

**Responses of Union County Assistant Prosecutor David Hancock to Audience
Follow-up Questions from November 13, 2006 Public Hearing of the New Jersey
Advisory Committee on Police Standards**

February 6, 2007

1. The first set of questions relate to the “Union County Law Enforcement Traffic Stops and Investigatory Detention Policy” that was implemented in July 2001 and designed to curb racial profiling:
 - a) Are you still collecting statistics regarding the race and ethnicity of those stopped as required by the policy?

Response: 1(a). The policy referred to was not implemented in Union County because of an existing belief that racial profiling was taking place by Union County law enforcement agencies, **but to determine if such practices were taking place.** As indicated in answer 1(c) it was found that racial profiling was not taking place in Union County.

No data has been collected county-wide in approximately the last 5 years. The policy was made optional in 2002 by then Prosecutor Thomas Manahan, so it is no longer required that all agencies collect statistics regarding the race and ethnicity of those individuals stopped during traffic and investigatory detentions. It is optional to the departments and 8 departments are currently collecting the data for their own internal review process.

- b) Was/is the data collected pursuant to the policy being analyzed?

Response: 1(b). The data collected, approximately 5 years ago, was analyzed by this Office and the local Police Chiefs.

- c) If so, what trends were evident?

Response: 1(c). The trend that was evident was that there was no disproportionate number of stops of minorities over other races. In fact, more whites were stopped than minorities.

- d) Can the policy and statistics/data collected pursuant to the policy be provided to the committee and public? Specifically, the data that reports the race and ethnicity of those stopped? Can this data be broken down by Town?

Response: 1(d). There is no policy in effect now as indicated in response #1(a) above. These are intra-agency records which are not required by law to be made and are not available to the public.

2. Does the County Prosecutor's office collect all local police Internal Affairs complaint data?

a) What does it do with that data?

Response: 2(a). Internal Affairs complaint data from municipal police departments are sent to the Chief of Investigations of this Office on a quarterly basis. This data is reviewed by the Chief of Investigations.

b) Are quarterly and annual reports made of Internal Affairs data?

Response: 2(b). As stated above, quarterly reports are sent to this Office and an annual report is done by the Chief of Investigations and sent to the Attorney General's Office.

c) Are there trends and recommendations determined by reviewing complaint totals?

Response: 2(c). If the Chief notices a pattern of a particular type of internal investigations (i.e., excessive demeanor complaints, etc.), since the quarterly reports are numbers only without any case specifics, he can and does discuss these with the local police chiefs, particularly if there are criminal allegations.