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

The Office of Civil Rights Enforcement ("OCRE") in the Attorney General’s Office is dedicated to the enforcement of Oklahoma’s anti-discrimination laws. As required by Oklahoma statute, the OCRE has compiled a report detailing citizen complaints of racial profiling.

As Attorney General of Oklahoma, my chief duty is to enforce the rule of law and protect the citizens of Oklahoma. My office will continue to work with our law enforcement partners to keep our communities safe while ensuring the rights of Oklahomans are respected and preserved.

Sincerely,

E. Scott Pruitt
Attorney General of Oklahoma
OFFICE OF CIVIL RIGHTS ENFORCEMENT

This report is submitted pursuant to Oklahoma’s Racial Profiling Law, 22 O.S. § 34.3 et seq., which was effective for purposes of this report on May 7, 2013. The Racial Profiling Law ("Law") prohibits any law enforcement officer of any municipal, county, or state law enforcement agency from stopping, arresting, or detaining a person based solely on an individual’s race or ethnicity. The Law established a right for individuals to file racial profiling complaints.

RIGHT TO FILE A COMPLAINT

Any person who is stopped or arrested by an officer of any municipal, county or state law enforcement agency and who believes the stop or arrest was racial profiling, that person may file a complaint with the Office of Civil Rights Enforcement and may also file a complaint with the district attorney in the county where the stop or arrest occurred.

WHO MAY FILE A RACIAL PROFILING COMPLAINT

Any person who was stopped or arrested by a law enforcement officer and believes the stop or arrest was racial profiling may file a complaint.

COMPLAINT FORM

The official form on which to file a racial profiling complaint is the Office of Civil Rights Enforcement Racial Profiling Complaint Questionnaire. (See attachment #1)

PLACE TO FILE A COMPLAINT

A racial profiling complaint may be filed with the Office of Civil Rights and the district attorney by completing the Racial Profiling Complaint Questionnaire. The complainant or his/her representative shall sign and date the form upon completion and mail or personally deliver it to the Office of Civil Rights Enforcement.

The Office of Civil Rights Enforcement is located at the Oklahoma Attorney General’s Office. The contact information of the office is as follows:

Oklahoma Attorney General
Office of Civil Rights Enforcement
313 N.E. 21st Street
Oklahoma City, Oklahoma 73105
Telephone (405) 522-4428
Facsimile (405) 522-0085

e-mail: OCREF@aog.ok.gov
website: www.oag.ok.gov
OFFICE OF CIVIL RIGHTS ENFORCEMENT

RACIAL PROFILING COMPLAINTS RECEIVED, FILED AND OTHERWISE CLOSED FOR CALENDAR YEAR 2013

The Office of Civil Rights Enforcement received seven racial profiling allegations during the calendar year 2013. Of the seven racial profile allegations received, five allegations resulted in formal complaints being filed.

The five formal racial profiling complaints during the calendar year of 2013 were each filed and forwarded to the appropriate law enforcement agencies for investigation. All five complaints were based on Race. There were no Ethnic Origin complaints filed. These formal complaints were as follows:

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>DISPOSITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hugo Police Department</td>
<td>Investigated - No Cause.</td>
</tr>
<tr>
<td>Texas County Sheriff</td>
<td>Investigated - No Cause.</td>
</tr>
<tr>
<td>Edmond Police Department</td>
<td>Investigated - No cause.</td>
</tr>
<tr>
<td>Tulsa Police Department</td>
<td>Investigated - No Cause.</td>
</tr>
<tr>
<td>McLoud Kickapoo Tribal Police</td>
<td>Referred to Federal Bureau of Investigation - Open.</td>
</tr>
</tbody>
</table>
The Office of Civil Rights Enforcement is dedicated to the enforcement of Oklahoma’s anti-discrimination laws and to the education of business people, landlords and individual citizens as to their rights, duties and responsibilities under those laws.
Oklahoma Office of the Attorney General
Office of Civil Rights Enforcement
RACIAL PROFILING COMPLAINT QUESTIONNAIRE

Office Use Only

Date of Initial Inquiry ___________________________________ Inquiry# (OAG use only) ____________________________

Type of Inquiry: ________________________________
Walk In ☐ Telephone ☐ Mail In ☐

Date Information Mailed __________________________ By ______________ Date Returned __________________________

Information Completed Yes ☐ No ☐

Please Print

Name __________________________ Address __________________________ Telephone __________________________

City __________________________ State _____ County ______________ Zip Code ______________ Birth Date ______________

Sex Male ☐ Female ☐ Race, Ethnicity Or National Origin __________________________

Law Enforcement Agency __________________________ Name of Officer __________________________

Badge # __________________________ Race ______________ Sex 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) __________________________________

________________________________________________________________________

________________________________________________________________________

Copy of Ticket (If applicable) or any supporting documentation

Witness information (if applicable)

1. Name __________________________ Address __________________________ Telephone __________________________

2. __________________________ __________________________ __________________________

3. __________________________ __________________________ __________________________
Please state the reason(s) you believe that this police action was taken due to racial profiling:

__________________________________________________________________________

__________________________________________________________________________

__________________________________________________________________________

__________________________________________________________________________

__________________________________________________________________________

Direct all questions to the Office of Civil Rights Enforcement at (405) 521-3921.

Signature ___________________________ Date ___________________________

Mail to: Oklahoma Office of the Attorney General
Office of Civil Right Enforcement
313 N.E. 21st Street
Oklahoma City, OK 73105
A. For the purposes of this section, "racial profiling" means the detention, interdiction or other disparate treatment of an individual solely on the basis of the racial or ethnic status of such individual.

B. No officer of any municipal, county or state law enforcement agency shall engage in racial profiling.

C. The race or ethnicity of an individual shall not be the sole factor in determining the existence of probable cause to take into custody or to arrest an individual or in constituting a reasonable and articulable suspicion that an offense has been or is being committed so as to justify the detention of an individual or the investigatory stop of a motor vehicle.

D. A violation of this section shall be a misdemeanor.

E. Every municipal, county, and state law enforcement agency shall adopt a detailed written policy that clearly defines the elements constituting racial profiling. Each agency’s policy shall prohibit racial profiling based solely on an individual’s race or ethnicity. The policy shall be available for public inspection during normal business hours.

F. If the investigation of a complaint of racial profiling reveals the officer was in direct violation of the law enforcement agency’s written policy regarding racial profiling, the employing law enforcement agency shall take appropriate action consistent with applicable laws, rules, ordinances or policy.

Historical Data


Citationizer® Summary of Documents Citing This Document

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<th>Level</th>
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<td>Cite</td>
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<td>22 O.S. 34.4</td>
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<td><strong>Filing Racial Profiling Complaint</strong></td>
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Whenever a person who is stopped or arrested believes the stop or arrest was in violation of Section 34.3 of this title, that person may file a complaint with the Attorney General's Office of Civil Rights Enforcement and may also file a complaint with the district attorney for the county in which the stop or arrest occurred. A copy of the complaint shall be forwarded to the arresting officer's employer by the Attorney General's Office of Civil Rights Enforcement. The employer shall investigate the complaint for purposes of disciplinary action and/or criminal prosecution.

**Historical Data**

Laws 2000, SB 1444, c. 325, § 2, emerg. eff. July 1, 2000; Amended by Laws 2013, SB 396, c. 214, § 1, emerg. eff. May 7, 2013 (superseded document available).

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<td>Prohibition Against Racial Profiling</td>
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