San Antonio Police Department

Cite and Release Program

1ST QUARTER REPORT

(JULY 1 TO SEPTEMBER 30, 2021)

FOR THE YEAR ENDING JUNE 30, 2022



OVERVIEW

This report outlines the enforcement activity related to the SAPD enhanced Cite and Release program, which began on July 1, 2019. The period covered by this report is July 1, 2021, through September 30, 2021. This program authorizes SAPD Officers to issue citations in lieu of custodial arrest in certain Class A or B misdemeanor offenses codified within Texas Code of Criminal Procedure Article 14.06 (c) and (d). The SAPD amended existing departmental policy and expanded officer discretion to support the enhanced cite and release opportunities. However, in consultation with the Bexar County District Attorney's Office, the Class A and B misdemeanor offense of Penal Code 28.08 Graffiti was excluded from the authority to cite and release. The offenses authorized for cite and release under the enhanced SAPD program is as follows:

- 1. Class B Possession of Marijuana (0-2 oz.)
- 2. Class A Possession of Marijuana (2-4 oz.)
- 3. Class B Possession of Substance in Penalty Group 2-A (0-2 oz.) E.g. Synthetic cannabinoids
- 4. Class A Possession of Substance in Penalty Group 2-A (2-4 oz.) *E.g. Synthetic cannabinoids*
- 5. Class B Criminal Mischief (\$100 or over and less than \$750) E.g. damaged property, broken windows, flattened tires
- 6. Class B Theft from businesses (\$100 or over and less than \$750) E.g. shoplifting, retail theft
- 7. Class B Theft of Service (\$100 or over and less than \$750) E.a. non-payment of tab or check, rental fee
- 8. Class B Contraband in a Correctional Facility
 E.g. alcohol, controlled substance, deadly weapon, tobacco products
- 9. Driving While License Invalid

To evaluate the effectiveness of the implementation of the enhanced Cite and Release Program and to provide the community with information on the program, the Department will produce a quarterly report providing information on the following:

- 1. Enforcement Activity
- 2. Race/Ethnicity
- 3. Age
- 4. Gender
- 5. Location
- 6. Offense Type
- 7. Arrest Reason
- 8. Officer Availability

This report will compare the results, on a quarterly basis, to the results of the second year of implementation of the program.

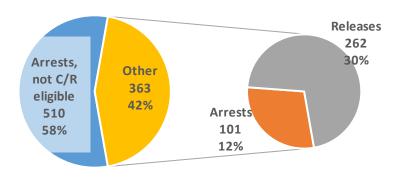
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SUMMARY

During the period of July through September 2021, the SAPD encountered 873 individuals for eligible offenses, via either custodial arrest or issuing a misdemeanor citation. Of the 873 individuals encountered, 510 individuals (58%) had outstanding warrants and/or multiple arrests, making them ineligible for citation and release. 363 (42%) encounters were eligible for citation and release.

The table below provides a breakdown of these police encounters by race/ethnicity.

Race/ Ethnicity	Total Encounters	Arrests (not C/R eligible)	Other Arrests	Released
Hispanic	529	305	63	161
White	146	78	21	47
African American	179	120	14	45
Other Race	19	7	3	9
Total	873	510	101	262
% of Total	100%	58%	12%	30%
			I	



Of the 363 individuals eligible for cite and release, 262 were released and 101 were arrested.

The table below provides detail on the 363 encounters which were eligible for cite and release, disaggregated by race and ethnicity. Release rates range from 69% for whites and 76% for African Americans to 72% for Hispanics.

Race/ Ethnicity	C/R Eligible Encounters	Individuals Arrested	Individuals Released	Release Rate, eligible encounters
Hispanic	224	63	161	72%
White	68	21	47	69%
African American	59	59 14		76%
Other Race	12	3	9	75%
Total	363	101	262	72 %

1. ENFORCEMENT ACTIVITY

During the period of July through September 2021 (Year 3, Q1 of the program), a total of 873 individuals were encountered for eligible offenses, resulting in either a custodial arrest, a citation, or another form of release which can include medical release, emergency detention, and public intoxication hold. During the Year 3, Q1 period, 611 individuals were arrested and 262 (30%) were released (citations plus other releases). Table 1.1 below compares arrests and releases during the current quarter of the program with the same quarter of the prior year.

