

RILEY COUNTY POLICE DEPARTMENT

Report Submission

To:	Director Peete		
Thru:	Assistant Director Moldrup		
From:	Lieutenant Daryl Ascher		
Position:	Internal Affairs	Division:	Office of the Director
Report Title:	Internal Affairs Annual Summary		
Rpt Freq./Year:	Annual / 2023		
Policy #:	26.2.5		
Date:	February 29, 2024		

Policy:

The Internal Affairs Officer will complete and submit to the Director an annual overview. This report will recap the past year's activities, a statistical analysis, analysis of complaint areas, and resolution of cases.

Investigations:

In 2023, the Internal Affairs Section received twenty (21) cases for investigation:

- Three (3) cases were reported by members of the public and involved:
 1. (2) Police Officers
 2. (1) Correction Officers
 3. (0) Support/Professional Staff
 4. (0) Communication Staff
- Eighteen (18) cases were reported internally and involved:
 1. (10) Police Officers
 2. (6) Corrections Officers
 3. (1) Support/Professional Staff
 4. (2) Communication Staff

Total Internal Affairs (IA) and Administrative Action (AA) reports for the Past Five Years:

All Cases	2019	2020	2021	2022	2023
AA	17	24	37	17	18
IA	7	7	6	3	3

The following chart details complaints by Quarter for 2023:

Quarter	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
AA	3	5	6	4
IA	1	2	0	0

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2023 Types of Complaints Received and findings

Allegations	Allegation Total	Unfounded	Exonerated	Unsubstantiated	Improper Conduct	Disposition Pending
Failure to Take Appropriate Action	2		1	1		
Obedience to Policies	6		1	2	3	
Core Value	2				2	
Collection of Evidence Property	1				1	
Reporting for Duty	2				2	
Use of Force	1		1			
Submission of Reports						
Courtesy	1				1	
Operation of Department Vehicles	2				2	
Neglect of Duty						
Dissemination of Information	1		1			
Misdemeanor Crime						
Escape of Prisoners						
General Rules of Conduct	5			2	3	
Supervision						
Abuse of Alcohol While Off-Duty						
Use of Department Computer						
Discrimination						
38Felony Crime						
Insubordination						
Immoral Conduct						
Conformance to Laws	1	1				
Unprofessional Conduct	1				1	
Truthfulness	1				1	
Transmission of Messages	1				1	
Unwanted Harassment	3			3		
Public Statements	2			2		
Reporting Policy Violations	2			2		
Reporting Internal Relationship	2				2	
Misuse of Sick Leave	1				1	
Alcoholic Beverage on Property	1			1		
Total:	38	1	4	13	20	

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Allegations Reflected

There were a total of three (3) Internal Affairs investigations initiated as a direct result of allegations made by the public. There were a total of seventeen (18) Administrative Action investigations initiated by internal review. Some complaints and/or investigations revealed accusations of more than one policy violation. Due to the same, the total number of charges is greater than the total number of investigations. Additionally, the number of personnel involved is also higher than the number of allegations because in some instances involved multiple members of the agency.

Page 4 Chart	Allegation Dispos	Total
	Unfounded	1
	Exonerated	4
	Unsubstantiated	13
	Improper Conduct	20
	Disposition Pending	0

2023 Complaint Dispositions

The graph above illustrates the outcomes of the complaints filed in 2023. As demonstrated, the majority of complaints resulted in the finding of improper conduct. Since most complaints were initiated internally, this suggests those within the organization recognize improper conduct and are reporting it. This is supported by the fact that most incidents involved policy violations with supervisors typically reporting the alleged violations. The figures below also reinforce this hypothesis.

