

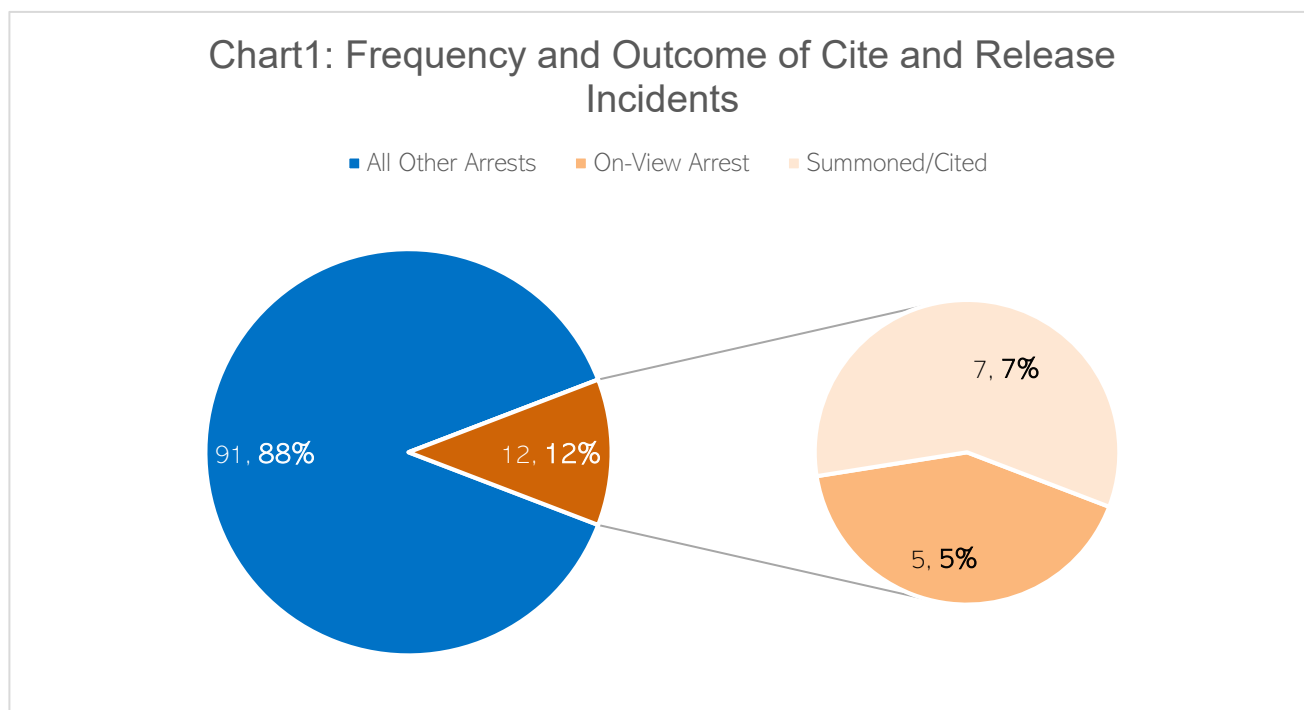
# OVERVIEW

The City of San Marcos adopted Ordinance No 2020-18 in April of 2020. In response to this ordinance San Marcos Police Department requires the officer to cite and release individuals who have committed any one of the following misdemeanors listed in Table 1. This report will summarize the [frequency of use](#), [offense type](#), [justification for contact and arrest](#), and the [age, race and ethnicity](#) of individuals involved in cite and release offenses during the applicable duration of 2<sup>nd</sup> Quarter (2Q) 2020 (May 31, 2020- June 30, 2020). Comparative information will be provided in the following quarter reports, but due to this being the first report and an incomplete calendar year quarter, inferences are limited.

<u>Offense Type</u>	<u>Class</u>	<u>Condition</u>
Theft of Service	B	Value is less than or equal to \$375
Theft of Property	B	Value is less than or equal to \$375
Criminal Mischief	B	Damage is less than or equal to \$375
Graffiti	B	Damage is less than or equal to \$375
Possession of Marijuana	A/B	Less than 4oz.
All Class C Misdemeanors	C	Excludes Public Intoxication, Assault or Family Violence
Driving While License Invalid	B	

## FREQUENCY OF CITE AND RELEASE APPLICABLE INCIDENTS

Chart1 displays how frequently San Marcos PD encounters Cite and Release applicable incidents. During the 2Q of 2020, approximately 12% of arrests made by SMPD (12 incidents) were Cite and Release applicable involvements. Of those, seven (7) were Cited and five (5) resulted in an On-View arrest.