Table 1.1 – Total Arrests and Citations, current quarter compared to same quarter prior year

	Year July to S	2, Q1 ept 2020	Year 3, Q1 July to Sept 2021		
	Total	%	Total	%	
No. of Arrests	929	65%	611	70%	
No. of Citations	475	33%	260	29.7%	
Other Releases	30	2%	2	0.2%	
Total	1 424	100%	873	100%	
Release Rate*	1,434	35%	0/3	30%	

^{*}Release Rate = Citations plus Other Releases divided by Total.

2. RACE/ETHNICITY

Table 2.1 identifies the race or ethnicity of individuals encountered for offenses eligible for cite and release during the current program quarter and compares those rates with the same quarter of the prior year.

Table 2.1 – Arrestee Racial/Ethnic Demographic Breakdown, current quarter compared to same quarter prior year

Race / Ethnicity	San Antonio Demographics*		2, Q1 ept 2020	Year 3, Q1 July to Sept 2021		
	Demographics	Offenders	Offense %	Offenders	Offense %	
Hispanic	64.2%	956	68%	529	61%	
White	24.8%	238	17%	146	17%	
African American	6.9%	228	16%	179	20%	
Other Race	4.1%	12	1%	19	2%	
Total	100%	1,434	100%	873	100%	

^{*}Source: https://www.census.gov/quickfacts/sanantoniocitytexas

Table 2.2 reflects the release rates across racial and ethnic groups for the current quarter. The release rate is calculated by dividing the number of releases by the total number of offenses shown in Table 2.1. Release rates range from 25% for African Americans to 47% for Other Race in the current program quarter.

Table 2.2 - Release Rates by Race/Ethnicity

Dogo / Ethnisitu	Year 2,		Year 3, Q1			
Race / Ethnicity	July to Se Released	Rel. %	July to Sept 2021 Released Rel. %			
Hispanic	332	35%	161	30%		
White	96	40%	47	32%		
African American	73	32%	45	25%		
Other Race	4	33%	9	47%		
Total	505	35%	262	30%		

3. AGE

Tables 3.1 below reflects the age distribution of individuals encountered for offenses eligible for cite and release during the current program quarter and compares those rates with the same quarter of the prior year. Across all comparison periods, more than 83% of offenders are 40 or younger. This finding is consistent with other general trends in crime skewing towards younger adults.

Table 3.1 – Arrests and Releases by Age Range, current quarter compared to same quarter prior year

Age	Year 2, Q1 July to Sept 2020					Year 3, Q1 July to Sept 2021					
Range	Offenses	Off. %	Arrest	Release	Rel. %	Offenses	Off. %	Arrest	Release	Rel. %	
<20	218	15%	130	88	40%	127	15%	86	41	32%	
21-30	549	38%	362	187	34%	335	38%	233	102	30%	
31-40	378	26%	255	123	32.5%	262	30%	195	67	25.5%	
41-50	200	14%	129	71	35.5%	97	11%	64	33	34%	
51-60	66	5%	38	28	42%	40	5%	24	16	40%	
61-70	20	1%	15	5	25%	10	1%	7	3	30%	
70+	3	0.2%	0	3	100%	2	0.2%	2	0	N/A	
Total	1,434	100	929	505	35%	873	100%	611	262	30%	

4. GENDER

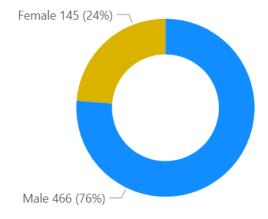
Table 4.1 identifies the gender of individuals encountered for offenses eligible for cite and release during the current program quarter and compares those rates with the same quarter of the prior year. The data demonstrates that 76% of the arrestees were male while 24% were female. The release rate is 29% for males and 33% for females. This is consistent with the previous year where females were released at a higher rate than males.