Allegation Dispos	IA	AA
No Action	2	10
Counseling	0	5
Oral Reprimand	1	0
Written Reprimand	0	2
Demotion	0	0
Suspension W/Out Pay	0	1
Suspension With Pay	0	0
Dismissal	0	2
Resigned	0	1
Transferred	0	0
Disposition Pending	0	0

Demographics:

Our department is responsible for policing all of Riley County. Riley County consists of 609 square miles. The 2020 US Census Bureau estimates the population for our policing area to be 71,959 people with a race profile as follows:

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Race	%
White	77.1
Hispanic	8.1
Black	6.9
Asian	4.8
Native American	0.8
Hawaiian / Pacific Islander	0.2

Demographic Breakdown of Complaints by Race and Gender:

Race	Total
White	2
Hispanic	0
Black	1
Asian	0
Native American	0
Hawaiian/ Pacific Islander	0

Gender	Total
Male	1
Female	2

In 2023, we received three (3) complaints from members of the public. All three 2023 public complaints involved allegations that had to be investigated as they all had potential to contain policy violations. During the same timeframe, that is the 2023 calendar year, RCPD received a total of 48,179 calls for service. Given the same, RCPD had three external complaints initiated out of those 48,179 calls. That is a ratio of roughly one complaint per 16,060 calls. This is an incredibly low ratio. However, to break it down even more accurately, of the 48,179 calls for service 9,510 were for playbook activities, 8,790 were traffic stops, and 974 were instances where an RCPD officer conducted a standby during a flight at the airport.

Playbook activities are proactive crime fighting measures used by RCPD patrol personnel to place our uniformed members in areas where past crime data suggests a crime may be more likely to occur. Playbook activities do not always include interactions with the public. As such, a complete analysis should consider the removal of playbook data as a whole. Removing playbook calls would bring the number of outside initiated calls for service to 38,669.

It is important to note the remaining 38,669 calls encompass all other interactions. These could be interactions could be as limited as a simple phone call with a dispatcher or as broad as a call for service that may require an officer or officers to interact with a large number of people. The data may also be misleading in regard to the number of people our officers interact with wherein no record exists of the same. An example of this type of interaction may include someone approaching an officer with a question when they are out in public or simply a conversational interaction. The

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number of these types of interaction would be impossible to quantify or track appropriately at this time.

Our arrest data indicates 1,894 people were arrested and booked into the Riley County Jail in 2023. Of those 1,894 people 1,699 were persons arrested by RCPD officers. The other 195 people were arrested by outside agencies. The Kansas Highway Patrol (KHP), the Pottawatomie County Sheriff's Office, and the Kansas State University Police Department (KSUPD) share portions of RCPD's jurisdiction. KHP arrested 46 people, KSUPD arrested 34 people, and the Pottawatomie County Sheriff's Office arrested 24 people. The remaining 91 people were arrested by agencies throughout the state of Kansas. The arrests attributed to outside agencies are those of individuals arrested on warrants based upon an RCPD investigation. This arrest number includes probable cause arrests, warrant arrests, and juveniles who were taken into custody. This number does not include those who were issued a notice to appear, those who were forced to appear before a court under the power of a summons, those who were sentenced and remanded in our custody, and those who were detained and released.

In reviewing the complaints filed as well as the internal administrative actions, I found no alarming trends or patterns that would suggest bias. I would also conclude there is little statistical relevance in the external complaint data due to the very low number of external complaints filed in 2023. With an augmented (to exclude the playbook calls as outlined above) ratio of approximately one complaint to every 12,890 calls, the amount of external complaints is simply an extremely small sample size.

Our department utilizes an Early Warning System (EWS) to identify employees who by virtue of engaging a pattern of behavior or misconduct may need active engagement to resolve an issue or issues. The criteria to initiate the EWS are to have two (2) substantiated IA/AA complaints within a quarter or four (4) substantiated IA/AAs in one year. In 2023, we initiated zero (0) EWS cases.

The charts below depict the total number of complaints filed visa vi public or supervisor initiated against RCPD personnel. Each complaint may involve one or more allegations of misconduct by an employee as stated above. Given the same, and again, the conclusions of facts may exceed the number of complaints.

CALEA Proof:

Complaints & Internal Affairs Investigations			
<u>External Complaints</u>	2021	2022	2023
Citizen Complaint	6	3	3
Improper Conduct	1	2	1
Unsubstantiated	3	0	0
Unfounded	1	0	0
Exonerated	1	1	2

Complaints & Administrative Action Investigations			
<u>Internal Complaint</u>	2021	2022	2023
Administrative Action	37	17	18
Improper Conduct	32	14	10
Unsubstantiated	1	2	7
Unfounded	1	0	3
Exonerated	3	1	3