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**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)

**THIRD 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") and the second semiannual public report of aggregate data on January 10, 2001 ("Second 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. Both the First Data Report and the Second Data Report contained information which was retrievable through then existing technology and procedures.

Pursuant to Consent Decree ¶114, this is the third semiannual public report of aggregate data ("Third Data Report"). This Third Data Report contains information in Motor Vehicle Tables (Exhibits A-G) and Misconduct Investigation Table (Exhibit H) for the six-month period November 1, 2000 through April 30, 2001 which is retrievable through presently existing technology and procedures.

Advancements in technology and procedures since issuance of the First Data Report were reflected in the Second Data Report, including the following:

- i. Data for "Stops," "Summonses," "Warnings," and "Summonses and Warnings" appear in the Motor Vehicle Tables for Troop E. (Exhibit E). This information was generated from the Computer Assisted Dispatch ("CAD") system which became fully operational on the Garden State Parkway (Troop E) after issuance of the First Data Report.
- ii. Data is provided for a six-month period (May 1, 2000 through October 31, 2000) in the Second Data Report, rather than the four-month period (January 1, 2000 through April 30, 2000) in the First Data Report.
- iii. Data for "Stops" was expanded to include the reason for the stop - namely, "Moving," "Nonmoving," or "Other" - for all motor vehicle stops occurring on or after July 21, 2000. On or about that date, the State Police commenced implementation of (a) revised procedures requiring this information to be called in to the communications dispatchers and (b) technological modifications to the CAD System which facilitated the recordation of this information.
- iv. Data for law enforcement actions, as reflected in the entire First Data Report and in the Second Data Report for all motor

vehicle stops occurring on or before July 20, 2000, was expanded from

“Summonses”
“Warnings”
“Summonses and Warnings”

to the following format in the Second Data Report for all motor vehicle stops occurring on or after July 21, 2000:

“Summons Moving”
“Summons Nonmoving”
“Warnings Moving”
“Summons Moving and Warnings Moving”
“Summons Nonmoving and Warnings Nonmoving”
“Summons and/or Warnings/Moving and/or Non Moving”

Similar to item iii above, this data expansion is due to State Police implementation of revised procedures requiring this information to be called into the communication dispatchers and technological modifications to the CAD system which facilitated the recordation of this information.

Advancements in technology and procedures since issuance of the Second Data Report are reflected in the Third Data Report. Most significantly, data for “Law Enforcement Procedures (Post-Stop Interaction)” appear in the Motor Vehicle Tables (Exhibits A-G). This data did not appear in either the First Data Report or the Second Data Report. For all motor vehicle stops occurring on or after November 1, 2000, the Third Data Report lists

“Occupant Exit Vehicle” -- Lists motor vehicle stops during which a vehicle occupant was requested to exit from the vehicle.

“Occupant Protective Frisk (Pat-Down)” -- Lists motor vehicle occupants who were subjected to a protective “pat-down” or “frisk” of their person for weapons.

“Occupant Searched” -- Lists motor vehicle occupants who were subjected to a search of their person for evidence of a crime or incidental to their arrest.

“Force Deadly” -- Lists motor vehicle occupants who were subjected to deadly force.

“Force Physical” -- Lists motor vehicle occupants who were subjected to physical force.

“Force Mechanical” -- Lists motor vehicle occupants who were subjected to mechanical force (e.g., baton).

“Force Chemical” -- Lists motor vehicle occupants who were subjected to chemical force (e.g., “pepper spray”).

"Consent to Search Vehicle Requested" -- Lists motor vehicle stops during which consent to search a motor vehicle was requested.

"Consent to Search Vehicle Conducted" -- Lists motor vehicle stops during which consent to search a motor vehicle was obtained and a motor vehicle search was conducted.

"Non-Consensual Search of Vehicle Conducted" -- Lists motor vehicle stops during which a motor vehicle search was conducted which was supported by a non-consensual basis (e.g., "plain view"), including motor vehicle searches that were also supported by a consent to search.