Table 4.1 – Arrestee Gender, current quarter compared to same quarter prior year

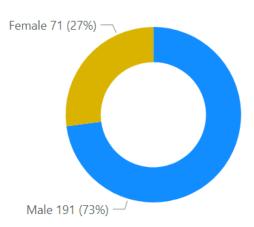
Gender		Year : July to S			Year 3, Q1 July to Sept 2021			
	Arrest	Release	Total	Rel. %	Arrest	Release	Total	Rel. %
Male	676	383	1,059	36%	466	191	657	29%
Female	253	122	375	34%	145	71	216	33%
Total	929	505	1,434	35%	611	262	873	30%

Figure 4.1 – Gender distribution of individuals arrested and released, current quarter

Year 3. Q1 Arrests



Year 3. Q1 Releases



5. LOCATION

Table 5.1 identifies enforcement activity by location within the applicable SAPD Service Area during the current program quarter and compares those rates with the same quarter of the prior year. The number of total arrests and citations during Year 3, Q1 range from a low of 107 in the Prue Service Area to a high of 181 in the West Service Area. The SAPD Service Area with the lowest release rate was the Prue Service Area at 23% and the highest release rate was 38% in the North Service Area.

Table 5.1 – Release Rates by Service Area, current quarter compared to same quarter prior year

Service Area		Year 2 July to Se			Year 3, Q1 July to Sept 2021			
Alea	Arrest	Release	Total	Rel. %	Arrest	Release	Total	Rel. %
Central	165	102	267	38%	100	39	139	28%
North	114	76	190	40%	74	45	119	38%
East	164	72	236	30.5%	103	39	142	27%
West	163	111	274	40.5%	121	60	181	33%
South	230	93	323	29%	99	46	145	32%
Prue	87	45	132	34%	82	25	107	23%
Outside COSA	6	6	12	50%	32	8	40	20%
Total	929	505	1,434	35%	611	262	873	30%

6. OFFENSE TYPE

Table 6.1 identifies the enforcement activity by type of offense during the current program quarter and compares the enforcement activity with the same quarter of the prior year. Class B Theft and Possession of 0-2 ounces of marijuana make up a total of 82% of offenses. Class B Theft has a higher citation release rate of 47% during Year 3, Q1, as compared to the release rate of 28% for Possession of Marijuana 0-2 oz.

Table 6.1 – Arrests by Offense type, current quarter compared to same quarter prior year

Offense Type		Year 2 July to Se			Year 3, Q1 July to Sept 2021			
	Arrest	Release	Total	Rel. %	Arrest	Release	Total	Rel. %
Contraband In Correctional Facility	1	0	1	0%	0	0	0	N/A
Criminal Mischief \$100 to <\$750	98	13	111	12%	69	7	76	9%
Driving While License Invalid	7	4	11	36%	8	1	9	11%
Class B Theft \$100 to <\$750	83	113	196	58%	102	89	191	47%
Class B Theft of Service \$100 to <\$750	2	3	5	60%	3	2	5	40%
Poss. Marijuana 0 to 2 oz	627	337	964	35%	379	150	529	28%
Poss. Marijuana 2 to 4oz	34	12	46	26%	27	5	32	16%
Poss. Sch. 2A Ctrld Subst. < 2oz	77	23	100	23%	23	8	31	26%
Poss. Sch. 2A Ctrld Subst. 2 to < 4oz	0	0	0	N/A	0	0	0	N/A
Total	929	505	1,434	35%	611	262	873	30%

7. ARREST REASON

The reason officers effect a custodial arrest can vary widely and current SAPD policy identifies certain circumstances where a custodial arrest is required. Table 7.1 identifies the reason for officers effecting a custodial arrest. During Year 3, Q1, 510 (84%) of 611 custodial arrests were made in instances when the arrestee had outstanding warrants or multiple charges, rendering them ineligible for citation and release because an arrest is mandatory in these cases.