## APPLICABLE OFFENSES

Table2 indicates the cite and release offenses that were encountered during the 2<sup>nd</sup> quarter of 2020. Due to the small count in number, percentages are not utilized. This is to ensure

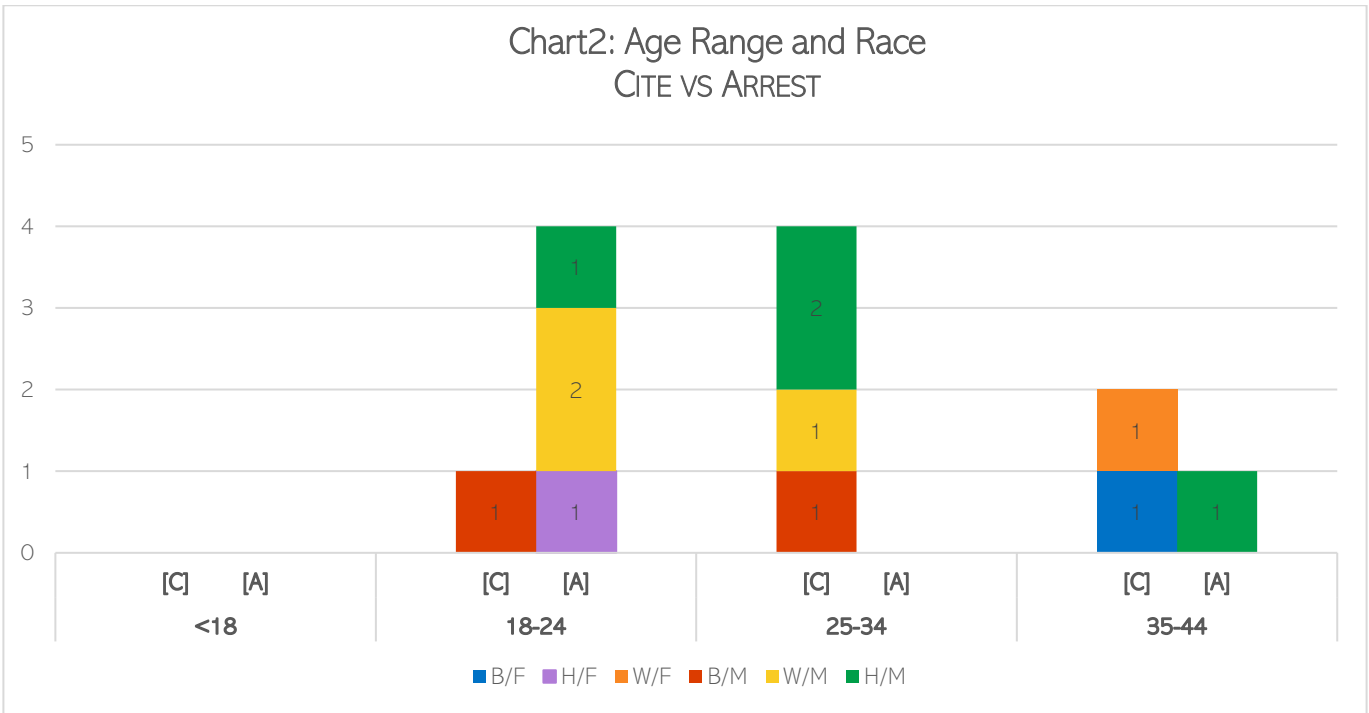
Table2:

<u>Offense</u>	<u>Count</u>
Criminal Mischief >=\$100<\$750	4
DWLI	3
Theft Prop >=\$100<\$750	2
POM	1
DOC - Fighting	1
DUI	1
Total	12

# AGE, RACE AND ETHNICITY

Chart2 displays the age range and race of individuals who were involved in cited [C] offenses compared to those who were arrested [A]. Chart2 displays the age range and race/ethnicity of individuals who were arrested for cite and release offenses. The colors are broken down by Race/Ethnicity<sup>1</sup> and Sex combinations. The graph is sectioned off by age range. In this chart, in the 18-24 bracket, one (1) Hispanic female, one (1) Hispanic male and two (2) White males were arrested. One (1) Black male was cited in the same age bracket.

The reason for contact and arrest (if applicable) will be explained further in the next section.

