting until the peace officer's next shift.
2. When two or more reporting agencies are involved in a stop, only the primary agency shall submit a report. The primary agency is the agency with investigative jurisdiction based on local, county, or state law applicable interagency agreement or memorandum of understanding.

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3. If more than one peace officer conducts a stop, only the peace officer with the highest level of engagement shall submit the data regardless of whether that officer performed specific action(s).
4. If multiple people are stopped during one incident, then applicable stop data shall be submitted for each person within a single CAD incident.

F. SPECIAL CIRCUMSTANCES FOR NON-REPORTING

1. Stops during public safety mass evacuations, including bomb threats, gas leaks, flooding, earthquakes, and other similar critical incidents.
2. Stops during an active shooter, meaning an individual is actively engaged in killing or attempting to kill people in a populated area.
3. Stops that occur during or as a result of routine security screenings required of all persons to enter a building or special event, including metal detector screening and any secondary searched that result from the screening.

G. SPECIAL CIRCUMSTANCES FOR LIMITED REPORTING:

1. Interactions that take place during the following circumstances shall only be reported if the person is detained based upon individualized suspicion or personal characteristics and/or the peace officer engages in any action listed in Section A, Subsection 5 of this procedure.
 - a. Traffic control of vehicles due to traffic accident or emergency situation that required that vehicles are stopped for public safety purposes.
 - b. Any type of crowd control in which pedestrians are made to remain in a location or are routed to a different location for public safety purposes.
 - c. Interactions during which persons are detained at a residence only so peace officers can check for proof of age for purposes of investigating underage drinking.
 - d. Checkpoints or road-closures in which a peace officer detains a person as a result of a blanket regulatory activity of neutral formula that is not based on individual suspicion or person characteristics.
2. Search Warrant / Search Conditions. Interactions that take place with a person in their residence who is the subject of a warrant or search condition are not subject to the reporting requirements. Peace officers shall, however, report any interaction with a person in the home/search warrant location who is not the subject of the warrant/search condition, if the peace officer takes any of the following actions: handcuff or arrest the person, points a firearm at a person, discharge/use a firearm, use a Conducted Energy Weapon (e.g. Taser), use an impact projectile, baton, other impact weapon, or chemical spray, or if a canine bit/held the person.

H. STOPS AT K-12 PUBLIC SCHOOLS

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1. Stops of persons who are not K-12 Public School students are subject to the reporting requirements outlined in this procedure.
2. In a K-12 Public School, a peace officer shall report on the following interactions with students as stops:
 - a. Any interaction as outlined in Section A, Subsection 5 of this procedure.
 - b. Interactions that result in temporary custody pursuant to 625 W&I.
 - c. Citation or arrest.
 - d. Permanent seizure of property as evidence of a criminal offense.
 - e. Referral to a school administrator because of suspected criminal activity.
 - f. If the student is questioned for the purposes of investigating whether the student committed a violation of the law. This includes violations of Education Code Sections 48900, 48900.2, 48900.3, 48900.4, and 48900.7.
 - g. To determine whether the student is truant.
3. "Suspected violation of school policy" may be applicable as a basis for a search or property seizure.

I. REVIEW:

1. To ensure PII information is not included in the narrative sections of the Stop Data, a supervisor will conduct a daily review of each entry. The LPD Records Department will verify all reviewed and completed Stop Data entries prior to final transmission to the DOJ. Stop Data entries requiring correction will be returned to the originating officer for correction and resubmittal.
2. The Support Services Manager, or his or her designee, will conduct random audits to ensure information is being completed and submitted to DOJ correctly and in a timely manner.

Attachments:

DOJ Stop Data Collection Form – CJIS 2000. This form will only be used for notes should RIMS become unavailable. Note: DOJ will not accept physical hard copies.

Acceptable Narrative Entries exemplar. This form contains examples of acceptable narrative entries for the Location, Reason, Basis, and Miscellaneous sections.

DOJ Stop Data Collection Form CJIS 2000.pdf



STOP DATA COLLECTION FORM

Racial & Identity Profiling Act – Penal Code Sections 13012 and 13519.4, and Gov. Code 12525.5

PLEASE NOTE:

- The data collected on this form must be electronically submitted to the California Department of Justice (DOJ), Stop Data Collection System by entry into the Web Application or submission by Web Services or Secure File Transfer.
- Please contact your agency's local administrator for instructions on processing this record for submission to the DOJ. If needed, the DOJ can be reached at (916) 210-3305 or StopDataSupport@doj.ca.gov.
- If multiple persons are related to one stop, complete a separate form (sections III–IX) for each person and report as one incident.
- If the stop involves a student at a K–12 public school, then some fields may have additional options available for reporting. These items are noted with an asterisk (*), and shown in *red italics*.