Table. 7.1 – Reason for Custodial Arrest

Arrest Reason		2, Q1 Sept 2020	Year 3, Q1 July to Sept 2021		
	Total	%	Total	%	
Multiple Charges	686	74%	372	61%	
Warrants	148	16%	138	23%	
Mandatory arrests - not eligible for C/R	834	<i>90%</i>	510	84%	
Victim Custodial Arrest Demand / Expected	27	3%	29	4.7%	
Medical / Self Harm	4	0.4%	21	3%	
Uncooperative Suspect	8	0.9%	11	1.8%	
Unspecified	38	4%	4	0.6%	
Insufficient ID	2	0.2%	5	0.8%	
Suspect of Other Criminal Behavior	8	0.9%	28	4.5%	
Not Bexar County Resident	8	0.9%	3	0.5%	
Total	929	100%	611	100%	

During Year 3, Q1, 101 arrests were made in cases that did not involve warrants or multiple charges. Table 7.2 below shows the proportion of arrestees by race and ethnicity across all arrests, cite and release eligible arrests, and mandatory arrests.

Table. 7.2 – Demographics and Custodial Arrest by Race/Ethnicity

Race / Ethnicity		Year 2, Q1 July to Sept 2020						Year 3, Q1 July to Sept 2021				
		tal ests		ligible ests		datory ests		otal ests		ligible ests		datory ests
Hispanic	624	67%	66	69%	558	67%	368	60%	63	62%	305	60%
White	142	15%	11	12%	131	16%	99	16%	21	21%	78	15%
African American	155	17%	17	18%	138	17%	134	22%	14	14%	120	24%
Other Race	8	1%	1	1%	7	1%	10	2%	3	3%	7	1%
Total	929	100%	95	100%	834	100%	611	100%	101	100%	510	100%

8. OFFICER AVAILABILITY

Cite and release saves officer time because issuing a citation takes less time than completing an arrest. Table 8.1 shows officer time saved according to the average amount of time an officer spends on an arrest for a particular offense. During Year 3, Q1, the officer time saved by issuing citations was 466.3 hours. The full-time equivalent (FTE) for an officer's time is estimated at 410 hrs per quarter, so the citations issued in Year 3, Q1 resulted in a time saving of 1.1 FTEs.

Table 8.1 – Reduced Officer Time On Call, current quarter compared to same quarter prior year

	Avg.	Year	· 2, Q1	Year 3, Q1		
Offense Type	minutes	Apr to	Jun 2020	Apr to Jun 2021		
	for arrest	Releases	Hrs saved	Releases	Hrs saved	
Contraband In Correctional Facility	N/A	0	N/A	0	N/A	
Criminal Mischief \$100 to <\$750	0	13	N/A	7	N/A	
Driving While License Invalid	70	4	4.7	1	1.2	
Class B Theft \$100 to <\$750	117	113	220.4	89	173.5	
Class B Theft of Service \$100 to <\$750	14	3	0.7	2	0.5	
Poss. Marijuana 0 to 2oz	112	337	629.1	150	280	
Poss. Marijuana 2 to 4oz	32	12	6.4	5	2.7	
Poss. Sch. 2A Ctrld Subst. < 2oz	63	23	24.2	8	8.4	
Poss. Sch. 2A Ctrld Subst. 2 to < 4oz	0	0	N/A	0	N/A	
Total		505	885.3	262	466.3	
Officer FTE (hrs)	410	303	2.2 FTE	202	1.1 FTE	

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SAPD Class A/B Misdemeanor Cite & Release Program Report