"Drug Dog Employed" -- Lists motor vehicle stops during which a drug detecting canine was summoned to the motor vehicle.

Inclusion of this data is due to State Police implementation of revised procedures requiring this information to be recorded and technological advancements which facilitated the recordation of this information.

The Motor Vehicle Tables contain data for each troop and station within the Division of State Police. 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 "CAD" system. This data reflects the race or ethnicity of the motorist as observed by the Trooper. The information regarding summonses and warnings reflects whether a summons or warning was issued, but not the number of summonses or warnings issued. Moreover, 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. For the first time in this Third Data Report, 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 were revised to require Troopers to complete these reports whenever a law enforcement procedure is utilized during a motor vehicle stop.

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. Patrol-related arrests are, in 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."

As required by Consent Decree ¶ 114, Exhibit H contains misconduct investigation data on a statewide basis. Exhibit H discloses whether an investigation was initiated by virtue of 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 status of these initial complaints are listed under "Initial Allegation." Potential violations revealed during the course of the investigation of these "initial allegations," are identified as "secondary allegations" and their status is also reflected in Exhibit H. This exhibit reflects misconduct investigations initiated on or after November 1, 2000 and does not reflect the progress of investigations

previously initiated. Exhibit H reflects the progress of these misconduct investigations over the period November 1, 2000 through April 30, 2001. In the First Data Report and the Second Data Report, the dispositions were listed as "substantiated," "unsubstantiated," or "unfounded." Exhibit H lists the categories of violations vertically and then their dispositions horizontally. In this Third Data Report, the dispositions are listed under the following categories:

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

These categories were utilized during the entire period addressed in this Third Data Report.

The State is encouraged with its progress in gathering data as reflected in this Data Report. This progress is the result of the commitment of substantial resources and effort by State Police members. The State remains committed to continuing this progress and implementing the provisions of the Consent Decree to the extent that such implementation is consistent with the safety of the public and the members of the New Jersey State Police.

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

CONCLUSION

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

Respectfully submitted,

JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY

By: 

Martin Cronin
Assistant Attorney General
Director, State Police Affairs

Dated: July 17, 2001

**EXHIBITS
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MOTOR VEHICLE DATA

TROOP A

Totals EXHIBIT A

- Bridgeton
- Woodbine
- Buena Vista
- Port Norris
- Tuckerton
- Woodstown
- Atlantic City Expressway
- Atlantic City
- Bivalve
- Bellmawr
- Other

TROOP B

Totals EXHIBIT B

- Hope
- Sussex
- Totowa
- Netcong
- Perryville
- Somerville
- Washington
- Newark Bay
- Other

TROOP C

Totals EXHIBIT C

- Bordentown
- Allenwood
- Kingwood
- Fort Dix
- Hightstown
- Wilburtha
- Red Lion
- Point Pleasant
- Other

