



**STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
OFFICE OF THE ATTORNEY GENERAL**

**UNITED STATES OF AMERICA**

**v.**

**STATE OF NEW JERSEY and  
DIVISION OF STATE POLICE OF  
THE NEW JERSEY DEPARTMENT  
OF LAW AND PUBLIC SAFETY**

**CIVIL ACTION NO. 99-5970 (MLC)**

**ELEVENTH SEMIANNUAL PUBLIC REPORT OF AGGREGATE DATA  
SUBMITTED PURSUANT TO THE CONSENT DECREE  
ENTERED INTO BY THE UNITED STATES OF AMERICA  
AND THE STATE OF NEW JERSEY REGARDING  
THE NEW JERSEY DIVISION OF STATE POLICE**

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**DEPARTMENT OF LAW AND PUBLIC SAFETY  
OFFICE OF THE ATTORNEY GENERAL**

**EXECUTIVE SUMMARY**

On December 30, 1999, the State of New Jersey and the United States of America agreed upon the terms of a Consent Decree in Civil No. 99-5970 (MLC) ("Consent Decree"). Pursuant to Consent Decree ¶114, the State published the first semiannual public report of aggregate data on June 27, 2000 ("First Data Report"), the second semiannual public report of aggregate data on January 10, 2001 ("Second Data Report"), the third semiannual public report of aggregate data on July 17, 2001 ("Third Data Report"), the fourth semiannual public report of aggregate data on January 28, 2002 ("Fourth Data Report"), the fifth semiannual public report of aggregate data on June 27, 2002 ("Fifth Data Report"), the sixth semiannual public report of aggregate data on December 27, 2002 ("Sixth Data Report"), the seventh semiannual public report of aggregate data on June 27, 2003 ("Seventh Data Report") the eighth semiannual public report of aggregate data on December 24, 2003 ("Eighth Data Report"), the ninth semiannual public report of aggregate data on June 25, 2004 ("Ninth Data Report"); and the tenth semiannual public report of aggregate data on December 28, 2004 ("Tenth Data Report"). The First Data Report contained information in Motor Vehicle Tables and a Misconduct Investigation Table for the four-month period January 1, 2000 through April 30, 2000. The Second Data Report contained this information for the six-month period May 1, 2000 through October 31, 2000. The Third Data Report contained this information for the six-month period November 1, 2000 through April 30, 2001. The Fourth Data Report contained this information for the six-month period May 1, 2001 through October 31, 2001. The Fifth Data Report contained this information for the six-month period November 1, 2002 through April 30, 2002. The Sixth Data Report contained this information for the six-month period May 1, 2002 through October 31, 2002. The Seventh Data Report contained this information for the six-month period November 1, 2002 through April 30, 2003. The Eighth Data Report contained this information for the six-month period May 1, 2003 through October 31, 2003. The Ninth Data Report contained this information for the six-month period November 1, 2003 through April 30, 2004. The Tenth Data Report contained this information for the six-month period May 1, 2004 through October 31, 2004.

Pursuant to Consent Decree ¶114, this is the eleventh semiannual public report of aggregate data ("Eleventh Data Report"). This Eleventh Data Report contains information in Motor Vehicle Tables (Exhibits A-H) and Misconduct Investigation Table (Exhibit I) for the six-month period November 1, 2004 through April 30, 2005, which is retrievable through presently existing technology and procedures.

Data are reported in the Eleventh Data Report using the format of the Eighth Data Report. In the Motor Vehicle Tables, the following data for motor vehicle stops are reported by race or ethnicity of driver:

A. Stops

1. Moving;
2. Nonmoving;
3. Other.

B. Law Enforcement Procedures (Post-Stop Interaction):

1. "Occupant Exit Vehicle" -- Reports the number of motor vehicle drivers who were requested to exit from the vehicle;
2. "Occupant Protective Frisk (Pat-Down)" -- Reports the number of motor vehicle drivers who were subjected to a protective "pat-down" or "frisk" of their person for weapons;
3. "Occupant Searched" -- Reports the number of motor vehicle drivers who were subjected to a search of their person for evidence of a crime or incidental to their arrest;
4. "Force Deadly" -- Reports the number of motor vehicle drivers who were subjected to deadly force;
5. "Force Physical" -- Reports the number of motor vehicle drivers who were subjected to physical force;
6. "Force Mechanical" -- Reports the number of motor vehicle drivers who were subjected to mechanical force (e.g., baton);
7. "Force Chemical" -- Reports the number of motor vehicle drivers who were subjected to chemical force (e.g., "pepper spray");
8. "Consent to Search Vehicle Requested" -- Reports the number of consensual requests to search a motor vehicle;
9. "Consent to Search Vehicle Conducted" -- Reports the number of consensual motor vehicle searches;
10. "Probable Cause Search of Vehicle Conducted" -- Reports the number of motor vehicle searches supported by probable cause; and
11. "Drug Dog Employed" -- Reports the number of motor vehicle stops during which a drug detecting canine was summoned to the motor vehicle.

C. Dispositions (Summons/Warnings):

1. Summons moving;
2. Summons nonmoving;

3. Warnings moving;
4. Warnings non-moving;
5. Summons moving and warnings moving;
6. Summons non-moving and warnings non-moving;
7. Summons and/or warnings/moving and/or non-moving; and
8. Other.

The Motor Vehicle Tables contain data for each troop and station within the Division of State Police.<sup>1</sup> On these tables, the race or ethnicity of the motorist is listed horizontally and the motor vehicle enforcement action or procedure is listed vertically. More specifically, the vertical axis of the Motor Vehicle Tables lists "Stops," "Law Enforcement Procedures (Post-Stop Interaction)" and "Dispositions." The "Stops" and "Dispositions" information was obtained through the Computer Aided Dispatch ("CAD") system. These data reflect the race or ethnicity of the motorist as observed by the Trooper for motor vehicle stops initiated by the Trooper.<sup>2</sup> The information regarding summonses and warnings reflects whether a summons or warning was issued, but not the number of summonses or warnings issued. Under the CAD reporting system, if an arrest occurs and a summons is issued in connection with the motor vehicle stop, then only the arrest would be reflected; if no summons or warning is issued with the arrest, the disposition would be displayed here as "other." The vertical axis of the Motor Vehicle Tables also lists "Law Enforcement Procedures (Post-Stop Interaction)." This information was obtained through input of data recorded on the Motor Vehicle Stop Report. State Police procedures require Troopers to complete these reports whenever a law enforcement procedure occurs during a motor vehicle stop. The data here reflect law enforcement procedures in any stop, including those not initiated as such by the Trooper, such as motorist aid or accident incidents.

The vertical axis of the Motor Vehicle Tables also lists total criminal arrests and patrol-related arrests as compiled utilizing Uniform Crime Report ("UCR") methodology. The arrest data come from arrest-report computer files. Patrol-related arrests are, in

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<sup>1</sup> Effective May 1, 2004, Troop E was consolidated with Troop D. The data reported here for Troop D are divided between "Region D" and "Region E," which correspond to the "Troop D" and "Troop E" data aggregations used in published reports prior to the Tenth Data Report. Effective January 8, 2005, the Community Partnerships Troop (Troop CP) was created within the Field Operations Section. Data for the troop are displayed separately in this report (Exhibit F). The Troop replaces the Community Partnerships Initiative. In previous reports, the data for the Initiative were included with those for "Other Units."

<sup>2</sup> If the race or ethnicity of the driver is not captured in the data for the Trooper initiating the stop, the stop is not included for CAD elements. The total number of Trooper-initiated motor vehicle stops for the current report was 211,241; 210,099 stops are reported here. For the remaining 1,142 stops (0.5% of the total), race and ethnicity or some other information was not available. Data on race and ethnicity reported for law enforcement procedures are also the Trooper's observation as recorded in Motor Vehicle Stop Reports and in arrest reports.

turn, more specifically listed as arrests for drugs, weapons, and other patrol-related arrests. The vertical axis also lists arrests for driving under the influence, listed as "DUI." These arrests are all those recorded for the respective unit during the time period, regardless of why the stop was initiated.

