

STATE OF OKLAHOMA
OFFICE OF CIVIL RIGHTS ENFORCEMENT



ANNUAL
RACIAL PROFILING REPORT
CALENDAR YEAR 2019

JANUARY 31, 2020

MIKE HUNTER
ATTORNEY GENERAL



The men and women of the law enforcement community have my profound gratitude and respect. I appreciate their professionalism and commitment to the principles of honor, duty, integrity, service, and sacrifice.

As required by Oklahoma statute, the Office of Civil Rights Enforcement (“OCRE”) has compiled a report detailing citizen complaints of racial profiling. By law, complaints of racial profiling are not investigated by my office, but rather are forwarded to the arresting officer’s law enforcement agency. The law then directs the law enforcement agency to investigate the complaint for purposes of disciplinary action and/or criminal prosecution.

My office remains committed to working with our law enforcement partners to keep our communities safe, while ensuring the rights of all Oklahomans are respected and preserved.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Hunter".

Mike Hunter
Attorney General of Oklahoma

OFFICE OF CIVIL RIGHTS ENFORCEMENT

This report is submitted pursuant to Oklahoma's Racial Profiling Law, 22 O.S. 2011, § 34.3 - 34.5. The Racial Profiling Law ("Law") requires every municipal, county, and state law enforcement agency to adopt a detailed written policy that clearly defines the elements constituting racial profiling and that prohibits racial profiling based solely on an individual's race or ethnicity. The law enforcement agency must make the policy available for public inspection during the agency's normal business hours. *Id.*, § 34.3(E). The Law prohibits municipal, county, and state law enforcement officers from engaging in racial profiling. 22 O.S. 2011, § 34.3.

WHAT CONSTITUTES UNLAWFUL RACIAL PROFILING

"Racial profiling" includes interdicting, stopping, arresting, detaining, or engaging in any other form of disparate treatment against an individual based solely on the individual's race or ethnicity. *Id.*, § 34.3 - 34.4.

RIGHT TO FILE A RACIAL PROFILING COMPLAINT

Any person who believes he or she has been subjected to racial profiling may file a complaint with the Office of Civil Rights Enforcement ("OCRE") and may also file a complaint with the district attorney in the county where the racial profiling is believed to have occurred. *Id.*, § 34.4.

COMPLAINT FORM

The official form to be used for filing a racial profiling complaint is the *Office of Civil Rights Enforcement Racial Profiling Complaint*. (See Attachment "1") The complaint is available at the Oklahoma City and Tulsa offices of the OCRE, and is also available online on the Attorney General's website: www.ok.gov/oag.

WHERE TO FILE A COMPLAINT

An individual or his or her representative may file a fully completed, signed, and dated complaint with the OCRE in person, by email, facsimile, or regular mail. The OCRE's contact information is as follows:

OKLAHOMA CITY OFFICE:
313 N.E. 21st Street
Oklahoma City, Oklahoma 73105
(405) 521-3921

TULSA OFFICE:
15 W. 6th Street, Suite 1000
Tulsa, Oklahoma 74119
(918) 581-2342

EMAIL:
ocre.complaints@oag.ok.gov

FACSIMILE:
(405) 521-6246

INVESTIGATION OF THE COMPLAINT

The Attorney General is not charged with the investigation of racial profiling complaints. Rather, by law, upon receipt of a *Racial Profiling Complaint*, the OCRE must forward a copy of the complaint to the law enforcement agency that employs the law enforcement officer against whom the complaint is lodged. The law enforcement agency must investigate the complaint for purposes of disciplinary action and/or criminal prosecution. *Id.*, § 34.4. If the investigation reveals the officer was in direct violation of the agency's written policy regarding racial profiling, the agency must take appropriate action consistent with applicable laws, rules, ordinances, or policy. *Id.*, § 34.3(F).

OFFICE OF CIVIL RIGHTS ENFORCEMENT
RACIAL PROFILING COMPLAINTS RECEIVED IN CALENDAR YEAR 2019

The Office of Civil Rights Enforcement (“OCRE”) received twenty-one (21) racial profiling complaints in the 2019 calendar year. As required by law, the OCRE forwarded each complaint to the appropriate law enforcement agency for its own investigation and responsive action as warranted. All complaints were based on race. Summary information regarding the complaints is itemized below.

Additionally, summary information regarding the disposition of three (3) complaints from the 2018 Racial Profiling Report that were resolved in 2019 is itemized below.

By law, the names of the complainants have been withheld. 22 O.S. 2011, § 34.5.

REPORT OF DISPOSITION OF 2018 COMPLAINTS

NO.	AGENCY	DISPOSITION
1.	Oklahoma Highway Patrol	No Cause
2.	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	No Cause
3.	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	No Cause

REPORT OF DISPOSITION OF 2019 COMPLAINTS

NO.	AGENCY	DISPOSITION
1.	Canadian County Sheriff's Office	No Cause
2.	Norman Police Department	No Cause
3.	Big Cabin Police Department	No Cause
4.	Mayes County Sheriff's Office	No Cause
5.	Tulsa Police Department	No Cause
6.	OSU-Tulsa University Police	No Cause
7.	Kiefer Police Department	No Cause
8.	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	No Cause
9.	Tulsa County Sheriff's Office	No Cause
10.	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	No Cause
11.	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	No Cause
12.	Warr Acres Police Department	No Cause
13.	Bethany Police Department	No Cause
14.	Putnam City Campus Police	No Cause
15.	Webbers Falls Police Department	No Cause
16.	Oklahoma Highway Patrol	Pending
17.	Atoka County Sheriff's Department	No Cause
18.	Enid Public Schools Campus Police Department	No Cause
19.	Enid Police Department	Pending
20.	Nowata Sheriff's Office	Pending
21.	Salina Police Department	Pending

**OFFICE OF CIVIL RIGHTS ENFORCEMENT
MISSION STATEMENT**

The Office of Civil Rights Enforcement is dedicated to enforcing Oklahoma's anti-discrimination laws and to educating Oklahomans regarding their rights and responsibilities under civil rights laws.



Oklahoma Office of the Attorney General
Office of Civil Rights Enforcement
RACIAL PROFILING COMPLAINT

Office Use Only

Date of Initial Inquiry _____ Inquiry # (OAG use only) _____

Type of Inquiry (circle): Walk In Telephone Mail In Fax

Date Information Mailed _____ By _____ Date Returned _____

Information Completed Yes No

Please Print

Name _____ Address _____ Telephone _____
City _____ State _____ County _____ Zip Code _____ Birth Date _____
Gender: Male Female Race, Ethnicity Or National Origin _____

Law Enforcement Agency _____ Name of Officer _____
Badge # _____ Race _____ Gender: Male Female
Address _____ Telephone _____
City _____ State _____ County _____ Zip Code _____

Date of Incident: _____ Location of Incident: _____

Summons Number(s) _____

Alleged Violation(s) (Reason for the stop or detention) _____

Please attach a copy of the ticket, if applicable, or any supporting documentation.

Witness information (if applicable)

Table with 3 columns: Name, Address, Contact Number. Rows 1, 2, 3.