I. REPORTING OFFICER	AGENCY ORI:		OFFICER ID:	OFFICER'S YEARS OF EXPERIENCE:											
	OFFICER'S TYPE OF ASSIGNMENT: <i>(Select one)</i> <table border="0"><tr><td><input type="checkbox"/> Patrol, traffic enforcement, field operations</td><td><input type="checkbox"/> Roadblock or DUI sobriety checkpoint</td><td><input type="checkbox"/> Investigative/detective</td></tr><tr><td><input type="checkbox"/> Gang enforcement</td><td><input type="checkbox"/> Narcotics/Vice</td><td><input type="checkbox"/> Other</td></tr><tr><td><input type="checkbox"/> Compliance Check</td><td><input type="checkbox"/> Task Force</td><td><i>If other, specify: _____</i></td></tr><tr><td><input type="checkbox"/> Special Events</td><td><input type="checkbox"/> K–12 Public school</td><td></td></tr></table>				<input type="checkbox"/> Patrol, traffic enforcement, field operations	<input type="checkbox"/> Roadblock or DUI sobriety checkpoint	<input type="checkbox"/> Investigative/detective	<input type="checkbox"/> Gang enforcement	<input type="checkbox"/> Narcotics/Vice	<input type="checkbox"/> Other	<input type="checkbox"/> Compliance Check	<input type="checkbox"/> Task Force	<i>If other, specify: _____</i>	<input type="checkbox"/> Special Events	<input type="checkbox"/> K–12 Public school
<input type="checkbox"/> Patrol, traffic enforcement, field operations	<input type="checkbox"/> Roadblock or DUI sobriety checkpoint	<input type="checkbox"/> Investigative/detective													
<input type="checkbox"/> Gang enforcement	<input type="checkbox"/> Narcotics/Vice	<input type="checkbox"/> Other													
<input type="checkbox"/> Compliance Check	<input type="checkbox"/> Task Force	<i>If other, specify: _____</i>													
<input type="checkbox"/> Special Events	<input type="checkbox"/> K–12 Public school														
II. SETTING	DATE: (MM/DD/YYYY)	TIME: (HH:MM use 24 hr clock)	DURATION OF STOP: (minutes)	RESPONSE TO CALL FOR SERVICE? Yes <input type="checkbox"/> No											
	LOCATION: <i>(Report as: Block number and street name; or closest intersection; or highway and closest highway exit. If none of these are applicable, please report a road marker, landmark, or other description. Do not provide the exact address of a residence)</i>														
	CITY: <i>(If City is not applicable because stop occurred in unincorporated area, report the County)</i>			COUNTY: <i>(Only required when City is not applicable)</i>											
	IF STOP OCCURRED AT A K–12 PUBLIC SCHOOL, REPORT SCHOOL NAME:			IS PERSON STOPPED A STUDENT? * <i>(Only complete if stop is at a K–12 public school)</i> <input type="checkbox"/> Yes <input type="checkbox"/> No											
OFFICER PERCEPTION OF	PERCEIVED RACE OR ETHNICITY: <i>(Select all that apply)</i> <table border="0"><tr><td><input type="checkbox"/> Asian</td><td><input type="checkbox"/> Middle Eastern or South Asian</td><td><input type="checkbox"/> Pacific Islander</td></tr><tr><td><input type="checkbox"/> Black/African American</td><td><input type="checkbox"/> Native American</td><td><input type="checkbox"/> White</td></tr><tr><td><input type="checkbox"/> Hispanic/Latino(a)</td><td></td><td></td></tr></table>				<input type="checkbox"/> Asian	<input type="checkbox"/> Middle Eastern or South Asian	<input type="checkbox"/> Pacific Islander	<input type="checkbox"/> Black/African American	<input type="checkbox"/> Native American	<input type="checkbox"/> White	<input type="checkbox"/> Hispanic/Latino(a)				
	<input type="checkbox"/> Asian	<input type="checkbox"/> Middle Eastern or South Asian	<input type="checkbox"/> Pacific Islander												
	<input type="checkbox"/> Black/African American	<input type="checkbox"/> Native American	<input type="checkbox"/> White												
	<input type="checkbox"/> Hispanic/Latino(a)														
	PERCEIVED GENDER: <i>(When applicable, you may select "Gender nonconforming" as the only value or in addition to one of the other values)</i> <table border="0"><tr><td><input type="checkbox"/> Male</td><td><input type="checkbox"/> Female</td><td><input type="checkbox"/> Transgender man/boy</td><td><input type="checkbox"/> Transgender woman/girl</td><td><input type="checkbox"/> Gender nonconforming</td></tr></table>				<input type="checkbox"/> Male	<input type="checkbox"/> Female	<input type="checkbox"/> Transgender man/boy	<input type="checkbox"/> Transgender woman/girl	<input type="checkbox"/> Gender nonconforming						
<input type="checkbox"/> Male	<input type="checkbox"/> Female	<input type="checkbox"/> Transgender man/boy	<input type="checkbox"/> Transgender woman/girl	<input type="checkbox"/> Gender nonconforming											
PERCEIVED TO BE LGBT? <input type="checkbox"/> Yes <input type="checkbox"/> No		PERCEIVED AGE: <i>(approximate age; report as a whole number)</i>		LIMITED OR NO ENGLISH FLUENCY? <input type="checkbox"/> Yes <input type="checkbox"/> No											
PERCEIVED OR KNOWN DISABILITY: <i>(Select all that apply)</i> <table border="0"><tr><td><input type="checkbox"/> Deafness or difficulty hearing</td><td><input type="checkbox"/> Mental health condition</td><td><input type="checkbox"/> None</td></tr><tr><td><input type="checkbox"/> Speech impairment or limited use of language</td><td><input type="checkbox"/> Intellectual or developmental disability, including dementia</td><td><input type="checkbox"/> * <i>Disability related to hyperactivity or impulsive behavior</i></td></tr><tr><td><input type="checkbox"/> Blind or limited vision</td><td><input type="checkbox"/> Other disability</td><td></td></tr></table>				<input type="checkbox"/> Deafness or difficulty hearing	<input type="checkbox"/> Mental health condition	<input type="checkbox"/> None	<input type="checkbox"/> Speech impairment or limited use of language	<input type="checkbox"/> Intellectual or developmental disability, including dementia	<input type="checkbox"/> * <i>Disability related to hyperactivity or impulsive behavior</i>	<input type="checkbox"/> Blind or limited vision	<input type="checkbox"/> Other disability				
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<input type="checkbox"/> Blind or limited vision	<input type="checkbox"/> Other disability														



