



# General Order

Date of Issue  
February 1, 2019

Effective Date  
February 1, 2019

No.  
D-52



## Subject

DISCRIMINATORY ENFORCEMENT PRACTICES – BIAS BASED POLICING

Distribution  
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## Amends

D-52, issued 01/01/16

## Reference

20 ILCS 2715/10  
625 ILCS 5/11-212  
725 ILCS 5/107-14  
BGPD Value Statement  
Rules & Regulations 4.1 & 4.2  
General Orders 86-2, A-06, A-21, D-60, I-20, J-01, M-20,  
N-07, R-02, T-04  
CALEA 1.2.3, 1.2.9

## Rescinds

D-52, issued 08/18/00, 04/26/01, 01/28/04, 10/04/04, 08/26/10, 02/25/15

## DISCUSSION:

The Buffalo Grove Police Department is committed to the philosophies of Problem Oriented Policing. This type of community policing requires that the police and our community enter into partnerships. These partnerships, in turn, require that the police and community have confidence in each other. Accusations of discriminatory enforcement practices can destroy this confidence. Discriminatory enforcement practices or “Profiling” is defined as the interdiction, detention, arrest or other nonconsensual treatment of an individual because of a characteristic or status. This order establishes the Buffalo Grove Police Department’s policy regarding the treatment of people based on race, sex, national origin, citizenship, religion, ethnicity, age, gender or sexual orientation.

## DEFINITIONS:

**Biased Policing:** The application of police authority based on a common trait of a group. This includes but is not limited to race, ethnicity, national origin, religion, age, gender, gender identity/expression, sexual orientation, immigration status, disability, housing status, occupation, or language fluency.

**Traffic Stop:** The detention of any motorist for a traffic, ordinance and state statute violation or investigative stops of suspicious vehicles.

**Pedestrian Detention:** The frisking, searching, citing, or arresting of any person in a public place.

## ORDER:

Traffic stops and interactive patrols are vital law enforcement responsibilities. In addition to deterring motor vehicle violations, they provide law enforcement visibility and deter crimes that are more serious. Asset seizure and forfeiture efforts are essential tools in drug enforcement methods.

1. An officer may stop a motor vehicle upon a reasonable suspicion that the driver or an occupant committed a motor vehicle violation or other offense. Such stops shall conform to Buffalo Grove Police Department policy and procedures.
2. Officers shall complete the appropriate racial profiling data collection for all traffic stops and pedestrian detentions. The traffic stop data card or sticker must be completed and demonstrate an accurate reflection of the actions taken (*Attachment A*). Pedestrian stop data sheets must document every encounter which meets the definition of “pedestrian detention” listed above (*Attachment B*).
3. This does not preclude an officer from stopping a vehicle or pedestrian to offer assistance (e.g. to inform the driver of an item left on the roof, a substance leaking from the vehicle or rendering aid to a citizen). Such incidents should be classified as a “motorist or citizen assist” call. Mere stopping of pedestrians for investigative reasons, absent the prerequisites defined for pedestrian detention, do not require a pedestrian stop data sheet.
4. Officers are prohibited from stopping, detaining, searching, or arresting anyone solely because of the person’s race, ethnic background, gender, sexual orientation, religion, economic status, age, cultural group or other identifiable group.
5. Asset seizure or forfeiture will not be initiated based solely on race, ethnic background, gender, sexual orientation, religion, economic status, age, cultural group or other identifiable group.
6. Officers shall complete the appropriate incident report whenever:
  - a. Anyone is handcuffed or taken into custody.
  - b. There is a use of force, other than verbal commands, by any officer.
7. Officers shall treat every person with courtesy and respect. An officer shall provide his/her name and the reason for the traffic or pedestrian stop as required in *General Order T-04, Traffic Law Enforcement*.

8. Whenever a person alleges or complains that an officer has engaged in practices prohibited by this directive, the officer shall immediately notify the Watch Commander.

SUPERVISOR RESPONSIBILITIES:

1. Supervisors shall ensure that officers follow the policies and procedures outlined within this directive.
2. The Field Supervisor or Watch Commander shall promptly respond to an incident when requested by an officer advising that a person is making a complaint alleging profiling or other improper conduct.
3. If necessary, the supervisor shall provide the complainant with a Citizen Complaint Form if the matter cannot be resolved. The supervisor shall instruct the complainant on how to fill out the form and to return it either in person or through the mail to the Deputy Chief of Operations.
4. The Deputy Chief of Operations will initiate the proper investigative procedures in accordance with department policy. If bias based profiling is detected corrective measures will be initiated by the Chief of Police in accordance with *General Order R-02, Discipline*.

TRAINING:

All police department enforcement personnel will receive annual training about the harms of discriminatory enforcement, profiling, and legal aspects, including the review of this policy. New police department enforcement personnel will receive initial biased policing training during the field training program.

COMMUNITY OUTREACH:

1. The Deputy Chief of Operations will be the department's community liaison for profiling and/or discrimination issues.
2. The Deputy Chief of Operations, or designee, will conduct an annual review of agency practices and report on discriminatory enforcement complaints/citizen concerns. This annual report will include, but not be limited to:
  - a. A listing of each complaint and/or citizen concern.
  - b. An explanation of corrective measures or action(s) taken.
  - c. Recommended training needs.
  - d. Policy review and recommended changes.

Steven R. Casstevens  
CHIEF OF POLICE