As required by Consent Decree ¶114, Exhibit I<sup>3</sup> contains misconduct investigation data on a statewide basis from the Office of Professional Standards. Exhibit I reports whether an investigation was initiated by an internal (i.e., from a State Police member) or external (i.e., from a citizen who is not a State Police member) complaint. The most serious substantiated complaint is listed under "complaint classification" and it is the status of this allegation recorded under "disposition." If allegations are pending or no allegation is substantiated, the most serious allegation is listed under "complaint classification." This exhibit reports misconduct investigations initiated on or after November 1, 2004 and does not reflect the progress of investigations previously initiated. Exhibit I reflects the progress of these misconduct investigations over the period November 1, 2004 through April 30, 2005. Exhibit I lists the categories of violations vertically and then their dispositions horizontally. Generally, the violations comprising the "other" category are less serious complaints. In this Eleventh Data Report, the dispositions are listed under the following categories:

"Substantiated"  
"Unfounded"  
"Exonerated" and  
"Insufficient Evidence"

The information in this Eleventh Data Report was generated through use of the CAD reporting system and the Motor Vehicle Stop Report database. In the case of consent search data, the information was further refined by a review of the underlying consent search reports and supplemental reports themselves. The State is encouraged with its progress in gathering and collecting data as reflected in this Eleventh Data Report. This progress is the result of the acceptance of and adherence to the principles underlying the Consent Decree, and the commitment of substantial resources and effort, by members of the Department of Law and Public Safety and the New Jersey State Police. The State remains committed to continuing this progress towards complete compliance with the provisions of the Consent Decree.

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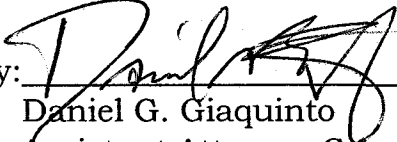
<sup>3</sup> This exhibit was "Exhibit H" in reports prior to the Eleventh Data Report, when the separate exhibit for Troop CP was added.

**CONCLUSION**

The foregoing Data Report has been submitted pursuant to ¶114 of the Consent Decree.

Respectfully submitted,

PETER C. HARVEY  
ATTORNEY GENERAL OF NEW JERSEY

By:   
Daniel G. Giaquinto  
Assistant Attorney General  
Director, State Police Affairs

Dated: June 28, 2005

**EXHIBITS  
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**MOTOR VEHICLE DATA**

**TROOP A**

Totals .....	EXHIBIT A
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Port Norris	
Woodstown	
Atlantic City Expressway	
Bellmawr	
Other	

**TROOP B**

Totals .....	EXHIBIT B
Hope	
Sussex	
Totowa	
Netcong	
Perryville	
Somerville	
Washington	
Other	

**TROOP C**

Totals .....	EXHIBIT C
Bordentown	
Allenwood	
Kingwood	
Hamilton	
Red Lion	
Tuckerton	
Other	