STOP DATA COLLECTION FORM

Racial & Identity Profiling Act – Penal Code Sections 13012 and 13519.4, and Gov. Code 12525.5

REASON FOR STOP: (Select the primary reason for stop)

- ☐ Traffic Violation: (Specify type of traffic violation) ☐ Moving ☐ Equipment ☐ Non-moving

Code section related to violation: _____

- ☐ Reasonable suspicion that the person was engaged in criminal activity

Select all that apply to describe the basis of suspicion:

- ☐ Officer witnessed commission of a crime
☐ Matched suspect description
☐ Witness or victim identification of suspect at the scene
☐ Carrying suspicious object
☐ Actions indicative of casing a victim or location
☐ Suspected of acting as a lookout
☐ Actions indicative of a drug transaction
☐ Actions indicative of engaging in a violent crime
☐ Other reasonable suspicion of a crime

If known, Code for suspected violation: _____

- ☐ Known to be on parole/probation/PRCS/mandatory supervision
☐ Knowledge of outstanding arrest warrant/wanted person
☐ Investigation to determine whether the person is truant
☐ Consensual encounter resulting in a search
☐ * Possible conduct warranting discipline under Education Code (EC) 48900, et al

Code Section: ☐ 48900 ☐ 48900.2 ☐ 48900.3 ☐ 48900.4 ☐ 48900.7

When EC 48900 is selected, specify the subdivision: _____

- ☐ * Determine whether the student violated school policy

REASON FOR STOP – BRIEF DESCRIPTION: (Provide a brief explanation, 250 character maximum. This explanation should include detail beyond the general data values selected above. Do not include any personally identifying information of the person stopped or unique identifying information of any officer in this description)

IV. REASON FOR STOP



STOP DATA COLLECTION FORM

Racial & Identity Profiling Act – Penal Code Sections 13012 and 13519.4, and Gov. Code 12525.5

ACTIONS TAKEN: (Select all that apply)

