



H.B. 108

124th General Assembly
(As Introduced)

Reps. Jones, Womer Benjamin, D. Miller, Patton, R. Miller, Krupinski, Allen, Ford, Flannery, Strahorn, Fedor, Redfern, Barrett, Boccieri, DePiero, Jerse, Britton

BILL SUMMARY

- Requires every law enforcement agency to record detailed data related to the stopping of a motor vehicle whenever one of its law enforcement officers causes the operator of a motor vehicle to stop the motor vehicle and requires the agency to submit that data periodically to the Attorney General.
- Requires the Attorney General to analyze the data received from those law enforcement agencies and to submit to the General Assembly annually a report of the data, analysis, and all reasonable conclusions that can be drawn from the data and analysis.

CONTENT AND OPERATION

Data required to be recorded when a motor vehicle traffic stop occurs

Whenever a law enforcement officer causes the operator of a motor vehicle being operated on any street or highway to stop the motor vehicle, the bill requires the law enforcement agency employing that officer to obtain and record all of the following data from the officer (R.C. 109.46(B)):

- (1) A description of the motor vehicle, including its manufacturer;
- (2) The identifying numerals, letters, or numerals and letters that appear on the motor vehicle's license plate;
- (3) The race or ethnicity, approximate age, and gender of the operator of the motor vehicle and of all other occupants of the motor vehicle;
- (4) The exact location and the time at which the traffic stop occurred;

(5) The traffic violation alleged to have been committed that was the basis for the stop;

(6) Whether the stop resulted in a search of the motor vehicle or of its occupants and, if any search occurred, the rationale for the search and how the search was instituted;

(7) Whether any contraband was discovered during the search and the nature of the contraband;

(8) Whether any oral or written warning, ticket, or citation was issued as a result of the stop;

(9) Whether an arrest was made as the result of either the stop or the ensuing search;

(10) Whether any items were seized for forfeiture.

Analysis of the data by the Attorney General; annual report to the General Assembly

The law enforcement agency must report the collected data described above to the Attorney General. The agency must make the reports at an interval determined by the Attorney General that is not longer than a calendar year. The agency must report the data by the means and in the form that the Attorney General determines is the most efficient and maximizes the utility of the data. (R.C. 109.46(C).)

The Attorney General must analyze the data to determine the following (R.C. 109.46(C)):

(1) The total number of motor vehicles stopped by law enforcement officers during the calendar year;

(2) Of the total stopped, the number and percentage of motor vehicles that were operated by members of each particular minority group (see "**Definition**," below);

(3) A comparison of the percentage of each minority group stopped to the percentage that each minority group bears to the total population of this state;

(4) The benefit of traffic stops with regard to the interdiction of drugs and proceeds of drug trafficking, including the approximate quantity and street value of seized drugs and the value of drug trafficking proceeds.

No later than May 1 of every year, the Attorney General must submit a report to the members of the General Assembly containing the Attorney General's analysis of the data and all reasonable conclusions that can be drawn from the data and the analysis. The report also must contain any other information that the Attorney General determines is of assistance in understanding the data, the analysis, and the conclusions. (R.C. 109.46(D).)

Definition

As used in the bill, "minority group" means Afro-Americans, Hispanics, or Asians (R.C. 109.46(A)).

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	02-22-01	p. 170

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