TROOP D

Totals EXHIBIT D

- Cranbury
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- Other

TROOP E

Totals EXHIBIT E
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 Other

OTHER DIVISION ASSIGNED UNITS EXHIBIT F

ENTIRE DIVISION TOTALS EXHIBIT G

MISCONDUCT INVESTIGATION DATA

INVESTIGATION SUMMARY EXHIBIT H

New Jersey State Police
November 1, 2000-April 30, 2001
Troop A Totals

CAD Data from November 1, 2000 through April 30, 2001

	Total	White	Black	Hispanic	Asian Indian	Other Asian	American Indian
Stops	39888	29306	7086	2328	201	897	70
		73.5%	17.8%	5.8%	0.5%	2.2%	0.2%
<i>Moving</i>	34627	25662	5968	1891	192	850	64
%		74.1%	17.2%	5.5%	0.6%	2.5%	0.2%
<i>Nonmoving</i>	5049	3515	1062	417	9	41	5
%		69.6%	21.0%	8.3%	0.2%	0.8%	0.1%
<i>Other</i>	212	129	56	20	0	6	1
%		60.8%	26.4%	9.4%	0.0%	2.8%	0.5%
Law Enforcement Procedures (Post-Stop Interaction)							
<i>Occupant Exit Vehicle</i>	3991	2010	1236	686	14	45	0
%		50.4%	31.0%	17.2%	0.4%	1.1%	0.0%
<i>Occupant Protective Frisk (Pat-Down)</i>	1625	762	534	302	9	18	0
%		46.9%	32.9%	18.6%	0.6%	1.1%	0.0%
<i>Occupant Searched</i>	1814	963	578	259	2	12	0
%		53.1%	31.9%	14.3%	0.1%	0.7%	0.0%
<i>Force Deadly</i>	0	0	0	0	0	0	0
%		0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
<i>Force Physical</i>	6	4	2	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>	4	0	4	0	0	0	0
%		0.0%	100.0%	0.0%	0.0%	0.0%	0.0%
<i>Consent to Search Vehicle Requested</i>	59	30	21	8	0	0	0
%		50.8%	35.6%	13.6%	0.0%	0.0%	0.0%
<i>Consent Search of Vehicle Conducted</i>	56	30	18	8	0	0	0
%		53.6%	32.1%	14.3%	0.0%	0.0%	0.0%
<i>Non-Consensual Search of Vehicle Conducted</i>	1277	713	352	205	1	6	0
%		55.8%	27.6%	16.1%	0.1%	0.5%	0.0%
<i>Drug Dog Employed</i>	9	4	3	2	0	0	0
%		44.4%	33.3%	22.2%	0.0%	0.0%	0.0%
Dispositions (Summons / Warnings)							
<i>Summons Moving</i>	8304	5927	1360	452	104	433	28
%		71.4%	16.4%	5.4%	1.3%	5.2%	0.3%
<i>Summons Nonmoving</i>	1846	1309	319	192	7	17	2
%		70.9%	17.3%	10.4%	0.4%	0.9%	0.1%
<i>Warnings Moving</i>	11223	8632	1887	500	35	156	13
%		76.9%	16.8%	4.5%	0.3%	1.4%	0.1%
<i>Warnings Nonmoving</i>	2163	1495	489	146	7	24	2
%		69.1%	22.6%	6.7%	0.3%	1.1%	0.1%
<i>Summons Moving & Warnings Moving</i>	308	223	52	15	5	11	2
%		72.4%	16.9%	4.9%	1.6%	3.6%	0.6%
<i>Summons Non Moving & Warnings Non Moving</i>	565	399	114	50	0	1	1
%		70.6%	20.2%	8.8%	0.0%	0.2%	0.2%
<i>Summons &/or Warnings / Moving &/or Non Moving</i>	8690	6292	1583	589	30	178	18
%		72.4%	18.2%	6.8%	0.3%	2.0%	0.2%
<i>Other</i>	6790	5029	1282	385	13	77	4
%		74.1%	18.9%	5.7%	0.2%	1.1%	0.1%

**Troop A
Totals
NOVEMBER 2000 THROUGH APRIL 2001**

'A'								
TROOP 'A'	Total	White	Black	W. Hisp.	B. Hisp.	Asian	A. Ind.	Other
Total Criminal Arrest	4517	2136	1860	475	26	14	2	4
		47.30%	41.20%	10.50%	0.60%	0.30%	0%	0.10%
Patrol Related Arrests	3282	1399	1477	377	19	7	0	3
		42.70%	45.00%	12%	0.60%	0.20%	0%	0.10%
Drugs	378	223	102	49	2	3	0	1
		59.00%	27.00%	13.00%	0.50%	1%	0%	0%
Weapons	19	7	9	1	2	0	0	0
		36.80%	47.40%	5.30%	11%	0.00%	0%	0%
Other	2885	1169	1366	327	15	6	0	2
		41%	47.30%	11.30%	0.50%	0.20%	0%	0.10%
DUI	884	591	141	135	8	8	0	1
		66.90%	16.00%	15.30%	0.90%	0.90%	0%	0.10%