- | | |
|--|---|
| <input type="checkbox"/> Person removed from vehicle by order | <input type="checkbox"/> Baton or other impact weapon used |
| <input type="checkbox"/> Person removed from vehicle by physical contact | <input type="checkbox"/> Chemical spray used
(e.g., pepper spray, mace, tear gas, or other chemical irritants) |
| <input type="checkbox"/> Field sobriety test conducted | <input type="checkbox"/> Other physical or vehicle contact |
| <input type="checkbox"/> Curbside detention | <input type="checkbox"/> Person photographed |
| <input type="checkbox"/> Handcuffed or flex cuffed | <input type="checkbox"/> Asked for consent to search person
Specify if consent was given: Yes No |
| <input type="checkbox"/> Patrol car detention | <input type="checkbox"/> Search of person was conducted **Complete BASIS FOR SEARCH |
| <input type="checkbox"/> Canine removed from vehicle or used to search | <input type="checkbox"/> Asked for consent to search property
Specify if consent was given: <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> Firearm pointed at person | <input type="checkbox"/> Search of property was conducted **Complete BASIS FOR SEARCH |
| <input type="checkbox"/> Firearm discharged or used | <input type="checkbox"/> Property was seized **Complete PROPERTY SEIZURE |
| <input type="checkbox"/> Electronic control device used | <input type="checkbox"/> Vehicle impounded |
| <input type="checkbox"/> Impact projectile discharged or used
(e.g., blunt impact projectile, rubber bullets, or bean bags) | <input type="checkbox"/> * Admission or written statement obtained from student |
| <input type="checkbox"/> Canine bit or held person | <input type="checkbox"/> None |

BASIS FOR SEARCH: (Only applicable when the Actions Taken include "Search of person was conducted" and/or "Search of property was conducted. Select all that apply)

- ☐ Consent given
- ☐ Officer safety/safety of others
- ☐ Search warrant
- ☐ Condition of parole/probation/PRCS/mandatory supervision
- ☐ Suspected weapons
- ☐ Visible contraband
- ☐ Odor of contraband
- ☐ Canine detection
- ☐ Evidence of crime
- ☐ Incident to arrest
- ☐ Exigent circumstances/emergency
- ☐ Vehicle inventory (for search of property only)
- ☐ *Suspected violation of school policy

BASIS FOR SEARCH – BRIEF DESCRIPTION: (Provide a brief explanation, 250 character maximum. This explanation should include detail beyond the general data values selected above. Do not include any personally identifying information of the person stopped or unique identifying information of any officer in this description. When the Basis for Search is "Condition of parole/probation/PRCS/mandatory supervision," this description is not required)

V. ACTIONS TAKEN



STOP DATA COLLECTION FORM

Racial & Identity Profiling Act – Penal Code Sections 13012 and 13519.4, and Gov. Code 12525.5