1st Quarter Report for the Year Ending June 30, 2022

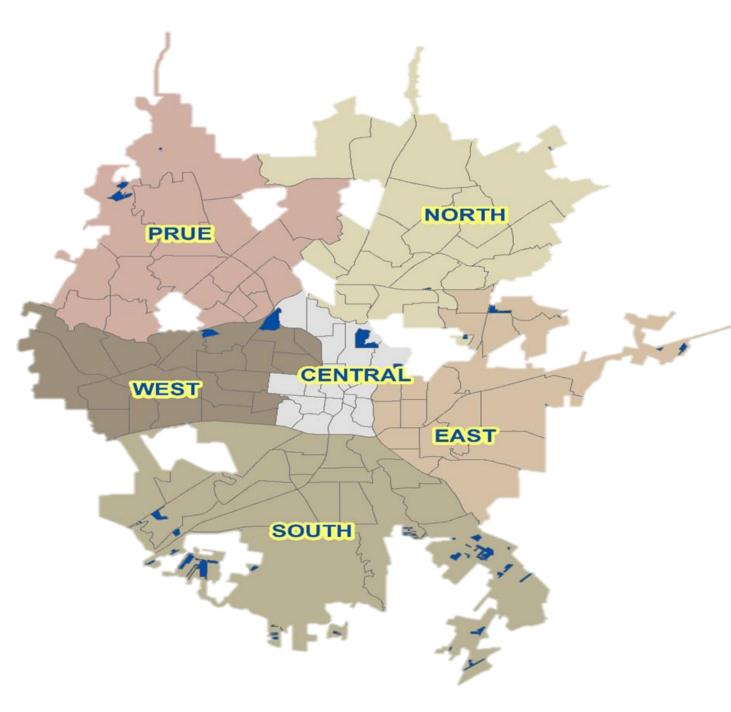
APPENDIX

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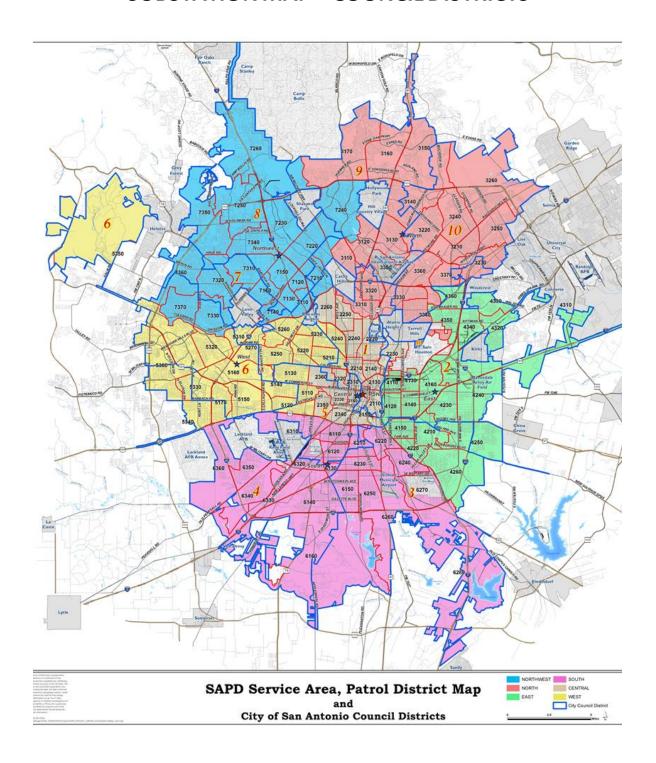
SAPD Class A/B Misdemeanor Cite & Release Program Report

1st Quarter Report for the Year Ending June 30, 2022

SUBSTATION MAP



SUBSTATION MAP – COUNCIL DISTRICTS



CITATION BOOK

SAN ANTONIO POLICE DEPARTMENT CITE AND RELEASE CITATION **INSTRUCTIONS:** 1) ELIGIBLE OFFENSES: ARE LISTED IN GENERAL MANUAL PROCEDURE 505.06.B. a) An Officer who determines probable cause has been established for any of the eligible offenses can issue a citation if the offender does not have any of the restrictions listed in General Manual Procedure 505.05.A 2) Report Responsibility: When officers issue a Cite and Release Citation in lieu of custodial arrest, the officers shall: a) Create an offense report; b) Document the citation number in the report; c) Submit the report for approval; d) The report shall be submitted to the DA's Office per General Manual Procedure 505.03.B. 3) The original citation is submitted in an envelope through bin mail to: DA's Office, Intake Division, Attn: Cite and Release. 4) Date of Appearance should be set 10 days from the date the citation is issued. 5) Return empty ticket books to Records Unit for destruction.