**TROOP D**

Region D Totals .....	EXHIBIT D
Cranbury	
Moorestown	
Newark	
Other	

Region E Totals .....	EXHIBIT E
Bass River	
Bloomfield	
Holmdel	
Other	

**TROOP CP**

Totals ..... EXHIBIT F  
    Operations North  
    Operations South  
    Other

**OTHER DIVISION ASSIGNED UNITS** ..... EXHIBIT G

**ENTIRE DIVISION TOTALS** ..... EXHIBIT H

**MISCONDUCT INVESTIGATION DATA**

**INVESTIGATION SUMMARY** ..... EXHIBIT I

New Jersey State Police  
November 1, 2004-April 30, 2005  
Troop A - Totals

**CAD Data from November 1, 2004 through April 30, 2005**

	Total	White	Black	Hispanic	Asian Indian	Other Asian	American Indian
<b>Stops</b>	<b>41,210</b>	<b>28,101</b>	<b>8,477</b>	<b>3,302</b>	<b>155</b>	<b>1,115</b>	<b>60</b>
<i>Moving</i>	31,629	22,111	6,076	2,250	136	1,003	53
%		68.2%	20.8%	8.0%	0.4%	2.7%	0.1%
<i>Nonmoving</i>	9,107	5,715	2,264	994	18	110	6
%		69.9%	19.2%	7.1%	0.4%	3.2%	0.2%
<i>Other</i>	474	275	137	58	1	2	1
%		62.8%	24.9%	10.9%	0.2%	1.2%	0.1%
		58.0%	28.9%	12.2%	0.2%	0.4%	0.2%
<b>Law Enforcement Procedures (Post-Stop Interaction)</b>	<b>5,852</b>	<b>2,837</b>	<b>2,075</b>	<b>827</b>	<b>22</b>	<b>86</b>	<b>5</b>
<i>Occupant Exit Vehicle</i>	2,124	1050	738	292	7	35	2
%		49.4%	34.7%	13.7%	0.3%	1.6%	0.1%
<i>Occupant Protective Frisk (Pat-Down)</i>	87	35	33	19	0	0	0
%		40.2%	37.9%	21.8%	0.0%	0.0%	0.0%
<i>Occupant Searched</i>	1,745	845	619	247	7	26	1
%		48.4%	35.5%	14.2%	0.4%	1.5%	0.1%
<i>Force Deadly</i>	1	0	1	0	0	0	0
%		0.0%	100.0%	0.0%	0.0%	0.0%	0.0%
<i>Force Physical</i>	3	2	1	0	0	0	0
%		66.7%	33.3%	0.0%	0.0%	0.0%	0.0%
<i>Force Mechanical</i>	0	0	0	0	0	0	0
%		0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
<i>Force Chemical</i>	2	0	2	0	0	0	0
%		0.0%	100.0%	0.0%	0.0%	0.0%	0.0%
<i>Consent to Search Vehicle Requested</i>	5	1	3	1	0	0	0
%		20.0%	60.0%	20.0%	0.0%	0.0%	0.0%
<i>Consent Search of Vehicle Conducted</i>	3	0	2	1	0	0	0
%		0.0%	66.7%	33.3%	0.0%	0.0%	0.0%
<i>Probable Cause Search of Vehicle Conducted</i>	1,876	903	672	266	8	25	2
%		48.1%	35.8%	14.2%	0.4%	1.3%	0.1%
<i>Drug Dog Employed</i>	6	1	4	1	0	0	0
%		16.7%	66.7%	16.7%	0.0%	0.0%	0.0%
<b>Dispositions (Summons / Warnings)</b>	<b>41,210</b>	<b>28,101</b>	<b>8,477</b>	<b>3,302</b>	<b>155</b>	<b>1,115</b>	<b>60</b>
<i>Summons Moving</i>	6,288	4,268	1,108	445	50	398	19
%		67.9%	17.6%	7.1%	0.8%	6.3%	0.3%
<i>Summons Nonmoving</i>	3,440	2,149	786	455	6	38	6
%		62.5%	22.8%	13.2%	0.2%	1.1%	0.2%
<i>Warnings Moving</i>	11,639	8,539	2,154	587	44	305	10
%		73.4%	18.5%	5.0%	0.4%	2.6%	0.1%
<i>Warnings Nonmoving</i>	3,526	2,271	876	315	10	53	1
%		64.4%	24.8%	8.9%	0.3%	1.5%	0.0%
<i>Summons Moving &amp; Warnings Moving</i>	290	206	47	13	0	23	1
%		71.0%	16.2%	4.5%	0.0%	7.9%	0.3%
<i>Summons Non Moving &amp; Warnings Non Moving</i>	743	472	166	96	1	7	1
%		63.5%	22.3%	12.9%	0.1%	0.9%	0.1%
<i>Summons &amp;/or Warnings / Moving &amp;/or Non Moving</i>	6,703	4,461	1,318	718	28	166	12
%		66.6%	19.7%	10.7%	0.4%	2.5%	0.2%
<i>Other</i>	8,581	5,735	2,022	673	16	125	10
%		66.8%	23.8%	7.8%	0.2%	1.5%	0.1%