VI. PROPERTY SEIZURE	<p>BASIS FOR PROPERTY SEIZURE: (Only applicable when the Actions Taken include "Property was seized")</p> <p>Select all that apply:</p> <ul style="list-style-type: none"><input type="checkbox"/> Safekeeping as allowed by law/statute<input type="checkbox"/> Contraband<input type="checkbox"/> Evidence<input type="checkbox"/> Impound of vehicle<input type="checkbox"/> Abandoned property<input type="checkbox"/> * Suspected violation of school property	<p>TYPE OF PROPERTY SEIZURE: (Only applicable when the Actions Taken include "Property was seized")</p> <p>Select all that apply:</p> <table border="0"><tr><td><input type="checkbox"/> Firearm(s)</td><td><input type="checkbox"/> Drug paraphernalia</td></tr><tr><td><input type="checkbox"/> Ammunition</td><td><input type="checkbox"/> Suspected stolen property</td></tr><tr><td><input type="checkbox"/> Weapon(s) other than firearm</td><td><input type="checkbox"/> Cell phone(s) or electronic device(s)</td></tr><tr><td><input type="checkbox"/> Drugs/narcotics</td><td><input type="checkbox"/> Vehicle</td></tr><tr><td><input type="checkbox"/> Alcohol</td><td><input type="checkbox"/> Other contraband or evidence</td></tr><tr><td><input type="checkbox"/> Money</td><td></td></tr></table>	<input type="checkbox"/> Firearm(s)	<input type="checkbox"/> Drug paraphernalia	<input type="checkbox"/> Ammunition	<input type="checkbox"/> Suspected stolen property	<input type="checkbox"/> Weapon(s) other than firearm	<input type="checkbox"/> Cell phone(s) or electronic device(s)	<input type="checkbox"/> Drugs/narcotics	<input type="checkbox"/> Vehicle	<input type="checkbox"/> Alcohol	<input type="checkbox"/> Other contraband or evidence	<input type="checkbox"/> Money	
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<input type="checkbox"/> Alcohol	<input type="checkbox"/> Other contraband or evidence													
<input type="checkbox"/> Money														
VII. CONTRABAND / EVIDENCE	<p>CONTRABAND/EVIDENCE DISCOVERED (IF ANY): (Include any items discovered in plain view or as the result of a search)</p> <p>Select all that apply:</p> <table border="0"><tr><td><input type="checkbox"/> None</td><td><input type="checkbox"/> Drugs/narcotics</td><td><input type="checkbox"/> Suspected stolen property</td></tr><tr><td><input type="checkbox"/> Firearm(s)</td><td><input type="checkbox"/> Alcohol</td><td><input type="checkbox"/> Cell phone(s) or electronic devices(s)</td></tr><tr><td><input type="checkbox"/> Ammunition</td><td><input type="checkbox"/> Money</td><td><input type="checkbox"/> Other contraband or evidence</td></tr><tr><td><input type="checkbox"/> Weapon(s) other than firearm</td><td><input type="checkbox"/> Drug Paraphernalia</td><td></td></tr></table>		<input type="checkbox"/> None	<input type="checkbox"/> Drugs/narcotics	<input type="checkbox"/> Suspected stolen property	<input type="checkbox"/> Firearm(s)	<input type="checkbox"/> Alcohol	<input type="checkbox"/> Cell phone(s) or electronic devices(s)	<input type="checkbox"/> Ammunition	<input type="checkbox"/> Money	<input type="checkbox"/> Other contraband or evidence	<input type="checkbox"/> Weapon(s) other than firearm	<input type="checkbox"/> Drug Paraphernalia	
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<input type="checkbox"/> Weapon(s) other than firearm	<input type="checkbox"/> Drug Paraphernalia													
VIII. RESULT OF STOP	<p>RESULT OF STOP:</p> <p>Select all that apply:</p> <ul style="list-style-type: none"><input type="checkbox"/> No action<input type="checkbox"/> Warning (verbal or written) Code section(s) related to warning: _____<input type="checkbox"/> Citation for infraction Code section(s) related to citation for infraction: _____<input type="checkbox"/> In-field Cite and Release Code section(s) related to cite and release: _____<input type="checkbox"/> Custodial arrest pursuant to outstanding warrant<input type="checkbox"/> Custodial arrest without warrant Code section(s) related to arrest: _____<input type="checkbox"/> Field interview card completed<input type="checkbox"/> Noncriminal transport or caretaking transport (including transport by officer, ambulance, or another agency)<input type="checkbox"/> Contacted parent/legal guardian or other person responsible for the minor<input type="checkbox"/> Psychiatric hold (Welfare & Institutions Code sections 5150 and/or 5585.20)<input type="checkbox"/> Contacted U.S. Department of Homeland Security (e.g., Immigration and Customs Enforcement, Customs and Border Protection)<input type="checkbox"/> * Referral to school administrator<input type="checkbox"/> * Referral to school counselor or other support staff													

Acceptable Stop Data Narrative Entries.pdf

ACCEPTABLE STOP DATA NARRATIVE ENTRIES

NARRATIVE FIELDS: The narrative field is up to 250-characters max. It should provide additional context beyond the information provided in the provided data elements and should not repeat information that has already be conveyed. Plain language should be used because these records are intended to be accessible to the public. Some abbreviations may be obvious to the peace officer but may not be obvious to others. Therefore, avoid abbreviations and departmental codes for clarity.

INFORMATION THAT SHOULD NOT BE INCLUDED IN NARRATIVE FIELDS: Names, residential addresses, and other personal information of the person stopped should never be included in any narrative field. Nor should the names, badge numbers, or other unique identifying information about any officers be included.

LOCATION	1472 First Street Livermore, CA 94550	<i>Not Acceptable</i>
LOCATION	Parking lot on the corner of First Street and N. P Street	Acceptable
REASON	Illegal left turn entry made on behalf of Officer Smith #99	<i>Not Acceptable</i>
REASON	Officers were flagged down by Starbucks employee and advised that the suspect was shopping inside the store. The suspect walked out of the store without paying.	Acceptable
BASIS	The subject has a bloody right hand. Matched the description of one of the two parties in a fight. Person sitting inside vehicle with no front plate and tinted windows. Person on probation for firearm. Person ordered out of vehicle per case law. Conducted vehicle search and pat down search both with negative results. FALK arrived and provided aid.	<i>Not Acceptable</i>
BASIS	Person sitting inside vehicle with no front plate and tinted windows. Person on probation for firearm. Person ordered out of vehicle per case law. Conducted vehicle search and pat down search both with negative results.	Acceptable
MISC.	Sleeping on sidewalk with meth pip in hand. Meth is bad and illegal. Meth creates bad habits and illegal nefarious activities.	<i>Not Acceptable</i>
MISC.	Community Care Taking Function. Mental Health Detention. PS: This DOJ system does not let me input 5150 W&I. Please fix it.	<i>Not Acceptable</i>