

108TH CONGRESS  
1ST SESSION

# H. R. 86

To provide for the collection of data on traffic stops.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2003

Ms. JACKSON-LEE of Texas introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide for the collection of data on traffic stops.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Traffic Stops Along  
5       the Border Statistics Study Act of 2003”.

6       **SEC. 2. ATTORNEY GENERAL STUDY.**

7       (a) STUDY.—

8               (1) IN GENERAL.—The Attorney General shall  
9       conduct a nationwide study of stops for traffic viola-  
10       tions by law enforcement officers.

11               (2) INITIAL ANALYSIS.—The Attorney General  
12       shall perform an initial analysis of existing data, in-

1 including complaints alleging, and other information  
2 concerning, traffic stops motivated by race and other  
3 bias.

4 (3) DATA COLLECTION.—After completion of  
5 the initial analysis under paragraph (2), the Attor-  
6 ney General shall gather the following data on traf-  
7 fic stops from a nationwide sample of jurisdictions,  
8 including jurisdictions identified in the initial anal-  
9 ysis:

10 (A) The traffic infraction alleged to have  
11 been committed that led to the stop.

12 (B) Identifying characteristics of the driver  
13 stopped, including the race, gender, ethnicity,  
14 and approximate age of the driver.

15 (C) Whether immigration status was ques-  
16 tioned, immigration documents were requested,  
17 or an inquiry was made to the Immigration and  
18 Naturalization Service with regard to any indi-  
19 vidual in the vehicle and whether any individual  
20 in the vehicle was turned over to immigration  
21 officials.

22 (D) The number of stops conducted within  
23 25 miles of the United States border with Mex-  
24 ico compared with the number of stops con-

1           ducted within 25 miles of the United States  
2           border with Canada.

3           (E) The number of individuals in the  
4           stopped vehicle.

5           (F) Whether a search was instituted as a  
6           result of the stop and whether consent was re-  
7           quested for the search.

8           (G) Any alleged criminal behavior by the  
9           driver that justified the search.

10          (H) Any items seized, including contra-  
11          band or money.

12          (I) Whether any warning or citation was  
13          issued as a result of the stop.

14          (J) Whether an arrest was made as a re-  
15          sult of either the stop or the search and the  
16          justification for the arrest.

17          (K) The duration of the stop.

18          (b) REPORTING.—Not later than 120 days after the  
19          date of the enactment of this Act, the Attorney General  
20          shall report the results of its initial analysis to Congress  
21          and make such report available to the public, and identify  
22          the jurisdictions for which the study is to be conducted.  
23          Not later than 2 years after the date of the enactment  
24          of this Act, the Attorney General shall report the results

1 of the data collected under this Act to Congress, a copy  
2 of which shall also be published in the Federal Register.

3 **SEC. 3. GRANT PROGRAM.**

4 In order to complete the study described in section  
5 2, the Attorney General may provide grants to law en-  
6 forcement agencies to collect and submit the data de-  
7 scribed in section 2 to the appropriate agency as des-  
8 ignated by the Attorney General.

9 **SEC. 4. LIMITATION ON USE OF DATA.**

10 Information released pursuant to section 2 shall not  
11 reveal the identity of any individual who is stopped or any  
12 law enforcement officer involved in a traffic stop.

13 **SEC. 5. DEFINITION.**

14 For purposes of this Act, the term “law enforcement  
15 agency” means an agency of a State or political subdivi-  
16 sion of a State, authorized by law or by a Federal, State,  
17 or local government agency to engage in or supervise the  
18 prevention, detection, or investigation of violations of  
19 criminal laws.

20 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

21 There are authorized to be appropriated such sums  
22 as may be necessary to carry out this Act.

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