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	SEE REVERSE SIDE FOR MORE INSTRUCTIONS								

ANNUAL CUSTODIAL ARRESTS/CITATIONS BY PATROL DISTRICT <u>Central Service Area</u>

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
CENTRAL	2110	10	1	11
CENTRAL	2120	7	3	10
CENTRAL	2130	2		2
CENTRAL	2140	2	1	3
CENTRAL	2150	4		4
CENTRAL	2160	6		6
CENTRAL	2210	2		2
CENTRAL	2220	44	15	59
CENTRAL	2230	1		1
CENTRAL	2240	2		2
CENTRAL	2250	1	1	2
CENTRAL	2260	4	10	14
CENTRAL	2310	4	3	7
CENTRAL	2320	3	2	5
CENTRAL	2330	3	1	4
CENTRAL	2340	2		2
CENTRAL	2350	2		2
CENTRAL	2360	1	2	3
Total		100	39	139

North Service Area

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
NORTH	3110	4	1	5
NORTH	3120	1	1	2
NORTH	3130	2	1	3
NORTH	3140	1	1	2
NORTH	3150	1		1
NORTH	3160	3		3
NORTH	3170	1	3	4
NORTH	3210	15	10	25
NORTH	3230	2	4	6
NORTH	3240	6	1	7
NORTH	3250	4		4
NORTH	3260	1	3	4
NORTH	3310	3	3	6
NORTH	3320	6	6	12
NORTH	3330	7	5	12
NORTH	3340	2	1	3
NORTH	3350	8	5	13
NORTH	3360	3		3
NORTH	3370	4		4
Total		74	45	119

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ANNUAL CUSTODIAL ARRESTS/CITATIONS BY PATROL DISTRICT South Service Area

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
SOUTH	6110	6	1	7
SOUTH	6120	2	2	4
SOUTH	6130	6	2	8
SOUTH	6140	5	2	7
SOUTH	6150		1	1
SOUTH	6160	3		3
SOUTH	6210	39	12	51
SOUTH	6220	3	4	7
SOUTH	6230	5		5
SOUTH	6240	1	2	3
SOUTH	6250	1	1	2
SOUTH	6260	6	3	9
SOUTH	6270	1		1
SOUTH	6310	2	1	3
SOUTH	6320	3	1	4
SOUTH	6330	4	2	6
SOUTH	6340	3	1	4
SOUTH	6350	2		2
SOUTH	6360	7	11	18
Total		99	46	145

Prue Service Area

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
PRUE	7110	23	4	27
PRUE	7120	6		6
PRUE	7130	1		1
PRUE	7140	5	2	7
PRUE	7150	2	2	4
PRUE	7160	2		2
PRUE	7210	6	1	7
PRUE	7230	8	2	10
PRUE	7240	1	1	2
PRUE	7250	3	1	4
PRUE	7260	6	1	7
PRUE	7320	2	2	4
PRUE	7330	3		3
PRUE	7340	4	5	9
PRUE	7350	2	1	3
PRUE	7360	4	2	6
PRUE	7370	4	1	5
Total		82	25	107

ANNUAL CUSTODIAL ARRESTS/CITATIONS BY PATROL DISTRICT <u>East Service Area</u>

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
EAST	4120	4	1	5
EAST	4130	4		4
EAST	4140	5	1	6
EAST	4150	2		2
EAST	4160	4		4
EAST	4210	42	17	59
EAST	4220	11	10	21
EAST	4230	7	2	9
EAST	4240	4	1	5
EAST	4250	2	1	3
EAST	4260	2	3	5
EAST	4310		1	1
EAST	4320	1		1
EAST	4330	3		3
EAST	4340	7	2	9
EAST	4350	2		2
EAST	4360	3		3
Total		103	39	142

West Service Area

Substation	Patrol District	Custodial Arrest	Citation/Released Other	Total
WEST	5110	2	1	3
WEST	5120	4	2	6
WEST	5130	8	1	9
WEST	5140	5		5
WEST	5150	8	2	10
WEST	5160	7		7
WEST	5170	6		6
WEST	5210	1	4	5
WEST	5220	6	4	10
WEST	5230	5		5
WEST	5240	2	4	6
WEST	5250	2		2
WEST	5260	3	1	4
WEST	5270	3	2	5
WEST	5310	8	4	12
WEST	5320	4		4
WEST	5330	8	12	20
WEST	5340	3		3
WEST	5350	4	5	9
WEST	5360	32	17	49
WEST	WEST		1	1
Total		121	60	181