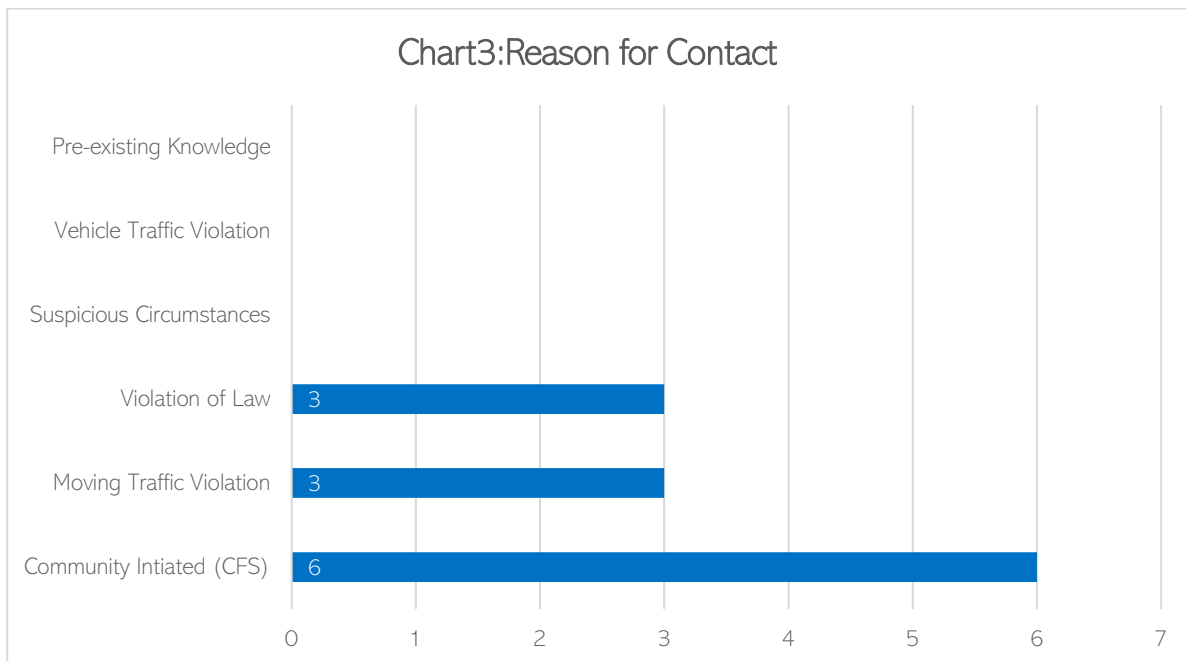


<sup>1</sup> Ethnicity and Race were merged per the request of CoSM City Council.

## REASON FOR CONTACT AND REASON FOR ARREST (IF APPLICABLE)

The Reason for Contact in Cite and Release applicable offenses were based off already established racial reports. These options are listed below. Chart3 displays the Reason for Contact during the 2Q 2020.

- (1) Community Initiated- a call for service generated by the public to law enforcement seeking assistance.
- (2) Violation of Law- any act, or failure to act, that does not abide by existing law
- (3) Vehicle Traffic Violation- any vehicle violation such as a brake light out.
- (4) Moving Traffic Violation- Violations such as speeding or running a stop sign.
- (5) Pre-Existing Knowledge- Information that an officer has, prior to contacting the individual, that they were wanted or violated a law.
- (6) Suspicious Circumstances- a situation in which an officer observes behavior that may be crime-related or yields concerns for the welfare of the public.



In the 2Q of 2020 there were approximately 11% of the incidents (12 total) where the Cite and Release process was applicable. Of those instances, five (5) individuals were arrested. The Reason for Arrest in Ordinance No 2020-18 are segmented into six (6) categories. These justifications include the following:

- (1) Other Non-Citable Offenses
- (2) Possesses Imminent Danger (to themselves or others)
- (3) Outstanding Arrest Warrant
- (4) No Hays County Connection
- (5) Did not provide sufficient personal identification
- (6) Demanded to be taken before a magistrate
- (7) Suspected to have commit an offense that is not covered by Cite and Release process as dictated by state law.

Table3 displays the reason for contact in comparison to the reason for arrest in this current quarter. Of the incidents that were initiated by community members, four (4) resulted in arrest due to other Non-Citable Offenses. There were (three)3 individuals arrested since they did not have a Hays County Connection. The original reason for the contact stemmed from the community-initiated, moving traffic violation and a violation of law.

Table3:

Contact Reason	Arrest Reason			
	Arrest Warrant	Juvenile	No Hays County Connection	Other Non-Citable Offenses
Community Initiated (CFS)	0	0	1	3
Moving Traffic Violation	0	0	0	0
Suspicious Circumstances	0	0	0	0
Vehicle Traffic Violation	0	0	0	0
Violation of Law	0	0	1	0
Pre-existing Knowledge	0	0	0	0
Grand Total	0	0	2	3

The map for 2Q 2020 is available [here](#) for review.