

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
 - (C) Whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual
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 Texas Commission on Law Enforcement Officer Standards and Education
 - (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

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Racial Profiling

**Houston Community College
Police Department**



This pamphlet is provided to help you understand the Houston Community College Police Department's role in the 81st Texas Legislature's mandate prohibiting racial profiling in the State of Texas.

If you would like to file a complaint based on a racial profiling violation by a HCC Police Officer:

Call the Police Department at 713.718.8888, write a letter to Internal Affairs or the Chief's Office, stop by a campus police office and talk to an officer or supervisor, at 3100 Main Houston, Texas 77002.

hccs.edu



Houston Community College PD
 3100 Main Rm 4E14
 Houston, Texas 77002

**24 hrs. emergency number
713.718.8888**



Purpose

The purpose of the policy is to reaffirm the Houston Community College Police Department's commitment to unbiased policing in all its encounters between officers and any person; to reinforce procedures that serve to ensure public confidence and mutual trust through the provision of services in a fair and equitable fashion; and to protect our officers from unwarranted accusations of misconduct when they act within the dictates of departmental policy and the law.

Policy

- It is the policy of this department to police in a proactive manner and, to aggressively investigate suspected violations of law.
- Officers shall actively enforce state and federal laws in a responsible and professional manner, without regard to race, ethnicity or national origin.
- Officers are strictly prohibited from engaging in racial profiling as defined in the law.
- Our policy prohibiting racial profiling shall be applicable to all persons, whether drivers, passengers or pedestrians.
- Officers shall conduct themselves in a dignified and respectful manner at all times when dealing with the public.
- Two of the fundamental rights guaranteed by both the United States and Texas Constitutions

are equal protection under the law and freedom from unreasonable searches and seizures by government agents.

- The right of all persons to be treated equally and to be free from unreasonable searches and seizures must be respected.
- Racial profiling is an unacceptable patrol tactic and will not be condoned by the HCC Police Department.
- Our policy shall not preclude officers from offering assistance to members of our community. Nor does this policy prohibit stopping someone suspected of a crime based upon observed actions and/or information received about the person.

Statement

Racial profiling is defined as a law enforcement-initiated action based on an individual's race, ethnicity or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity. (**Texas code of Criminal Procedure, Chapter 3, Article 3.05.**)

Houston Community College Police Officers are strictly prohibited from engaging in racial profiling. The office of The Chief of Police will investigate all complaints of racial profiling in a timely manner. The complainant will receive in writing the finding and final disposition of their complaint. No person shall be discouraged, intimidated or coerced from filing a complaint, or discriminated against because he or she filed such a complaint. If any person feels that they have been stopped or searched based on racial, ethnic or national origin profiling rather than their behavior, that person may file a complaint with the HCC Police Department at 713.718.8888.



Racial Profiling Reporting To TCLEOSE

House Bill 3389 changed several portions of the Code of Criminal Procedures Article 2.131 – 2.138. The major change that is now in the law is that all agencies must report racial profiling data to TCLEOSE as well as their governing body. The changes require reporting to begin in 2011 reporting data collected during calendar year 2010. The **Houston Community College Police Department** complies with the **Tier 2** category.

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



Houston Community College Police Department

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